

**MINUTES OF THE REGULAR MEETING OF THE PINCKNEYVILLE CITY COUNCIL**

**HELD MONDAY, OCTOBER 14, 2019 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 Ricky J. Cicardi, Kevin B. Hicks, Sammy D. Peradotta, William B. Stotlar, and Mayor Robert L. Spencer. Mayor Spencer declared a quorum present. Mayor Spencer then announced the agenda was set. Administrative staff present: Deputy Clerk Terri Lindner, City Attorney Don Bigham, Interim Police Chief Kenny Kelley, and Fire Chief Jim Gielow. The Pledge of Allegiance was led by Commissioner Hicks.

**PREVIOUS MINUTES**

Motion was made by Commissioner Hicks to approve the minutes of the September 23, 2019 regular meeting. The motion was seconded by Commissioner Stotlar. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

**TREASURER'S REPORT**

City Treasurer Arthur F. Reese reviewed the treasurers report and stated that the total ending bank balances as of September 30, 2019 was \$5,795,738.16. Unrestricted as of August 31, 2019 was \$1,480,134.30. Commissioner Stotlar made a motion to approve the treasurer's report. The motion was seconded by Commissioner Peradotta. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

**ACCOUNTS PAYABLE**

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

**CORRESPONDENCE**

Commissioner Cicardi read a letter the City received from American Public Gas Association presenting the City with a 2019 safety award.

Commissioner Hicks announced that the Thresherman's fall show start October 17, 2019 and lasts through Sunday, October 20, 2019.

Commissioner Cicardi announced there was an USSSA softball tourney going on out at the fairgrounds this weekend as well. Commissioner Peradotta congratulated the 204 Tiger Softball team for winning the State softball tournament.

**CHANGE IN EFFECTIVE DATE OF AGREEMENT WITH PERRY COUNTY AG SOCIETY- R-2019-35**

Motion by Commissioner Cicardi, seconded by Commissioner Hicks to approve a change in the effective date from September 1, 2019 to June 1, 2019, in an agreement between the City of Pinckneyville and Perry County Agricultural Society. Commissioner Cicardi stated that the agreement that was signed had the effective date of 09/01/2019 and it should have been 06/01/2019. He explained that he and a representative of the Ag Society has penciled in the correct date and both have initialed the change. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

**APPROVAL OF CONTRACTORS APPLICATION FOR PAYMENT NO. 1 TO HAIER PLUMBING & HEATING**

Commissioner Cicardi requested approval of contractor's application for Payment No. 1 authorizing payment to Haier Plumbing & Heating, Inc. for \$218,646.00 for sewer line improvements in connection with the Community Development Block Grant program. Jesse Maynard, project engineer from HMG Engineers, Inc. explained that the project replaced more than 2,000 feet of original 12-inch main line that ran to the City's 1920 sewer plant. Commissioner Cicardi made a motion to approve payment. The motion was seconded by Commissioner Peradotta. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

**APPROVAL OF CHANGE ORDER NO. 1 FOR CHANGE IN TERMS OF CONTRACT WITH HAIER PLUMBING & HEATING, INC.**

Commissioner Cicardi introduced Change Order No. 1, a change order to be placed on file for a change in terms of the contract with Haier Plumbing and Heating, Inc. for sewer system improvements in connection with the CDBG grant program. Jesse Maynard from HMG Engineers, Inc. said the workers came across three unexpected sewer services as well as limestone. He stated that they had 35 feet to tie in between the 15-inch and 12-inch sewer and in that 35 feet about two to three feet below ground they encountered limestone. The workers had to remove almost 5 feet of limestone. He explained that they lost almost a week and with the change still came under budget. He also explained the project was originally supposed to go all the way across 127, but when next years funding came out, they cut us back because it was considered a floodway. He stated that they would catch that with the plant project. Commissioner Cicardi made a motion to place Change Order No. 1 on file. The motion was seconded by Commissioner Peradotta. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

**REQUEST APPROVAL TO PURCHASE SEED AND FERTILIZER FOR SOCCER PARK**

Commissioner Cicardi made a motion to approve the purchase of seed and fertilizer for the Soccer Park. The motion was seconded by Commissioner Stotlar. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

**APPROVAL TO OUTDOOR CREATIONS FOR TREES AT CITY PARK**

Commissioner Cicardi made a motion to approve payment to Outdoor Creations in the amount of \$1,920.00 for 8 trees that will be planted at the City Park. He explained that the City is purchasing 8 trees, the American Thresherman Association is purchasing and donating 8 trees, and Modern Woodmen are purchasing and donating 6 trees. He explained that the City will be writing the check for all 22 trees but will be reimbursed from the Thresherman and Modern Woodmen. The motion was seconded by Commissioner Peradotta. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

**STREET COLLECTION REQUEST FROM DELTA THETA TAU SORORITY**

Crystal Kreger from the Delta Theta Tau Sorority requested permission to collect on the intersection of Water Street and Walnut Street, the intersection of Water Street and Main Street, and the intersection of W. Jackson and Route 127 on Saturday, November 2, 2019 from 8:00 a.m. to 12:00 p.m. Commissioner Hicks made a motion to approve the collection request. The motion was seconded by Commissioner Cicardi. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

**STREET CLOSURES FOR AMERICAN THRESHERMAN**

The American Thresherman Association is requesting to close Ballpark Road during the fall 2019 American Thresherman Show which is October 17, 2019 through October 20, 2019. Commissioner Hicks made a motion to approve the street closing on Ballpark Road for the 2019 October show. The motion was seconded by Commissioner Peradotta. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

**R-2019-41 EMPLOYMENT CONTRACT WITH MELISSA S. KELLERMAN**

Commissioner Stotlar introduced Resolution No. R-2019-41, a resolution to be placed on file, authorizing the City of Pinckneyville, Perry County, Illinois, to enter an employment contract with Melissa S. Kellerman for the City Clerk position. Commissioner Stotlar made a motion to place Resolution No. R-2019-41 on file. The motion was seconded by Commissioner Hicks. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

**EXTENSION FOR ROGER AND KAREN HEAPE TO COMPLETE SALVAGE OPERATIONS**

Mayor Spencer requested an extension of time for Roger and Karen Heape to complete salvage operations on real estate acquired by the City of Pinckneyville. City Attorney Don Bigham said the original contract stated that November 30, 2019 was the deadline but the Heape's have requested to extend until the end of February 2020. He then stated that it was in the City's best interest not to extend past that date. The motion was made by Commissioner Hicks and seconded by Commissioner Stotlar. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

**APPOINT BRIAN OYLER TO ZONING BOARD**

Mayor Spencer requested approval to appoint Brian Oyler to the Zoning Board. City Attorney Don Bigham stated that there were three open seats on that board and the terms were staggered. Commissioner Hicks made the motion with a second from Commissioner Stotlar. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

**APPROVAL OF BIDS TO REPAIR PAVEMENT LOCATED AT 1 MONARCH AVENUE**

Mayor Spencer requested approval for bids to repair pavement located at 1 Monarch Avenue in Pinckneyville. The sealed bids were open by Mayor Spencer. The two bids that were opened were from HMG Engineers, Inc. for \$110,000.00 and Loos Excavating, Inc. for \$72,123.00. The bid was accepted from Loos Excavating, Inc. Commissioner Peradotta made a motion to accept the Loos Excavating bid with a second from Commissioner Cicardi. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

**PUBLIC COMMENTS**

None

**ADJOURNMENT TO EXECUTIVE SESSION**

Motion by Commissioner Peradotta, seconded by Commissioner Cicardi to move the meeting to Executive Session at 6:25 p.m. for the discussion of Section 2 (c) (1) Appointment, employment, compensation, discipline, performance, or dismissal of an employee. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

**RETURN TO REGULAR MEETING**

Motion by Commissioner Peradotta, seconded by Commissioner Stotlar to return to the regular meeting at 7:30 p.m. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

**RECESS**

Motion by Commissioner Cicardi, seconded by Commissioner Stotlar to recess the meeting at 7:31 p.m. and reconvene on Tuesday, October 15, 2019 at 6:00 p.m. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

**RECONVENE**

Mayor Robert L. Spencer called to reconvene the regular meeting of the Pinckneyville City Council to order at 6:00 p.m. on Tuesday, October 15, 2019 in the Council Chambers, City Hall. Members present: Commissioners Ricky J. Cicardi, Sammy D. Peradotta, William B. Stotlar, and Mayor Robert L. Spencer. Commissioner Kevin B. Hicks was absent. Mayor Spencer declared a quorum present.

**ORDINANCE NO. O-2019-24 LEASE AGREEMENT WITH CELLCO PARTNERSHIP, D/B/A VERIZON WIRELESS**

Commissioner Cicardi introduced Ordinance No. R-2019-24, a resolution to be placed on file, approving and authorizing a lease agreement between the City of Pinckneyville, Perry County, Illinois and Cellco Partnership, D/B/A Verizon Wireless. City Attorney Don Bigham stated that after some changes with the legal description and liability insurance this contract was acceptable. He stated that it was a 25-year lease that will automatically renew every 5 years unless it is terminated at the end of the then current term. Commissioner Cicardi made a motion to place Ordinance No. O-2019-24 on file. Commissioner Peradotta seconded the motion. On roll call: Commissioners Cicardi, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Absent: Hicks. Motion declared carried.

**ADJOURNMENT**

Motion by Commissioner Cicardi, seconded by Commissioner Stotlar to adjourn the meeting at 6:06 p.m. On roll call: Commissioners Cicardi, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Absent: Hicks. Motion declared carried.