

**ROCHELLE CITY COUNCIL
REGULAR COUNCIL MEETING MINUTES
MARCH 28, 2016**

The Rochelle City Council met in Regular Session at 7:00 p.m. on Monday, March 28, 2016 in the Council Chambers of City Hall; 420 N. 6th Street; Rochelle, IL 61068.

PLEDGE TO THE FLAG & PRAYER: The Prayer was said by Clerk McKinney.

ROLL CALL: Present on Roll Call were Councilmembers Eckhart, Hayes, Hollonbeck, D. McDermott, T. McDermott, and Mayor Olson. Absent: Burke. A quorum of six was present. Also present were City Manager Plyman and City Clerk McKinney.

PROCLAMATIONS, COMMENDATIONS, ETC:

Welcome Home Vietnam Veteran's Day, March 28, 2016.

Certificate of achievement for excellence in financial reporting

REPORTS AND COMMUNICATIONS:

Mayor:

Motion made by counselor Hollenbeck and seconded by counselor D. McDermott, **I move the Council approve the Mayor's appointment of Sue Messer to the Police and Fire Pension boards for a term to expire May 1, 2018.** Motion passed by voice vote without dissent.

Council Members: counselor D. McDermott asked about signs posted on School Avenue.

PUBLIC COMMENTARY: none.

BUSINESS ITEMS:

1) CONSENT AGENDA ITEMS BY OMNIBUS VOTE with Recommendations:

- a) Approve Minutes of City Council Meeting – March 14, 2016
- b) Approve Bills – 030416-031016, 031116-031716
- c) Approve Payroll – 022916-031316

Moved by Councilor Eckhardt and seconded by Councilor D. McDermott, **"I move Consent Agenda Items (a) through (c) be approved by Omnibus Vote as recommended."** Roll call vote was taken. Ayes: Eckhart, Hayes, Hollenbeck, D. McDermott, T. McDermott and Mayor Olson. Nays: None. Motion passed 6-0.

2) **Special use permit for our doors storage at 1910 N. 7th St.** Keith Scott has petitioned the City for a Special Use Permit to allow outdoor storage at 1310 N 7th Street. This property is approximately 0.86 acres in size and includes the El Tapatio Mexican restaurant. The lot fronts Illinois Highway 251 on the east and North 8th Street on the west. Mr. Scott would like to use the additional parking area to the west, not required for the restaurant, for vehicle storage associated with his towing business. If approved the area will contain perimeter fencing and pervious paving. The property is currently zoned B-2, Highway Commercial, and "Storage Outdoor" is a permitted use in this zoning district if a special use permit is issued. The Planning and Zoning Commission heard the original petition on November 2, 2015 and recommended that the City Council deny the request for a special use permit. On November 23, 2015 the Mayor and Council referred the petition back to the Planning and Zoning Commission in order for the petitioner to appear before the Commission, which had not occurred on November 2nd. The Planning and Zoning Commission held a public hearing to review the petition at its meeting on January 4th. Following some discussion, the Planning and Zoning Commission prepared a report of findings which includes:

- The proposed use is allowed in the proposed zoning district with a special use permit
- The proposed use is detrimental or dangerous to public health due to the possible infestation of rodents, fluid run off that might leak in to the ground and stormwater drainage.
- The proposed use will impair property values in the neighborhood because you wouldn't want to own property there with concerns of rodents and an empty restaurant with only an outdoor storage facility.
- The proposed use will not impede on the normal development of the surround properties because the properties are already developed with consistent land uses.

Based on these findings, the Planning and Zoning Commission, by a vote of 6-0, recommended that the City Council deny the issuance of a special use permit for outdoor storage at 1310 N 7th Street. This Special Use Permit was included on the January 11th council agenda but was removed at the petitioner's request until a later date. Keith Scott was present to answer questions. Item was carried over to the next Council meeting.

3) **Fraud prevention and detection policies.** Unfortunately, municipal fraud schemes are becoming more common as evidenced in the news media. This type of employee dishonesty can result in massive financial losses for local governments that are already functioning within budget constraints. In addition, it can negatively affect the reputation of the City, damage employee morale and result in the loss of public confidence. While employee dishonesty will never go away, it can be managed. We have to first understand the issue and second have procedures in place to minimize the opportunity for fraudulent behavior. It is the responsibility of all City officials and employees to protect the assets of the City. The proposed policy sets out specific guidelines and responsibilities regarding appropriate actions that must be followed for the investigation of fraudulent conduct and other similar irregularities. The goal of the policy is to establish and maintain an environment of fairness, ethics and honesty for City employees, the citizens, vendors and anyone else with whom the City has a relationship. Once approved, all employees, Council Members and appointed committee/board members will be required to read and sign the Fraud Prevention and Detection Policy every three years. Motion made by counselor Hollenbeck and seconded by counselor Eckhart, **I move policy 16-4545, a fraud prevention and detection policy, be approved.** Roll call vote was taken. Ayes: Eckhart, Hayes, Hollenbeck, D. McDermott, T. McDermott and Mayor Olson. Nays: None. Motion passed 6-0.

- 4) **Skid load 6 MW generator project purchase I I.** Council approved the overall project for 6 MW of additional peak shaving generation at the October 27, 2015 meeting. These items are components of the previously presented project total. RMU staff, Altorfer and BHMG has created a project for these generators which includes a highly efficient integration into RMU's distribution network with a large amount of reuse of the initial skid load project. This recommendation is for executing the purchase of the following for the gen sets so they can be readied for implementation into the overall project in the spring of 2016:

Fuel Tank: \$ 15,491.14

Additional work on the units for readiness per Altorfer Quote change order 2: \$ 26,847.00

The change order also includes a higher level of warranty which includes all components. Funds for the units are in the budget as part of the transmission line upgrade which is now moved out of FY16 and the rest coming from the Depreciation, Improvement and Extension account.

Motion made by counselor Eckhart and seconded by counselor Hollenbeck, I move purchase 16-4546, the purchase of a fuel storage tank from Illinois Oil Marketing at a cost of \$15,491.14, be approved. Roll call vote was taken. Ayes: Eckhart, Hayes, Hollenbeck, D. McDermott, T. McDermott and Mayor Olson. Nays: None. Motion passed 6-0.

Motion made by counselor Hollenbeck and seconded by counselor T. McDermott, I move the Council approve proposed change Order 2 from Altorfer additional work on the skid load 6 MW generator project phase II in the amount of \$26,847, because the circumstances which necessitate the change were not reasonably foreseeable when the contract was signed, the change is germane to the contract, and the change order is in the best interest of the city. Roll call vote was taken. Ayes: Eckhart, Hayes, Hollenbeck, D. McDermott, T. McDermott and Mayor Olson. Nays: None. Motion passed 6-0.

- 5) **Ordinance authorizing sale of a 1995 Fire Engine.** In January of 2015 the Mayor and City Council approved the purchase of a new fire engine to replace a 1995 model in use at the time. The bid was awarded to Alexis Fire Equipment in the amount of \$462,040. On March 3rd of this year the new engine was delivered and is now in service. The disposition of the 1995 engine was not addressed in the original bid. However, per State Statute, the Mayor and Council can authorize the sale of property which is no longer necessary or useful. The proposed ordinance allows the City Manager to dispose of the engine through a cash sale, with or without advertising for an appropriate amount. The engine will be sold "as is" and without a warranty. Motion made by counselor T. McDermott and seconded by counselor D. McDermott, I move ordinance 16-4547, an ordinance authorizing sale of a 1995 fire engine, be approved. Roll call vote was taken. Ayes: Eckhart, Hayes, Hollenbeck, D. McDermott, T. McDermott and Mayor Olson. Nays: None. Motion passed 6-0.

- 6) **First amendment to intergovernmental agreement between the City of Rochelle and Flagg Rochelle Community Park District for Rochelle golf course property.** Item 6 was pulled from the agenda.

DISCUSSION ITEMS: none.

EXECUTIVE SESSION: At 7:59 p.m., Counselor D. McDermott and seconded by counselor Eckhart, I move Council recess into executive session to discuss 1) the (appointment, employment, compensation, discipline, performance and/or dismissal) of specific employee(s). Section(c) (1). And, setting of a price for sale or lease of property owned by the city. Section(c) (5). Roll call vote was taken. Ayes: Eckhart, Hayes, Hollenbeck, D. McDermott, T. McDermott and Mayor Olson. Nays: None. Motion passed 6-0.

At 8:46 PM, counselor Hollenbeck moved and seconded by counselor T. McDermott, I move the Council return to open session. Motion passed by voice vote without dissent.

ADJOURNMENT: At 8:46 PM, moved by Counselor Eckhart's and seconded by Counselor D. McDermott, "I move the Council adjourn." Motion passed by voice vote without dissent.



Chet Olson, Mayor



Bruce W. McKinney, CMC
City Clerk, City of Rochelle