

CITY OF OLNEY  
CITY COUNCIL MEETING  
FEBRUARY 14, 2011

AGENDA #1 “CALL TO ORDER” The February 14, 2011 meeting of the Olney City Council was called to order at 7:30 p.m. in the Council Chambers of the Olney City Hall located at 300 S. Whittle Avenue, Olney, Illinois, with Mayor Mark Lambird presiding.

AGENDA #2 “PLEDGE OF ALLEGIANCE TO THE FLAG-PRAYER” Council members and visitors joined in the pledge of allegiance to the flag. Darrell Brame led the group in a prayer.

AGENDA #3 “ROLL CALL” The following Council members were present: Gary Foster, Brad Brown, Pete Weber, Bob Ferguson and Mark Lambird. Also present were City Manager Randy Bukas, City Attorney Larry Taylor, City Engineer Roger Charleston, City Treasurer Brad Yockey and City Clerk Belinda Henton.

AGENDA #4 “PRESENTATION OF CONSENT AGENDA”

4-A Approve Minutes of Council Meeting on January 24, 2011 and Special City Council Meeting January 31, 2011

4-B Approve and Authorize Payment of Accounts Payable February 15, 2011-Pooled Cash \$104,024.24, manual Pooled Cash \$125,772.62, Water Deposit Refunds \$1,857.20, Motor Fuel Tax \$4,271.78, Levied Insurance \$1,327.60 and Tourism \$4,885.10

4-C Resolution: CDAP Storm Sewer Grant Application-Boone Street Phase II -Resolution 2011-R-03

4-D Approval After Prom Committee Donation-\$750.00

4-E Raffle License - First National Bank-Relay for Life

4-F Raffle License - Olney Memorial Post 4226-VFW

4-G Raffle License - Richland County Athletic Association

AGENDA #5 “REMOVAL OF ITEMS FROM CONSENT AGENDA” No items were requested for removal.

AGENDA #6 “CONSIDERATION OF CONSENT AGENDA” Councilman Foster moved to approve the consent agenda, seconded by Councilman Weber. A unanimous voice vote was received.

AGENDA #7 “CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA” No consideration was necessary for items removed from the consent agenda.

AGENDA #8 “STAFF REPORTS”

8-A “City Manager - Status Report” Mr. Bukas reported two income tax payments were received in January totaling \$84,800. The November sales tax receipts received in February continue to increase. Receipts were \$8,800 more this year than November 2009, and better than the past three years. Sales tax receipts are 2.27% ahead of budget projections.

Three quotes were received for materials for the audible pedestrian signals ranging from \$10,752 to \$5,976. This purchase has not been budgeted and cannot be included in the bid for the LED grant. Mr. Bukas asked if the Council wanted to proceed with the audible signals. City crews could install the signals. Mayor Lambird will talk to the vision support group concerning a national grant for audible signals.

Three building permits were issued in January.

Staff prepared a grant application for a 3/4 ton pickup truck for the Recycling Department, but it did not qualify.

The oil burning furnace has been installed and is working in the Mechanic's shop.

8-B "City Manager - Report on Water Usage" Mr. Bukas reported that between January 1, 2010 and December 31, 2010, the Water Plant pumped 468,273,000 gallons of water. Customers were billed for 443,714,200 gallons. Unaccounted gallons were 24,558,000 or 5.4% of water pumped. This unaccounted gallons of water includes water breaks and hydrant flushing. Before the water main replacement program, unaccounted water amounted to 12-13% of water pumped.

8-C "City Manager - Report on City Council Advance" Mr. Bukas reported on the results of the recent Council Advance. Last year the Council looked at upgrading older equipment, increasing efficiencies, sidewalks, adding a full time firefighter and redevelopment. Quite a bit has been accomplished this last year. Thirty-nine different projects or purchases were completed. Eleven projects or purchases are still in progress and another 11 will be pursued yet this fiscal year. The Council established goals for 2011 to replace worn out and aging equipment, establishing a campground near East Fork Lake, street repairs, emergency plan, bike path from Musgrove Park to Miller's Grove, hire a fourth firefighter and continue the water main replacement program.

8-D "City Clerk-Tourism" City Clerk Henton reported that the Southeastern Illinois Convention and Visitors Bureau recently met and voted to merge with the Southwestern Illinois Convention and Visitors Bureau. The Southwestern CVB currently represents 10 Illinois counties. Letters of support from each of the Southeastern Illinois counties are being sent to the Southwestern CVB and they will request approval of the merger from the state. This is the first time a merger between two CVB's has been requested. The merger will benefit our area by making available their staff to promote our area. They currently have seven staff members serving their area and plan to add another staff member that is familiar and knowledgeable with our area. The new CVB will be renamed to reflect the area that is covered. The Southeastern CVB Board is excited about this merger and the opportunities for expanding distribution of tourism information from our area.

#### AGENDA #9 "NEW BUSINESS"

9-A "Request: Welcome to Olney Sign" Vanessa McCormick and Darin Weidner, representing the FFA Alumni and Mikyla Cooper, representing the Olney FFA Chapter

requested permission to place an FFA welcome sign on the north end of the Consolidated Grain and Barge property along Route 130. The FFA Alumni are willing to finance the project. The sign will measure 4' x 8' and be placed approximately 3' off the ground with landscaping that the FFA horticulture class will be responsible for maintaining.

The Council was agreeable with this request.

Councilman Ferguson moved to waive the sign fee, seconded by Councilman Foster. A unanimous voice vote was received.

9-B “Resolution: Accept Bid for Clarifier Sealing” Included in the current budget is \$45,000 for clarifier sealing. This work will consist of pressure grouting the exterior cracks on the clarifier at the Water Plant. Two bids were received with the low bid being \$19,349.20 from T. Luckey Sons Inc. Additional work is being considered for the spider cracks which was not part of the bid. This additional work will be negotiated and approved through a change order.

Councilman Foster moved to approved Resolution 2011-R-04, seconded by Councilman Brown. Councilmen Weber, Ferguson, Mayor Lambird, Councilmen Foster and Brown voted yes. There were no opposing votes. The motion carried.

9-C “Resolution: Accept Bid for City Hall Window Replacement Project” Bids were opened to replace eight windows at City Hall. Two bids were received. The low bid was from Schrey Systems, Inc. in the amount of \$10,800. A 75/25 grant is being received from the state to complete this project for \$15,900.

Councilman Brown moved to approve Resolution 2011-R-05, seconded by Councilman Weber. Councilman Ferguson, Mayor Lambird, Councilmen Foster, Brown and Weber voted yes. There were no opposing votes. The motion carried.

9-D “Ordinance: Amend Requirements to Extend or Continue Utilities Outside City Limits” The Council was provided an ordinance which amends two chapters of the City Code concerning the extension of utilities outside city limits. In the past, to receive city water or sewer service outside city limits the City Code requires owners to enter into an annexation agreement which is good for 20 years. It is costly to advertise and record the annexation agreements. Consideration is being given to using contracts for property owners that want to extend services outside city limits. Once service is extended through a contract, each new tenant or owner would be required to sign a new contract to continue service. If the property becomes contiguous, property owners would be required to file a petition for annexation within three months of notice of being contiguous.

Councilman Brown questioned if this procedure would be hard to manage. Mr. Taylor explained that he and the City Clerk have discussed how to manage properties with annexation agreements and decided they could be cross referenced through utility billing. Currently, there is one property owner waiting for approval to extend water service.

The Council suggested tabling this matter until the next meeting.

9-E “Resolution: Highway Authority Agreement” The Council was provided with a resolution and highway authority agreement between Wabash Valley Service Co. and the City of Olney for the property located at 234 W. Main. The City has approved other highway authority agreements at other locations. This particular agreement is required because the site investigation revealed contamination. There is a water main in the same vicinity where benzene was detected in the soil. Benzene can have an effect on plastic pipe and gaskets, but the levels are far below what would cause concern. Mr. Taylor recommended approval of the agreement. Associated with the agreement was a construction worker caution statement which basically gives information concerning protective clothing if working in an excavation in this area.

Councilman Ferguson questioned the procedures if there would be a water main break in this area. Mr. Taylor explained the benzene levels are very low and there should be no soil handling issues, but ground water use will be restricted.

Councilman Foster moved to approve Resolution 2011-R-06, seconded by Councilman Brown. Mayor Lambird, Councilmen Foster, Brown, Weber and Ferguson voted yes. There were no opposing votes. The motion carried.

#### AGENDA #10 “OLD BUSINESS”

10-A “Resolution: Angel of Hope Children Garden Agreement” The Council was provided with a proposed resolution, agreement regarding the Angel of Hope Children’s Memorial Garden at Musgrove Park, map showing the location of the garden and a bill of sale. The proposed agreement was given to Cheryl Ginder for review. The bill of sale would convey everything in the memorial garden to the City except the statue. The statue will be insured by the Angel of Hope corporation and everything else will be insured by the City.

Mrs. Ginder was opposed to the time limit of the agreement.

Councilman Foster moved to approve the agreement with the deletion of the City’s right to terminate the agreement at any time after the fifth anniversary, seconded by Councilman Brown. A unanimous voice vote was received. Resolution 2011-R-07 was approved.

10-B “Ordinance: Regulating Trailer Parks” The Council was provided with a proposed ordinance which amends the original mobile home park code. Some of the changes incorporate the manufactured homes community code which is in the State’s administrative code and governs mobile home parks. Other changes relate to fees. The original ordinance regulating mobile home parks allowed a \$50 annual inspection fee plus \$5 per mobile home space. Additional language is proposed for fees for subsequent reinspections. If a license is suspended, the owner has the right to a hearing before the City Council. Application or renewal for a mobile home park would require evidence of a state license. State licenses are due May 1 and the City license will be due May 15.

Mr. Taylor explained if deficiencies are found during an inspection, a mobile home park owner will have an opportunity to correct the deficiencies before fines are assessed. The inspection would be based on the appearance of the park. Interior deficiencies are not covered under City Code.

Councilman Weber requested that mobile home park owners be given notice of the proposed changes being considered, and the Council will discuss this matter at the next meeting.

AGENDA #11 “Public Comments/Presentations” No comments were heard from the public.

AGENDA #12 “REPORT FROM THE MAYOR”

12-A “White Squirrel Festival” Mayor Lambird reported that last week a group of individuals along with Councilman Brown, City Clerk Henton and himself met and began talking about a white squirrel festival. He felt it was time to seriously think about planning a festival and utilize Olney’s number one marketing item in Olney, the white squirrel. Father’s Day weekend is being considered. He did not believe there was enough time to properly plan for a festival this year, but start making plans for next year. He believed this festival should be a city wide effort which could turn into something substantial in years to come. He would like to see some money put back in the Tourism budget for this festival.

AGENDA #13 “REPORTS FROM CITY COUNCIL MEMBERS” Councilman Foster questioned the requirements of the leash law. Councilman Foster received a complaint about a dog running at large. The neighbor complaining does not want to sign a complaint so the Police Department has not taken any further action. Chief Chaplin will look into the situation further. Councilman Foster questioned if an officer can write a ticket without a citizen signing the complaint. Mr. Taylor answered the person that witnesses the offense can sign the complaint so an officer who sees a dog running at large and knows who owns the dog can write a ticket.

AGENDA #14 “CLOSED SESSION: APPOINTMENT, EMPLOYMENT AND COMPENSATION OF SPECIFIC EMPLOYEES” Councilman Foster moved to adjourn to closed session for the purpose of discussing the appointment, employment and compensation of specific employees, seconded by Councilman Brown. A unanimous voice vote was received.

Councilmen Foster, Brown, Ferguson, Mayor Lambird, City Manager Bukas, City Attorney Taylor and City Clerk Henton left the Council Chambers at 8:36 p.m.

AGENDA #15 “RECONVENE TO OPEN SESSION” Upon the return of those who were in closed session to the Council Chambers, Councilman Brown moved to enter back into open session, seconded by Councilman Foster. A unanimous voice vote was received. Open session resumed at 9:56 p.m.

AGENDA #16 “ACTION FROM CLOSED SESSION” Councilman Foster moved to increase the number of full time firefighters from three to four positions, seconded by Councilman Brown. Councilman Ferguson, Mayor Lambird, Councilmen Foster and Brown voted yes.

Councilman Weber abstained. There were no opposing votes. The motion carried. Ordinance 2011-05 will be prepared.

Councilman Foster moved to increase Fire Chief Norm Bissey's salary to \$19.87 per hour effective March 1, 2011, seconded by Councilman Ferguson. Mayor Lambird, Councilmen Foster, Brown, Weber and Ferguson voted yes. There were no opposing votes. The motion carried. Ordinance 2011-06 will be prepared.

Councilman Weber asked about 911. Mayor Lambird reported Mr. Hyde's argument that the 911 Board cannot run combined dispatch because the employees would not be eligible for IMRF is incorrect. A meeting will be scheduled with Mr. Hyde to discuss this matter.

The Council discussed equipment requirements and existing 911 agreements. Councilman Brown asked if the City making plans on how to operate if the County votes to take out the PSAP. Mr. Bukas reported he and Chief Chaplin has discussed this matter.

Mayor Lambird felt it would be a shame not to figure out a joint dispatch solution and save some money. Concern has been voiced with the County running combined dispatch, but he did not believe the County will allow the City to run combined dispatch. He did believe it made sense that combined dispatch is run from the new county jail building. He also knows there are issues with the 911 Board and how it is run, but 911 would be the middle ground if each entity had some input for improvements.

Councilman Foster does not see how to save money except by eliminating dispatchers. He fears the citizens of Olney are going to get less protection and not save much money.

The Council discussed the possibility of changing the makeup of the 911 Board.

Councilman Foster moved to authorize the Police and Fire Commission to hire two full-time firefighters, seconded by Councilman Ferguson. Councilmen Foster, Brown, Ferguson and Mayor Lambird voted yes. Councilman Weber abstained. There were no opposing votes. The motion carried.

AGENDA #17 "ADJOURN" Councilman Foster moved to adjourn, seconded by Councilman Brown. A unanimous voice vote was received.

The meeting of the City Council adjourned at 10:18 p.m.

Belinda C. Henton  
City Clerk