

**ROCHELLE CITY COUNCIL
REGULAR COUNCIL MEETING MINUTES
September 24, 2018**

The Rochelle City Council met in Regular Session at 6:30 p.m. on Monday, September 24, 2018 in the Council Chambers of City Hall; 420 N. 6th Street; Rochelle, IL 61068.

PLEDGE TO THE FLAG & PRAYER: The prayer was led by Reverend Cowan.

ROLL CALL: Present on Roll Call was Councilmembers Bearrows, Burke, Hayes, D. McDermott, T. McDermott, Shaw-Dickey and Mayor Olson. Absent: None. A quorum of seven were present. Also present were City Manager Jeff Fiegenschuh, City Clerk Sue Messer and City Attorney Dominick Lanzito.

PROCLAMATIONS, COMMENDATIONS, ETC: Public Power Week – October 7-13, 2018
National Fire Prevention Week – October 7-13, 2018

REPORTS AND COMMUNICATIONS:

- Mayor-Thanked those involved and for all who joined the Wine on Lincoln event.
- Council Members-Councilman Bearrows thanked Chamber of Commerce for welcoming new business Better Care Home Health Inc. and Changes Counseling for their new location. City staff participating in D231 Spirit Week. Masosic Lodge thanked the City for two vintage streetlights.
- Swearing In – Firefighter Tyler Christopherson

PUBLIC COMMENTARY: John Kaminski-spoke about his concerns on the Transmission Line sale.

BUSINESS ITEMS:

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

- a) Approve Minutes of City Council Meeting – 9/10/18
- b) Accept and Place on File Planning & Zoning Minutes – 08/06/18
- c) Accept and Place on File Police and Fire Commission Minutes – 6/12/18
- d) Approve Exceptions – 09/05/18-09/17/18
- e) Approve Bills – 09/18/18
- f) Approve Payroll – 08/27/18-09/09/18
- g) Authorize Rochelle Community Action Network Food Truck Fair – 10/20/18
- h) Approve Request from Rochelle Kiwanis to Hold Annual Peanut Days – 10/5/18-10/6/18
- i) Accept and Place on File Financial Statement – August 2018

Motion made by Councilor Bearrows and seconded by Councilor Burke, **“I move consent agenda items (a) through (i) be approved by Omnibus Vote as recommended.”** Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, T. McDermott, Shaw-Dickey and Mayor Olson. Nays: None. Motion passed 7-0.

- 2) **Public Hearing Concerning the Intent of the Council of the City of Rochelle, Ogle and Lee Counties, Illinois to Sell Not to Exceed \$15,000,000 Taxable General Obligation Pension Funding Bonds (Alternate Revenue Source).** The purpose of the hearing will be to receive public comments on the proposal to sell bonds of the City in the amount not to exceed \$15,000,000, to fund all or a portion of the unfunded Police Pension Fund and Firefighters’ Pension Fund liability of said City, including prepayment of, and providing a budget stabilization fund for, such liability. Motion made by Councilor D. McDermott and seconded by Councilor Bearrows, **“I move the Council recess into a Public Hearing Concerning the Intent of the Council of the City of Rochelle, Ogle and Lee Counties, Illinois to Sell Not to Exceed \$15,000,000 Taxable General Obligation Pension Funding Bonds (Alternate Revenue Source.”** Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, T. McDermott, Shaw-Dickey and Mayor Olson. Nays: None. Motion passed 7-0. City Manager Jeff Fiegenschuh gave Public Safety Pension Funding presentation. BINA materials 2018 bond issues were provided. Stephan Roberts from Baird and Todd Schroeder from Lauterbach & Amen were present to answer questions. Mr. Richard Ohlinger questioned what the annual rate of return by year is for the last 10 years. Concerned the rates are high with City’s bond rating. Mr. John Kaminski stated the City has some control over pensions, City sets salaries & staffing. Provided articles to Council relating to this topic. No decisions expected for some time. Motion made by Councilor T. McDermott and D. McDermott, **“I move the Council return to open session.”** Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, T. McDermott, Shaw-Dickey and Mayor Olson. Nays: None. Motion passed 7-0.

- 3) **Public Hearing Concerning the Intent of the Council of the City of Rochelle, Ogle and Lee Counties, Illinois to Sell Not to Exceed \$4,500,000 General Obligation Bonds (Alternate Revenue Source).** The purpose of the hearing will be to receive public comments on the proposal to sell bonds of the City in the amount not to exceed \$4,500,000, to finance infrastructure improvements in and for the City including but not limited to 2nd Avenue urbanization and drainage improvements, downtown storm sewer and drainage improvements including street and sidewalk reconstruction as needed, general street improvements including curb and gutter, storm water, sidewalks, pavement and offsite drainage improvements, right-of-way acquisition, and professional and surveying fees and paying the expenses incident thereto. Motion made by Councilor T. McDermott and seconded by Councilor Bearrows, **“I move the Council recess into a Public Hearing Concerning the Intent of the Council of the City of Rochelle, Ogle and Lee Counties, Illinois to Sell Not to Exceed \$4,500,000 General Obligation Bonds (Alternate Revenue Source).”** Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, T. McDermott, Shaw-Dickey and Mayor Olson. Nays: None. Motion passed 7-0. City Manager Jeff Fiegenschuh urges Council to go through 30-day comment period and then approve parameter ordinance. Sam Tesreau and Tim Isley gave Tax Exempt Alternative Revenue Bond. Identifying a list of projects that need to be taken care of. No comments from the public were made. Motion made by Councilor D. McDermott and seconded by Councilor Bearrows, **“I move the Council return to open session.”** Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, T. McDermott, Shaw-Dickey and Mayor Olson. Nays: None. Motion passed 7-0.
- 4) **Resolution Authorizing the City Manager to Execute an Intergovernmental Agreement for School Resource Officer between the Board of Education of Rochelle Elementary District #231 and the City of Rochelle.** The proposed agreement outlines the assignment, employment, qualifications and duties of the school resource officer. In addition, the document shows the cost sharing measures that will take place between the City of Rochelle and the Board of Education of Rochelle Elementary District 231. The Board agrees to pay 66% of the SRO’s total compensation, including salary, overtime, benefits, and pension payments for days when the students are regularly scheduled to be in attendance. During the summer, the City will be responsible for paying the entire compensation as the officer will be performing duties at the police department. Chief Eric Higby was present to answer questions. Motion made by Councilor Bearrows and seconded by Councilor Shaw-Dickey, **“I move Resolution R18-32, a Resolution Authorizing the City Manager to Execute an Intergovernmental Agreement for School Resource Officer between the Board of Education of Rochelle Elementary District #231 and the City of Rochelle, be approved.”** Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, T. McDermott, Shaw-Dickey and Mayor Olson. Nays: None. Motion passed 7-0.
- 5) **Ordinance Amending Certain Sections of Chapter 98, Article 1 of the Rochelle Municipal Code Pertaining to the Payment of Utility Bills.** The current deferred payment agreement states an applicant must pay a minimum of one-quarter of the amount past due and then pay one-quarter of the amount past due each month for the next three months. Applicants often find it difficult to pay one-quarter of the amount past due when initiating the agreement and then continue paying one-quarter of the amount past due plus the current amount due for the next 3 months. If an applicant fails to pay all amounts by the due date, the payment agreement will be defaulted. Barbara Bell was present to answer questions. Motion made by Councilor Hayes and seconded by Councilor D. McDermott, **“I move Ordinance 18-4907, an Ordinance Amending Chapter 26, Article II, Section 26-44 of the Rochelle Municipal Code Pertaining to Liquor License Fees, be approved.”** Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, T. McDermott, Shaw-Dickey and Mayor Olson. Nays: None. Motion passed 7-0.
- 6) **Resolution Approving the Purchase of the Brossman Rail Right-of-Way.** The 2018 CIR Budget has \$700,000 budgeted for the purchase of additional rail right of way. In conjunction with the plans to expand the City of Rochelle Railroad and advance the \$6M in grants, additional rail right of way had to be purchased for the project. In 2016 GREDCO was able to acquire a 200’ X 4,350’ parcel +/- 20 acres so the project and the grant applications could move forward. The purchase was funded by a \$700,000 loan which GREDCO secured through three local banks. Today the rail capital fund has over \$2M in reserve which will cover the cost of purchasing the rail right of way and cover the City’s portion of the cost of the rail expansion. Rail funds will be used to purchase property. City Manager Jeff Fiegenschuh was available to answer questions. Motion made by Councilor Hayes and seconded by Councilor Burke, **“I move Resolution R18-33, a Resolution Approving the Purchase of the Brossman Rail Right-of-Way, be approved.”** Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, T. McDermott, Shaw-Dickey and Mayor Olson. Nays: None. Motion passed 7-0.

- 7) **Resolution Authorizing the Execution of Fiber Optic Cable Lease Agreement with Zayo Group, LLC.** The fiber lease agreement with Zayo has expired. The proposed resolution authorizes the City Manager to sign a new Dark Fiber License Agreement with Zayo. One big difference between the two agreements is that Zayo will now be leasing two separate pairs of fiber from RMU (total of 4 fibers). Zayo will pay an additional \$750 per month to lease the extra fiber pair and a onetime charge of \$1,000 for the installation and splicing. Jason Bird was present to answer questions. Motion made by Councilor Hayes and seconded by Councilor Burke, **“I move Resolution R18-34, a Resolution Authorizing the Execution of Fiber Optic Cable Lease Agreement with Zayo Group, LLC, be approved.”** Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, T. McDermott, Shaw-Dickey and Mayor Olson. Nays: None.
- 8) **Ordinance Waiving the Competitive Bidding Requirements and Awarding Anixter Power Solutions a Purchase Order for the Purchase of Electrical Distribution Cable.** Okonite cable is the manufacture of the cable used in Rochelle, like many manufactures of products they select a single vendor to provide their material. Anixter is the vendor of choice for Okonite in Illinois. Anixter is also the provider of our inventory consignment program and this cable is on the inventory program. Due to the cost of the cable it was best to have the ordinance drawn up and approved by council. Jason Bird was present to answer questions. Motion made by Councilor D. McDermott and seconded by Councilor T. McDermott, **“I move Ordinance 18-4911, an Ordinance Waiving the Competitive Bidding Requirements and Awarding Anixter Power Solutions a Purchase Order for the Purchase of Electrical Distribution Cable, be approved.”** Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, T. McDermott, Shaw-Dickey and Mayor Olson. Nays: Burke. Motion passed 7-0.

DISCUSSION ITEMS: USEPA Brownfields Grant - Fehr Graham was hired to assist with facilitating the USEPA Brownfields Grant in September 2014. Michelle Pease will present a short power point presentation on the progress of the grant and various sites that have been assessed with the grant dollars. Ross Grimes with Fehr Graham will be present to answer any questions about the grant as well. Michelle Pease gave presentation on Brownfield Program, hopes to apply for a 2019 grant.

EXECUTIVE SESSION: None

ADJOURNMENT: At 8:34 PM, moved by Councilor D. McDermott and seconded by Councilor Burke, **“I move the Council adjourn.”** Motion passed by voice vote without dissent.

Chet Olson, Mayor

Susan L. Messer
City Clerk, City of Rochelle