

CITY OF OLNEY
CITY COUNCIL MEETING
OCTOBER 8, 2012

AGENDA #1 “CALL TO ORDER” The October 8, 2012 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. Jerry Bush led the group in a prayer.

AGENDA #3 “ROLL CALL” The following Council members were present: Barb Thomas, Gary Foster, Brad Brown, Bob Ferguson and Mark Lambird. Also present were City Manager Larry Taylor, City Treasurer Chuck Sanders, City Engineer Roger Charleston and City Clerk Belinda Henton.

Mayor Lambird welcomed the local Weblos Boy Scouts pack to the meeting.

AGENDA #4 “PRESENTATION OF CONSENT AGENDA”

4-A Approve Minutes of Council Meeting on September 24, 2012

4-B Approve and Authorize Payment of Accounts Payable October 9, 2012-Pooled Cash \$104,812.07, Pooled Cash Manuals \$138,643.81, Motor Fuel Tax \$3,127.77, Revolving Loan Fund \$2,027.00, Levied Insurance \$70.00 and Tourism \$500.00.

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

AGENDA #6 “CONSIDERATION OF CONSENT AGENDA” Councilwoman Thomas moved to approve the consent agenda, seconded by Councilman Brown. A majority 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 “PUBLIC COMMENTS/PRESENTATIONS”

8-A “Government, Media & Public Relations” Brian O’Neill believed it should not take more than four Council meetings to pass an ordinance.

According to Mr. O’Neill media has the responsibility to properly cover what government does, not just publish their own opinions. Mr. O’Neill had documentation from the courthouse that Judge Sutherland has ordered a psychiatric evaluation of Jack Howser from the Disclosure.

Mr. O’Neill went on to say there was nothing he could not do. His goal is to get things done, and he believed the City needed to speed things up.

AGENDA #9 “PRESENTATION OF ORDINANCES, RESOLUTIONS, ETC.”

9-A “Resolution: Asphalt Recycling Hot Patcher” A quote has been received for a refurbished 2009 4-ton asphalt recycling hot patcher for \$19,950. The Council was provided with an email prior to the meeting regarding some cities and IDOT districts that have similar equipment from the same manufacturer. The Council was also provided with a proposed resolution which authorizes the purchase of this asphalt recycling hot patcher, waives the formal bidding procedures and amends the budget. The cost of this piece of machinery would come from the Stone line item reducing it by \$8,000 and the Locust Street Storm Sewer line item reducing it by \$12,000. The Locust Street storm sewer project can be completed with materials that are already in stock.

Street Department Supervisor Marty Nuss was present to answer questions about the use and purchase of this equipment.

Council Foster asked if the City would have an occasion to use such a piece of machinery. Mr. Nuss answered yes, the right tool for the right job. There are plenty of uses such as replacing driveways which are torn up during City projects and street cuts.

Councilman Foster watched a video on the internet about this piece of machinery. He understood this machine could recycle torn up or milled asphalt by reheating the materials. Mr. Nuss confirmed this fact, but it will depend on the materials that are used. He would normally be purchasing asphalt from Lawrenceville when needed. Recycled materials could be used on small jobs. Mr. Nuss explained the bin is heated by propane and hot asphalt is dispensed through two doors in the back where the material is manually scooped out of the machine and applied where needed. The materials are then compacted.

Councilman Foster commented the Street Department is in bad need of equipment so they can do the jobs that need to be done correctly the first time. In Councilman Foster’s opinion the Council needs to consider purchasing needed equipment so they can get the streets back into shape.

Mr. Nuss commented the current steel roller is good enough to do small patching jobs, but consideration needs to be given for a larger roller.

Councilman Brown questioned the proposed budget adjustment. Mr. Taylor has discussed this matter with Mr. Nuss several times, and Mr. Nuss believes there is an excess in Stone and the Locust Street Sewer Extension line items. So far this year the Stone line item has not been used. Most of the materials are in stock and available for the Locust Street project. Mr. Nuss commented the Locust Street project will start October 10.

Councilman Foster moved to pass Resolution 2012-R-68, seconded by Councilwoman Thomas.

Mayor Lambird asked how much asphalt can be recycled. Mr. Nuss estimated 50%.

Councilmen Foster, Brown, Ferguson, Mayor Lambird and Councilwoman Thomas voted yes. There were no opposing votes. The motion carried.

9-B “Resolution: Accept Bid for Sand, Pea Gravel, Crushed Stone and Riprap” Bids were recently opened for sand, pea gravel, crushed stone and riprap. James A. Urfer Trucking, LLC was the low bidder for all of the stone and riprap and Charles H. Carter & Son, Inc. of Mill Shoals, Illinois was the low bidder for sand and pea gravel. The Council was provided with a proposed resolution accepting the low bid for each item.

Councilman Ferguson moved to approve Resolution 2012-R-69, seconded by Councilman Brown. Councilmen Brown, Ferguson, Mayor Lambird, Councilwoman Thomas and Councilman Foster voted yes. There were no opposing votes. The motion carried.

9-C “Resolution: Accept Bid for Miscellaneous Concrete” Bids were also recently opened for miscellaneous concrete. Doll’s Inc. was the low bidder for mix design 1, 3, 6 and 7. Schrey Systems, Inc. was the low bidder for mix design 2. There was a tie for mix design 4 and 5. The Council was provided with a copy of the spec sheet defining the various mix designs and an incomplete resolution giving the bid for each mix. Mr. Taylor did not have a recommendation as to how to resolve the tie for mix design 4 and 5.

The Council decided to settle the tie by tossing a coin.

Terry Schrey was present and questioned why Doll’s was used to supply concrete on some of the street projects. It was explained that Doll’s was awarded the contract for concrete through MFT. Doll’s is used for all MFT concrete projects through December 31, 2012, but only a certain amount is budgeted for MFT expenditures.

Mr. Schrey called heads and Councilman Foster flipped a coin. Mr. Schrey won the coin toss and chose mix design 5. Design 4 will be given to Doll’s.

Councilman Ferguson moved to award mix design 1, 3, 4, 6 and 7 to Doll’s Inc. and mix design 2 and 5 to Schrey Systems, Inc., seconded by Councilman Brown. Councilman Ferguson, Mayor Lambird, Councilwoman Thomas, Councilmen Foster and Brown voted yes. There were no opposing votes. The motion carried. Resolution 2012-R-70 will be prepared.

9-D “Discussion: Vandalism and Prevention at Musgrove Park” Mayor Lambird explained the facilities at Musgrove Park ball diamond complex have been experiencing vandalism, and he believes the Council needs to discuss surveillance cameras for that area. A quote has been received for a couple of different systems from one vendor.

Councilman Ferguson suggested looking at the cost for surveillance cameras.

Councilwoman Thomas suggested a representative should attend a Council meeting to discuss options.

9-E “Discussion: Sponsorship of RCRC Night Dash” Councilman Brown requested that the City sponsor the RCRC Night Dash on October 20, 2012 so that the City’s insurance can cover the event. Cindy Harlan provided information regarding the Nigh Dash to the City’s insurance carrier. The carrier has provided a certificate of insurance for the event in anticipation of the City Council’s decision to sponsor the event. The sponsorship and the certificate of insurance would not include the Bar Bash event which is being held in conjunction with the Night Dash.

Councilman Brown moved to extend insurance coverage to the RCRC Night Dash, seconded by Councilman Ferguson. Mayor Lambird, Councilwoman Thomas, Councilmen Foster, Brown and Ferguson voted yes. There were no opposing votes. The motion carried.

9-F “Resolution: Support of Race to the Top District Grant” At the request of the East Richland School District Superintendent Marilyn Holt, Mayor Lambird requested that the City Council pass a resolution in support of the school district’s joint application with West Richland and Wabash County school districts for the Race to the Top District Grant.

Councilman Foster moved to approve Resolution 2012-R-71, seconded by Councilman Brown. A majority voice vote was received.

9-G “Resolution: Highway Authority Agreement-1210 E. Main Street” The former Marathon (Tobacco Road) gas station was located at 1210 E. Main Street. A Highway Authority Agreement is used as an institutional control mechanism to get a No Further Remediation letter from EPA when there is contamination under a local highway or right of way. Paul Muhs with Charleston Engineering has reviewed the proposed Highway Authority Agreement and does not see any problem with it. The contamination levels exceed the Tier I remediation objectives, but are not at a level that should raise any significant concern. The cost of remediating the contamination would be prohibitive and would require excavation of portions of Main Street and Jefferson Street which is not advisable.

Councilman Foster asked if this resolution would prevent anyone from building on the site. Mr. Charleston answered no.

Councilman Brown questioned what this resolution will stop people from doing. It was explained it would not keep anyone from excavating, but precautions will need to be taken due to the contamination in the area that is excavated. At this time the road and right of way is being used as an engineered barrier.

Councilman Ferguson moved to approve Resolution 2012-R-72, seconded by Councilman Foster. A majority voice vote was received.

9-H “Ordinance: Prohibiting Use of Groundwater as Potable Water Supply - 1210 E. Main St. (between East and Lincoln and Laurel and Chestnut)” This ordinance will prohibit the use of groundwater as a potable water supply in the area of 1210 E. Main Street. Since the City provides water service, there should be no reason for anyone to use groundwater for potable

water. Mr. Taylor was not aware of any properties in this area that use well water. The cost of remediating the contamination from the groundwater is prohibitive.

Councilman Foster moved to pass Ordinance 2012-53, seconded by Councilman Ferguson. A majority voice vote was received.

AGENDA #10 “REPORTS FROM ELECTED AND APPOINTED OFFICIALS”

10-A “City Manager - Status Report” Mr. Taylor reminded the Council about the auction for the 20 acres on Holly Road that will take place on October 16 at 4:00 p.m. at City Hall.

Good Energy has been provided with a mailing list of city residents so they can send informational cards concerning the electric aggregation which will be on the ballot November 6. The City has registered online with Ameren to verify inside city addresses for the aggregation. This will allow Ameren to compile an accurate list of customers and kilowatt hours of usage to be used when bidding electricity.

Representatives from Good Energy will speak to the Rotary Clubs on October 22 and 31, Chamber members on October 23 and provide an update to the Council on October 22. They have also made arrangements for interviews with the Olney Daily Mail and WSEI.

The hours at the brush dump have been extended. The new hours are 10:00 a.m. until 4:00 p.m. Monday through Saturday.

City Hall will be accepting phone calls from residents that need leaves picked up. Eventually, pickups will be made based on areas. Residents can bag leaves and leave them at the curb or ditch or take them to the brush dump.

Mr. Taylor has met with the Clay County Health Department concerning possible restaurant inspections. They discussed the scope and process of the program. Next he will be looking at the cost. He will provide the Council with addition information as it becomes available.

Councilman Foster questioned the purchase of six benches and asked where they were installed. Mr. Taylor will investigate.

Mayor Lambird pointed out the squirrel count will continue again this weekend. Several areas were not counted last weekend due to a lack of volunteers. Volunteer are still needed for the upcoming weekend.

AGENDA #11. “CLOSED SESSION: EMPLOYMENT AND PERFORMANCE OF SPECIFIC EMPLOYEES” Councilman Foster moved to adjourn to closed session to discuss employment and performance of specific employees, seconded by Councilwoman Thomas. A majority voice vote was received.

Councilmen Foster, Brown, Ferguson, Councilwoman Thomas, Mayor Lambird, City Manager Taylor, City Treasurer Sanders and City Clerk Henton left the Council Chambers at 8:31 p.m.

AGENDA #12. “RECONVENE OPEN SESSION” Upon the return of those who were in closed session to the Council Chambers, Councilman Foster moved to enter back into open session, seconded by Councilman Brown. A majority voice vote was received. Open session resumed at 10:22 p.m.

AGENDA #13. “ACTION ON CLOSED SESSION” No action was taken as a result of the closed session.

AGENDA #14. “ADJOURN” Councilman Brown moved to adjourn, seconded by Councilwoman Thomas. A majority voice vote was received.

The meeting of the City Council adjourned at 10:22 p.m.

Belinda C. Henton
City Clerk