

**ROCHELLE CITY COUNCIL  
REGULAR COUNCIL MEETING MINUTES  
MONDAY, JUNE 12, 2006**

The Rochelle City Council met in Regular Session at 7:00 p.m. on June 12, 2006 in the Council Chambers of City Hall; 420 N. 6<sup>th</sup> Street; Rochelle, IL 61068.

Present on Roll Call were Councilmembers Hayden, Berg, Colwill, Eckhardt, Hollonbeck, Hayes and Mayor Olson. Absent: None. Also present were City Manager Alberts, City Attorney Cooper, and City Clerk McKinney.

*APPROVAL OF MINUTES:* Councilman Hayden moved and seconded by Councilman Colwill, **“I move the minutes of the Regular Council meeting of May 22, 2006 and the minutes of the Committee-of-the-Whole meeting of May 24, 2006 be approved.”** Motion passed by voice vote without dissent.

Councilwoman Hollonbeck moved and seconded by Councilman Hayes, **“I move the Council accept and place on file the minutes of the May 22, 2006 Plan Commission meeting and the minutes of the May 24, 2006 Utility Advisory Board meeting.”** Motion passed by voice vote without dissent.

*BILLS & PAYROLL:* Councilman Eckhardt moved and seconded by Councilman Colwill, **“I move the bills and payroll for the first half of June 2006 be allowed and paid when checked over and found correct.”** Roll call vote was taken. Ayes: Councilmembers Hayden, Berg, Colwill, Eckhardt, Hollonbeck, Hayes, and Mayor Olson. Nays: None. Motion passed 7-0.

*REPORTS & COMMUNICATIONS:*

➤ Mayor: City Clerk Bruce McKinney read a Proclamation, proclaiming June 14<sup>th</sup> the 90<sup>th</sup> Anniversary of the “Greatest Flag Day Celebration in American History” and encourage every citizen along the Lincoln Highway to join together at 12 noon with citizens from across the nation in similar ceremony in a salute to the American Flag.

Mayor Olson re-appointed the following people to Boards and Commissions:

Lee Harris	Board of Police and Fire Commissioners	07/01/06
Maryann Macklin	Utility Advisory Board	07/01/10
Claude McKibben	Utility Advisory Board	07/01/10
Robert Elliott	Utility Advisory Board	07/01/10
Wayne Page	Stormwater Advisory Commission	07/01/09
Mike Pierce	Stormwater Advisory Commission	07/01/09
Kent Reed/alternate	Stormwater Advisory Commission	07/01/09

Council Colwill moved and seconded by Councilwoman Hollonbeck, **“I move the Council approve the Mayor’s appointments to the Boards and Commissions.”** Motion passed by voice vote without dissent.

There is an opening on the Zoning Board of Appeals for a five-year term.

➤ Councilmen: None

Employee Introductions: Vincent (Joey) Johanning joined the Police Department on May 19<sup>th</sup>. Joey graduated from Rochelle High School. He completed his Bachelor’s degree in Criminal Justice in 2005. Joey will attend the Police Training Institute in June.

Emily Anderson joined the Police Department on May 30<sup>th</sup>. Emily grew up in DeKalb, graduated from DeKalb High School in 2003 and completed an Associates Degree in Criminal Justice at Kishwaukee in May. She has completed over 200 hours of volunteer service to the DeKalb Police Department. Emily will attend the Police Training Institute beginning June 18<sup>th</sup>.

Jeremy Good began full-time in the Fire Department on May 15<sup>th</sup>. Jeremy has served as a Paid-On-Call firefighter since 2002 both in Rochelle and in the Ogle-Lee Fire District. Jeremy graduated from Rochelle Township High School and has worked for Rochelle Waste Disposal for 3 years. He has completed the certification coursework for Firefighter II and EMT-Basic.

Josh Lewis started as a full-time in the Fire Department on May 23<sup>rd</sup>. Josh graduated from Belvidere High School and serves as a volunteer in New Milford Fire District. He and his wife, Jody, have on daughter, Angel and live in Rockford.

*PUBLIC COMMENTARY:* Robert Rose, representing the Lions Club, asked if the City could help fund the 4<sup>th</sup> of July celebration. City Manager Ken Alberts explained that as much as the City would like to, we are not financially able to at this time. Mr. Rose went on, as representing both the VFW and the Lions Club, to request closure of the streets routed for the 4<sup>th</sup> of July Parade. Council consented.

*BUSINESS ITEMS:*

- 1) **Bids – Portable Generator** The 2005-06 RMU Capital Budget included \$120,000 for the purchase of a new Portable Diesel Generator for the Rochelle Water Pumping Stations. This item was not completed as of 4/30/06 and was carried over into the new budget year. Subsequent to the required public notice, bids were opened on May 25, 2006. Two vendors submitted bids and a tabulation of the bids is as follows:

<u>Vendor</u>	<u>Bid</u>
Charles Equipment, Addison, IL	\$79,172
Patten, Elmhurst, IL	\$89,990

RMU staff and their consultant, Robert D. Branch, of Siemens Industrial Services have reviewed the two proposals and determined that the apparent low bidder, Charles Equipment Company has met the minimum requirements of the specifications. Charles Equipment will supply a 480 HP 300 KW trailer mounted diesel generator set with a John Deere engine. Kathy Cooper, Superintendent of Water/Wastewater, was present to answer questions. Councilman Colwill moved and seconded by Councilman Eckhardt, **“I move the Council award the bid (C6-001) to purchase a new Portable Diesel Generator for the Rochelle Water Pumping Stations to Charles Equipment of Addison, IL for the amount of \$79,172 and reject all other bids.”** Roll call vote was taken. Ayes: Councilmembers Hayden, Berg, Colwill, Eckhardt, Hollonbeck, Hayes, and Mayor Olson. Nays: None. Motion passed 7-0.

- 2) **Bids – Caron Road Improvements:** The City Council adopted a Resolution on 5/23/05 providing for improvements to connect Caron Road North of I-88 to the recently completed section of Caron Road North of Steward Road and appropriating \$1,099,000 of Motor Fuel Tax Funds. IDOT approved this improvement resolution on 6/5/05. Subsequent to the required public notice, bids were opened on May 12, 2006. Three vendors submitted bids and a tabulation of the bids is as follows:

<u>Vendor</u>	<u>Bid</u>
Bob Propheter, LLC, Sterling, IL	\$639,636.25
Rockford Blacktop Construction, Loves Park, IL	\$559,329.35
Fisher Excavating, Freeport, IL	\$541,381.51

The bid proposals were evaluated by Fehr-Graham & Associates and their evaluation is attached. The evaluation includes a recommendation to award the contract to the low bidder which is Fisher Excavating. The Caron Road project is being funded with Economic Development Program funds of 50% of the participating awarded construction costs combined with preliminary and construction engineering costs. In addition, the IDOT Truck Access Road Program will fund a lump sum amount of \$15,300 to be applied solely to construction costs. The City’s share of the project will be paid through Motor Fuel Tax. City Engineer Sam Tesreau recommends approval of the low bid. City Engineer Sam Tesreau was present to answer questions. Moved by Councilman Eckhardt and seconded by Councilman Berg, **“I move the Council award the bid (C6-002) for Caron Road Improvements to Fischer’s Excavating in the amount of \$541,381.51 and reject all other bids.”** Roll call vote was taken. Ayes: Councilmembers Hayden, Berg, Colwill, Eckhardt, Hollonbeck, Hayes, and Mayor Olson. Nays: None. Motion passed 7-0.

3) **Bids – 2006 Compact Crew Cab 4x4 Pickup Truck** The 2006-07 RMU Capital Budget included \$30,000 for the purchase of a new Full Size Extended Cab 4WD Pickup for the Field Supervisor in the Electric Operations Division. Subsequent to the required public notice, bids were opened on June 1, 2006. Two vendors submitted bids and a tabulation of the bids is as follows:

<u>Vendor</u>	<u>Bid</u>
Sawicki Motors, Rochelle	\$20,489
Peters GMC, Rochelle	\$22,595

RMU staff has evaluated the two proposals and recommend acceptance of the lowest responsible bid submitted by Sawicki Motors of \$20,489.00 which met minimum requirements. Joe Orlikowski, Superintendent of Electric Operations, was present to answer questions. Moved by Councilman Colwill and seconded by Councilwoman Hollonbeck, **“I move the Council award the bid (C6-003) for a 2006 Compact Crew Cab 4x4 Pickup Truck to Sawicki Motors in the amount of \$20,489 and reject all other bids.”** Roll call vote was taken. Ayes: Councilmembers Hayden, Berg, Colwill, Eckhardt, Hollonbeck, Hayes, and Mayor Olson. Nays: None. Motion passed 7-0.

4) **Ordinance – Modifying Corporate Seal** Members of the City Council and GREDCO formed a committee to establish a “mark” for the City of Rochelle. The committee sought to develop a trademark that would incorporate the city’s transportation history, importance of tourism and be compatible with our future image of technology. The new logo was introduced at the combined Rochelle City Council and GREDCO Workshop on May 16, 2006. One of the issues considered by the committee was the importance of promoting a progressive image for the City. By modifying the Rochelle Municipal Code Corporate Seal Ordinance, the City is communicating the focus on technology as Rochelle’s “Brand” for the future. Moved by Councilwoman Hollonbeck and seconded by Councilman Hayden, **“I move Ordinance 06-3344, An Ordinance Amending Section 1.20.010 of the Municipal Code of the City of Rochelle Modifying City Seal be approved.”** Roll call vote was taken. Ayes: Councilmembers Hayden, Berg, Colwill, Eckhardt, Hollonbeck, Hayes, and Mayor Olson. Nays: None. Motion passed 7-0.

5) **Ordinance – Establishing Prevailing Wage Rates** Annually, State law requires that units of local government establish prevailing wage rates for laborers, mechanics and other workers employed in any public works project. The rates are to be established in June each year and published as required by law. Attached is an Ordinance establishing the rates for the next 12 months. Wage rates have been provided by the Illinois Department of Labor. Approval and publication is required by law. Moved by Councilman Hayes and seconded by Councilman Berg, **“I move Ordinance 06-3345, An Ordinance Establishing Prevailing Wage Rates for 2006-07, be approved.”** Roll call vote was taken. Ayes: Councilmembers Hayden, Berg, Colwill, Eckhardt, Hollonbeck, Hayes, and Mayor Olson. Nays: None. Motion passed 7-0.

6) **Resolution – Authorized Bank Account Signatures** The Council has previously designated the area banks as depositories for City funds. The City Council is required to designate persons authorized to sign checks in various accounts. Attached is a general form resolution required when changing designated persons authorized to sign checks or transact business with the area banks for the (municipal) corporation. Attached are corporate authorization resolutions, deleting former City Manager, Anton Graff, and authorizing City Manager, Kenneth Alberts. Moved by Councilman Colwill and seconded by Councilman Berg, **“I move Resolution R06-10, Bank Resolutions to amend Signatures for Designating Public Depository and Authorizing Withdrawal of Municipal Public Moneys, be approved.”** Roll call vote was taken. Ayes: Councilmembers Hayden, Berg, Colwill, Eckhardt, Hollonbeck, Hayes, and Mayor Olson. Nays: None. Motion passed 7-0.

7) **Resolution – Authorizing Independence Day Fireworks Display** The City of Rochelle has traditionally conducted a fireworks display in conjunction with the observance of Independence Day. The State of Illinois Fireworks Regulations requires that the City authorize the possession and detonation of fireworks displays. The attached resolution would authorize the Rochelle Fire Department to conduct a fireworks display, including the detonation and display of pyrotechnic devices within the City limits of Rochelle on July 4, 2006. Moved by Councilman Eckhardt and seconded by Councilman Hayes, **“I move Resolution R06-11, A Resolution Authorizing Independence Day Fireworks Display, be approved.”** Roll call vote was taken. Ayes: Councilmembers Hayden, Berg, Colwill, Eckhardt, Hollonbeck, Hayes, and Mayor Olson. Nays: None. Motion passed 7-0.

8) **License Agreement between the City of Rochelle and Rochelle Tourism** The City of Rochelle and the previous Licensees of Rochelle Rail Fan Park agreed to terminate their license to operate the Visitor's Center effective at 5:00 PM on Friday, May 5, 2006. Rochelle Tourism & Visitor's Association has expressed interest in operating a gift and concession shop located at the park and submitted a proposal for the future of the Rochelle Railroad Park. At the 5/8/06 City Council Meeting, Ross Freier and Roxanne Charnock, representing the Rochelle Tourism and Visitors Association, gave a presentation on the Association's proposals for the future of the Rochelle Railroad Park. The agreement would allow the Rochelle Tourism Association to operate the gift and concession shop in the Park. The term of the agreement would commence on the date of the contract execution and terminate on April 30, 2008. Financial obligations of the City are limited to repairs exceeding \$250.00 and necessary lawn mowing and snow removal. Roxanne Charnock, President of Rochelle Tourism and Visitors Association, was present to answer questions. Moved by Councilman Berg and seconded by Councilman Hayden, **"I move Agreement 06-3346, License Agreement for Railroad Park Gift and Concession Shop, be approved."** Roll call vote was taken. Ayes: Councilmembers Hayden, Berg, Colwill, Eckhardt, Hollonbeck, Hayes, and Mayor Olson. Nays: None. Motion passed 7-0. The Mayor encouraged the Council to visit the gift shop to see improvements.

9) **Preliminary Plat & Final Plat – Roger's Ready Mix** Upon petition, the Plan Commission held a duly called public hearing on May 15, 2006 on the proposed Preliminary Plat and Final Plat in the I-2 General Industry District to allow for two lots to be combined as one. The City Council approved a Conditional Use Permit for this property on March 13, 2006 with one condition being that the two lots be combined. The subject site is located at the Northwest Corner of Quarry Road and Standard Oil Road. Upon completion of the public hearing the Plan Commission made a recommendation for approval of the Preliminary Plat with the condition that all comments must be addressed and approved by staff before the Preliminary Plat will be released. The recommendation was approved by a vote of 7 ayes and 0 nays. Also, upon completion of the public hearing the Plan Commission made a recommendation for approval of the Final Plat with the condition that all comments must be addressed and approved by staff before the Final Plat will be released. The recommendation was approved by a vote of 7 ayes and 0 nays. Suzy Stickle was present at the Council meeting to answer questions. Moved by Councilwoman Hollonbeck and seconded by Councilman Hayden, **"I move the Council approve the Preliminary Plat (06-3347) for Roger's Ready Mix for property located at the Northwest Corner of Quarry Road and Standard Oil Road with the condition that all comments must be addressed and approved by staff."** Roll call vote was taken. Ayes: Councilmembers Hayden, Berg, Colwill, Eckhardt, Hollonbeck, Hayes, and Mayor Olson. Nays: None. Motion passed 7-0. Next Councilman Colwill moved and seconded by Councilman Berg, **"I move the Council approve the Final Plat (06-3347) for Roger's Ready Mix for property located at the Northwest Corner of Quarry Road and Standard Oil Road with the condition that all comments must be addressed and approved by staff."** Roll call vote was taken. Ayes: Councilmembers Hayden, Berg, Colwill, Eckhardt, Hollonbeck, Hayes, and Mayor Olson. Nays: None. Motion passed 7-0.

#### 10) **City Manager Report:**

**IEPA State Grant Receipt** The City of Rochelle, through Rochelle Municipal Utilities, applied for and was awarded a \$200,000 grant under the Illinois First Program in 2000. This funding covered new water main installation on 20<sup>th</sup> Street and the relocation of water main for Silgan. The City received payment of this grant late last month. This was obtained with the help of Representative Pritchard and Senator Burzynski.

- **National Brownfields Program** The City of Rochelle submitted a grant application to the Illinois Environmental Protection Agency's National Brownfields Program in December of 2005. The IEPA received over 690 grant proposals and awarded funds to approximately 280 of the highest ranking proposals. Unfortunately, the City has been notified that our proposal was not selected.
- **Crossing Safety Improvement Program** An application has been submitted to the Illinois Commerce Commission Crossing Safety Improvement Program. This project is the final leg in the development of the relocation of the truck route for the industry link between the new Union Pacific Intermodal Facility, Illinois Route 38, and Interstate Route 88. The construction of this grade separated crossing would remove and relocate the existing and future truck traffic from the inner city streets. This grade separation would allow the closure of a very dangerous and busy 1<sup>st</sup> Avenue at-grade crossing. Through the application, the City is asking the Grade Crossing Protection Fund to fund 60% of the eligible costs.

- **Hub City Cruisers** A request for the closure and use of Cherry Avenue from Lincoln Highway to Main Street and Lincoln Highway from 4<sup>th</sup> Avenue to Lincoln Avenue has been submitted by the Hub City Cruisers for a car show. The event is scheduled for Sunday, June 25<sup>th</sup> from 9:00 to 3:00 p.m. However, the cars will begin lining up at 8:00 a.m., therefore the streets will need to be blocked from 8:00 a.m. to 4:00 p.m. The Council had no objection to this.
- **Annual City Auction** This year items typically sold at the annual city auction will be included in an auction being held in conjunction with Maxwell Street Days on Saturday, June 24<sup>th</sup> at 10:00 a.m. in the lot at 510 Lincoln Highway. Typically, auction items include abandoned bikes and an assortment of miscellaneous materials and equipment from City departments.
- **Annual Audit Preparation** Virchow, Krause & Company has provided City staff with an audit checklist in anticipation of the annual City and Utility financial audit. The auditors are scheduled to complete the fieldwork portion of the audit during the last week in June.
- **Telecommunications Tax** During budget meetings City staff discussed implementing a telecommunications tax. For clarification this tax would apply to all cell phones and land line phones.
- **Railroad Days** Ross Freier reported that the 1<sup>st</sup> Annual Railroad Days held May 20-May 21 went well and was a success. Prior to the event the Tourism Association installed a new floor and painted the inside of the gift shop. Concessions were available during the two day event and attendance was estimated to be approximately 400 visitors.
- **Harvest Market** The Flagg Township Historical Society's Harvest Market debuted on June 1<sup>st</sup> in the parking lot at 518 4<sup>th</sup> Avenue. Debbie VanDyke from the Flagg Township Historical Society reports the first day was "marvelous" with at least 250-300 people attending. She felt that those in attendance really enjoyed the market as well as the social aspect of the event. Out of the five booths, two of the vendors sold out completely and a third vendor sold out of several items. She expects to have three additional vendors in July and has received other inquiries from potential vendors.
- **Developers Submit Payments** Subsequent to a staff completed audit, Centerpoint Properties has paid an outstanding balance of \$1,031,879.22 related to the development of Global III. The audit also determined that there is still \$1.45 million remaining in the UP maximum commitment of \$4,503,556 contained in the UP annexation agreement. In addition, developers have submitted a payment in the amount of \$607,256 for storm water impact fees related to the Route 38 North and Route 38 South LLC projects.

*DISCUSSION ITEMS:*

- 1) **Steward Boundary and Sewer Agreement** Representatives from the City of Rochelle and the Village of Steward have continued to develop a mutually acceptable boundary/intergovernmental cooperation agreement and an agreement for wastewater treatment between the two communities. These agreements were a discussion item at the 3/13/06 City Council Meeting. Following that discussion, and further meetings, the boundary agreement has been revised to incorporate the comprehensive plan for both communities and to incorporate language regarding Steward's agreement to charge at least as much as Rochelle for impact fees, lag time fees and stormwater management fees. Steward Village President Dawn Andermann stated that they do have someone interested in developing 1,000 acres near the village and having a boundary agreement will be beneficial for Steward.
- 2) **Advanced Communications IP-TV** The Advanced Communication Services Division of RMU is looking into expanding their services by offering broadcast television services over their communication infrastructure. This new market is referred to as IP-TV, Television of Internet Protocol, which allows the distribution of television and/or video signals using a broadband connection. Ryan Alderks provided a PowerPoint presentation. Representatives from Hiawatha Broadband explained the television of internet protocol (IP-TV). Presently, Hiawatha, located in Winona, Minn. Offers 140 channels (of which 11 are high-definition channel), digital music, pay per view selections and a scrolling television guide, and would assist RMU in setting up this system as well as obtaining the local channels in Rockford and Chicago.

3) **Sidewalk Improvement Program** Beginning in 1996, the Department of Public Works has performed an annual sidewalk replacement program. In March 2006, Street Department personnel inspected and rated the condition of sidewalks that have not been replaced as part of the annual program. Based on their condition, the sidewalks were organized in a seven year program to address remaining deficiencies. Year 1 of the program includes replacement of over 7500 linear feet, 60 accessibility ramps, and 5 alley approach ramps. The estimated cost for the first year of the program is \$183,565. The budgeted amount for the 2006 sidewalk program is \$187,000. Funding for this program is being provided by a transfer from the Utility Tax Fund to the Capital Improvement Fund. . City Engineer Sam Tesreau outlined the schedule of the sidewalk improvements for the city through the year 2012.

*EXECUTIVE SESSION:* At 8:50 p.m., Councilman Elder moved and seconded by Councilman Berg, **“I move the Council recess into Executive Session to discuss appointment, employment, compensation, discipline, performance or dismissal of specific non-union employees, collective bargaining/ negotiating matters, purchase or lease of real estate by the City, sale or lease of real estate by the City, and pending or imminent litigation. – Section 2 (c) (1, 2, 5, 6, & 11).”** Roll call vote was taken. Ayes: Councilmembers Hayden, Berg, Colwill, Eckhardt, Hollonbeck, Hayes, and Mayor Olson. Nays: None. Motion passed 7-0.

At 9:45 p.m. Councilman Hayes moved and seconded by Councilman Colwill, **“I move the Council return to Open Session.”** Motion passed by voice vote without dissent.

*ADJOURNMENT:* At 9:45 p.m. Councilman Hayden moved and seconded by Councilman Hayes, **“I move the Council adjourn.”** Motion passed by voice vote without dissent.

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Bruce McKinney, CMC  
City Clerk, City of Rochelle

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Chet Olson  
Mayor, City of Rochelle