ROCHELLE CITY COUNCIL
REGULAR COUNCIL MEETING MINUTES
SEPTEMBER 11, 2017

The Rochelle City Council met in Regular Session at 7:00 p.m. on Monday, September 11, 2017 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 was Councilmembers Bearrows, Burke, Hayes, D. McDermott, Shaw-Dickey, and Mayor Olson. Absent: T. McDermott. A quorum of six was present. Also present were City Manager Fiegenschuh, Attorney Wagner, and City Clerk McKinney.

PROCLAMATIONS, COMMENDATIONS, ETC: Constitution Week - September 17-23, 2017.

REPORTS AND COMMUNICATIONS:
Mayor:
Welcomed Jeff Fiegenschuh, Thanked Sue Messer for her work as acting City Manager, presented Operator of the Year to Adam Lanning.
Council: None.

PUBLIC COMMENTARY.
Art and Cultural Committee

BUSINESS ITEMS:

1) **CONSENT AGENDA ITEMS BY OMNIBUS VOTE with Recommendations:**

a) Approve Minutes of City Council Meeting – 8/28/17
b) Approve Bills – 09/05/17
c) Approve Exceptions – 08/23/17-09/04/17
d) Approve Payroll – 08/14/17-08/27/17

Motion made by Councilor Barrows and seconded by Councilor D. McDermott, **"I move Consent Agenda Items (a) through (d) be approved by Omnibus Vote as recommended."** Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, Shaw Dickey and Mayor Olson. Nays: None. Motion passed 6-0.

2) **Ordinance Amending Section 94-226 of the Municipal Code to Prohibit Parking on Parts of School Avenue between the Hours of 7:30 a.m. and 4:30 P.M. on Days School is in Session.** Currently 15 minute parking is permitted on the south side of School Avenue between North Second Street and Meadow Lane. With Vehicles parking along the curb on each side of School Ave and motorists entering and exiting the intersection it becomes difficult for school buses to make a right hand turn off of North Second Street (school bus loading zone) onto School Avenue. By prohibiting parking on both sides of School Avenue from the North Second Street center line going east for 150 feet while school is in session will greatly reduce congestion in the intersection. Motorist will be able to travel in the middle of the driving lane instead of next to the centerline due to parked vehicles, giving school buses the needed space for safely completing turns. Tim Isley was present to answer questions. Motion made by Councilor D. McDermott and seconded by Councilor Burke, **"I move ordinance 17-4729, an ordinance amending section 94-226 of the municipal code to prohibit parking on portions of School Avenue between the hours of 7:30 AM and 4:30 p.m. on days school is in session, be approved."** Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, Shaw Dickey and Mayor Olson. Nays: None. Motion passed 6-0.

3) **Ordinance Adopting Minimum and Maximum Setback Zone Provisions for Well 12.** Well 12, located on Hayes road is a main supply well constructed in 2016 to service the industrial corridor. To maintain consistency with our existing wells and recommendations from the IEPA, it is recommended to adopt an ordinance establishing a 1000 ft. maximum setback radius and a 200 ft. minimum setback. This setback zone would prohibit certain structures or items to be constructed or stored within the setback radius. In accordance with the Groundwater Protection Act, Section 14.3(c) the City held a public hearing to allow comments regarding the proposed ordinance at the regular council meeting on August 28th. No comments were made by the public. Motion made by Councilor Hayes and seconded by Councilor D. McDermott, **"I move ordinance 17-4730, an ordinance adopting minimum and maximum setback zone provisions for Well 12, be approved."** Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, Shaw Dickey and Mayor Olson. Nays: None. Motion passed 6-0.

4) **Revised Tuition Reimbursement Policy.** The Tuition Reimbursement Policy is being updated to align the policy with the new fiscal year. The revision will require the submission of an application for pre-approval by October 1st to align with the current budget process. If the application is approved, the cost will be a part of the department budget. The Tuition Reimbursement program will remain the same. The program requires each person to complete a Course Application Form for pre-approval, then the Reimbursement Form with an official transcript attached following the completed course. Motion made by Councilor Hayes and seconded by Councilor Barrows, **"I move the Council approve the updated Tuition Reimbursement Policy and reimbursement application form to align the policy with the city's new fiscal year (17-4731)."** Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, Shaw Dickey and Mayor Olson. Nays: None. Motion passed 6-0.

5) **Purchase of Two S&C IntelliRupters - RMU Electric Division.** In 2015 RMU started the process of improving the coordination of the distribution system by purchasing IntelliRupters. The coordination enhancements will improve the reliability of our system and reduce the outage time for the feeders. Phase 1, or feeder 32, is complete and will soon be activated. Feeders were prioritized based on the number of outages over a period of years with feeder 54 being the next one to improve. The devices that were approved by council for feeder 32 were the S&C IntelliRupters. Since Universal Utility Supply Company (UUSCO) is the S&C representative in our area, they are the only vendor we can order these devices through. UUSCO has provided a quote for two IntelliRupters in the amount of $105,970. State statute and the Rochelle Municipal Code, Section 2-371, allow the City Council by a 2/3 vote to authorize the City Manager to enter into a contract without competitive bidding. Jason Bird was present to answer questions. Motion made by Councilor Hayes and seconded by Councilor D. McDermott, **"I move the Council approve the purchase of two S&C IntelliRupters, without competitive bidding, from Universal Utility Supply Company (UUSCO) at a cost of $105,970."** Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, Shaw Dickey and Mayor Olson. Nays: None. Motion passed 6-0.

6) **Purchase of 750 MCM Copper Underground Cable – RMU Electric Division.** RMU selected the Anixter Company as its inventory provider through an RFP process. One of the items that Anixter is to add to RMU's inventory and restock when we are low is 750 copper underground cable. Due to the cost of the 750 MCM copper cable, staff thought it was best to bring the item to council for approval. The lead time for deliver is 6 weeks and we are currently out of this size of cable. 750 Copper cable is used for the main feeds out of our substation to the main trunk lines, which means the cable has to be able to carry 600 amps. Jason Bird was present to answer questions. Motion made by Councilor Hayes and seconded by Councilor Burke, "**I move the Council approve the purchase of 1800 feet of 750 MCM underground cable through Anixter at a cost $35,586."** Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, Shaw Dickey and Mayor Olson. Nays: None. Motion passed 6-0.

7) **Ordinance Approving Utility Easements – Steward Road Transmission Line.** It became known that utility easements were needed for the Steward Road Reconductoring project earlier this year. Through negotiation and design, RMU has been able to reduce the size and cost of the easements. RMU is also obtaining easements during the process that can assist with further extension of its transmission lines to serve the needs of future consumers. This is another easement agreement for the Steward Road Transmission Line as discussed with the Council previously. There are currently eight easement agreements that have been signed and four more that are anticipated in the next month. Jason Bird was present to answer questions. Motion made by Councilor Hayes and seconded by Councilor D. McDermott, "**I move ordinance 17-4732, an ordinance authorizing the city manager to execute a utility easement agreement with Lance Kuykendall for the Steward Road Transmission Line, be approved.**" Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, Shaw Dickey and Mayor Olson. Nays: None. Motion passed 6-0.

8) **Edison Electric Institute Master Agreements - RMU Electric Division.** Electric Superintendent Jason Bird is requesting approval of two Edison Electric Institute (EEI) master agreements. The agreements are required in order to include Citigroup Energy, Inc. and Shell Energy North America, L.P. in the upcoming request for proposal (RFP) for the physical energy products. Approval of an EEI Master Agreement does not commit Rochelle to a specific transaction. It simply sets out the basic terms and conditions that will apply if Rochelle confirms a specific commercial transaction after qualifying bids are received. In general, the main items that are negotiated for completion of an EEI Master Agreement are in regard to credit protection and accommodations for Rochelle's status as a governmental unit. In the case of the Shell and Citi Master Agreements, there are a few points of difference worth noting:

- Like Rochelle's other EEI Master Agreements, neither of these have mark to market provisions that would trigger exposure for additional credit assurance requirements if energy market prices swing dramatically.
- Both Shell and Citi will require additional credit assurance from Rochelle (either cash or a Letter of Credit) if Rochelle's credit rating is downgraded (for Citi, BBB+/Baa1; for Shell, BBB-, Baa3).
- Shell will require Rochelle to provide a certified resolution and legal opinion affirming that any transaction has been properly authorized; Citi does not require this added formality.
- Both have appropriate references to applicable Illinois law as controlling.
- The Citi Master Agreement also includes (i) a standard corporate guarantee in favor of Rochelle from Citigroup Global Markets Holding Inc., the parent company of Citigroup Energy Inc.; and (ii) a Collateral Annex, which sets out the credit assurance requirements in more detail. Neither of these documents is included with the Shell EEI.

The other modifications included in these EEI Master Agreements are consistent with those previously approved and included in Rochelle's other agreements. Jason Bird was present to answer questions.

Motion made by Councilor Shaw-Dickey and seconded by Councilor D. McDermott' **"I move agreements 17-4733 and 17-4733A, Edison Electric Institute Master Power Purchase and Sale Agreements with Citigroup Energy, Inc. and Shell Energy North America, L.P., be approved."** Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, Shaw Dickey and Mayor Olson. Nays: None. Motion passed 6-0.

Discussion item.

9) **EXECUTIVE SESSION:** None

ADJOURNMENT: At 7:40 PM, moved by Counselor Bearrows and seconded by Counselor Shaw-Dickey. **I move the Council adjourn."** Motion passed by voice vote without dissent.

Chet Olson, Mayor

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