

**ROCHELLE CITY COUNCIL  
REGULAR COUNCIL MEETING MINUTES  
May 29, 2018**

The Rochelle City Council met in Regular Session at 7:00 p.m. on Tuesday, May 29, 2018 in the Council Chambers of City Hall; 420 N. 6<sup>th</sup> Street; Rochelle, IL 61068.

**PLEDGE TO THE FLAG & PRAYER:** The Prayer was said by Deputy City Clerk Huéramo.

**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 was present. Also present were City Manager Fiegenschuh, City Clerk Messer, Deputy Clerk Huéramo and City Attorney Lanzito.

**PROCLAMATIONS, COMMENDATIONS, ETC:** None

**REPORTS AND COMMUNICATIONS:**

- Mayor - Thanked Local VFW Committee for Memorial parade, ceremony and all who were able to assist.
- Council Members
- Good News - Barbara Bell – Completion of Masters in Public Administration degree from NIU.  
Michelle Knight – Completion Bachelor of Science degree in Management from CSU.  
Rochelle Community Foundation Pledges – Kim Montgomery presented pledge cards for Council.
- Retirements - Mark Beck  
Dan Miller

**PUBLIC COMMENTARY:** None

**BUSINESS ITEMS:**

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

- a) Approve Minutes of City Council Meetings – 05/14/18
- b) Accept and Place on File Minutes of Railroad Advisory Board – 10/26/17
- c) Accept and Place on File Minutes of Golf Course Advisory Committee – 4/30/18
- d) Accept and Place on File Minutes of Utility Advisory Board – 1/17/18, 3/14/18
- e) Approve Exceptions – 05/09/18-05/21/18
- f) Approve Bills – 05/08/18
- g) Approve Payroll – 4/23/18-5/6/18
- h) Approve Request from Colonial Flowers and Gifts for 50 Years Celebration Event – 6/8/18
- i) Accept and Place on File Financial Statement April 2018

Motion made by Councilor D. McDermott and seconded by Councilor Bearrows, "**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) **2018 Annual Seal Coat Street Maintenance MFT Section #18-00000-00-GM.** Various streets and/or alleys were identified to receive a seal coat (A1 & A2) surface treatment this fiscal year (FY) to provide for much needed roadway maintenance and preservation. The areas are shown on the attached exhibit A. Additional areas may be considered by the City Engineer during the construction process as funds allow. The above referenced project was advertised in the Illinois Dept. of Transportation (IDOT) Notice to Contractor's Bulletin 18-17 as well as the Rochelle Newsleader. Bids were publicly opened and read aloud on May 8th for the above referenced project. Two separate bids were received as follows:

- Civil Constructors, Inc. submitted a bid for making the entire improvements in the amount of \$106,873.00
- Porter Brothers Asphalt & Sealing, Inc. submitted a bid for making the entire improvements in the amount of \$112,826.07

The lowest bid is approximately 28% lower than the Municipal estimate of maintenance costs submitted to IDOT and approved on April 16th. The various streets general maintenance project is funded with Motor Fuel Tax (MFT) funds administered through IDOT. A transfer from the FY 18 MFT fund 17-00 will be made to the FY 18 CIP fund 36-00-86086 to cover the Local Agency (LA) costs associated with the General Maintenance project of various streets with Sec#18-00000-00-GM. The City Street Department crews will provide pavement patching, surface preparation and sweeping in advance of seal coat operations. City council approval of resolution (BLR 14220) will allow the City to move forward with providing funding associated with engineering, maintenance and/or construction on the referenced project from the MFT fund. Enclosure (1) uses the standard IDOT resolution to document the requested expenditure. Sam Tesreau was present to answer any questions. Motion made by Councilor Hayes and seconded by Councilor D. McDermott, **"I move Resolution 18-17, a Resolution for Maintenance Under the Illinois Highway Code, Section Number 18-00000-00-GM, 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. Motion made by Councilor Hayes and seconded by Councilor D. McDermott, **"I move the council accept the proposal from the lowest bidder and award the 2018 Annual Seal Coat Project to Civil Constructors with the bid of \$106, 873 and reject all other bids."** 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) **2018 City of Rochelle Sidewalk/Pedestrian Paths Improvement Project.** The annual sidewalk/pedestrian path improvements project, as administered by the Engineering Department, provides for the replacement of existing and/or constructs new sidewalks and pedestrian paths and other related items throughout the City. The program provides for improved accessible pedestrian access routes including ramps for the disabled and other users. This is part of an effort to continuously improve our pedestrian network for all users and meet certain ADA and PROWAG standards. The program is primarily funded through the Utility Tax Fund (UTF) established in 1997 in an effort to routinely address the needed and required upgrades to the City's pedestrian sidewalk system, associated curb and gutter replacement, street pavement restoration and landscaping. Since its inception nearly 800,000 square feet of sidewalk and/or other pedestrian paths and hundreds of accessibility ramps have been improved through replacement and/or new construction. The UTF has been utilized to supplement new sidewalk construction on other roadway projects such as the Wiscold Drive reconstruction, School Ave bridge replacement, 10<sup>th</sup> Ave SRTS and the Southeast quadrant neighborhood street urbanization. The above referenced project was advertised in the Rochelle Newsleader and the City website. Bids were publicly opened and read aloud on May 8t for the above referenced project. Six separate bids were received as follows:

- Bruns Construction, Inc. submitted a bid for making the entire improvements in the amount of \$133,700.34
- AA Construction Concrete, Inc. submitted a bid for making the entire improvements in the amount of \$150,267.80
- O'Brien Civil Works, Inc. submitted a bid for making the entire improvements in the amount of \$159,588.45
- Stenstrom Excavation and Blacktop Group submitted a bid for making the entire improvements in the amount of \$179,626.40
- Nicam Construction submitted a bid for making the entire improvements in the amount of \$234,398.15

The lowest bid is approximately 14% lower than the estimated costs for the project. The project is funded with UTF administered by the Engineering Department. A transfer from the FY 18 UTF #18-00 will be made to the FY 18 CIP fund #36-00-86500 to cover costs associated with the project. The City will purchase detectable warning plates for use on the project and the Street Department crews will provide pavement patching and restoration along new curb and gutter sections. Sam Tesreau was present to answer any questions. Motion made by Councilor Hayes and seconded by Councilor Burke, **"I move the council accept the proposal from the lowest bidder and award the 2018 City of Rochelle Sidewalk Project to Bruns Construction, Inc. with a bid of \$133,700.34 subject to all specifications, contract documents & supplementary information, and notice of award documents, and reject all other bids."** 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) **An Ordinance to Set Date for a Public Hearing for the City of Rochelle Northern Gateway Tax Increment Financing Redevelopment Plan and Project.** Under the requirements of the Tax Increment Allocation Redevelopment Act, the Corporate Authorities of the Municipality are required to hold a public hearing on the proposed Redevelopment Plan and Redevelopment Projects, Redevelopment Project Area and Adoption of Tax Increment Allocation Financing. The required public hearing will be held on Monday, July 23, 2018 at 6:30 p.m. at the Rochelle City Hall located at 420 North 6th St, Rochelle, Illinois. Motion made by Councilor Hayes and seconded by Councilor Bearrows, **“I move Ordinance 18-4849, an Ordinance to Set the Date for a Public Hearing for the City of Rochelle Northern Gateway Tax Increment Financing Redevelopment Plan and Project to July 23, 2018, be approved.”** Roll call vote was taken. Ayes: Burke, Hayes, D. McDermott, T. McDermott, Shaw-Dickey and Mayor Olson. Nays: None. Abstain: Bearrows. Motion passed 6-0 with 1 abstain.
- 5) **Ordinance Waiving the Competitive Bidding Requirements and Awarding Wesco Englewood Electric the Purchase Order for the Purchase and Installation of LED Streetlights for Lincoln Highway.** Staff would like to purchase and install 50 LED streetlights on Lincoln Highway from 6<sup>th</sup> Avenue to the UP rail tracks. A committee selected the color, style and type of light in early 2013. The new lights will be LED. The current lights cost us about 43.80 a year per fixture and the new one will cost us about 28.91 per fixture per year. The lifespan of the old lights were about 6,000 hours and the new lights will be about 50,000 hours. Another improvement on the new lights will be that the outlets will be at the top of the lights; this will save on maintenance cost on replacing the outlets and makes theft of service more difficult. The new lights will have the capability to add flags and banners. The current lights have been in place since the mid 1980's. The lights will remain in the same location as they are currently. Jason Bird was present to answer any questions. Motion made by Councilor Hayes and seconded by Councilor Bearrows, **“I move Ordinance 18-4850, Waiving the Competitive Bidding Requirements and Awarding Wesco Englewood Electric the Purchase Order for the Purchase and Installation of LED Streetlights for Lincoln Highway at a cost of not to exceeds \$103,539.54, 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) **Engineering Agreement for Design of a Radium Removal Plant at Well 12.** Well 12, located at the intersection of Steward and Hayes Roads, and were recently issued a notice of violation by the Illinois Environmental Protection Agency (IEPA) for combined radium exceeding the maximum contaminant level (MCL). According to state statute, RMU is required to respond in writing next month to the IEPA outlining what actions we will take to return the well back into compliance. Also, we must state whether we are willing to enter into a compliance commitment agreement (CCA) with the state. The City of Rochelle has also been placed on restricted status as a result of this. Based on our experience with how the IEPA responded to the well 11 project we feel it is best to move forward with planning and designing for constructing a radium removal plant at well 12. In the CCA we will request for a 2nd option like we did with well 11 and hope that continued sampling will bring us back in compliance to avoid building a removal plant. A project plan report was submitted to the IEPA on May 7<sup>th</sup> which is a requirement to qualify for a 20 year low interest loan in order to finance this project. The probable engineering cost estimate for construction is \$3,108,000 and will include a new sanitary sewer along Steward Road. After review, Adam Lanning recommends that Willet Hoffman and Associates fulfill the requirements of the City to complete the design of the removal plant. Money was not budgeted for these services but the costs will be eligible for reimbursement through the loan program. For now, the expenses will be paid out of the cash reserve fund. Adam Lanning was present to answer any questions. Motion made by Councilor Hayes and seconded by Councilor Burke, **“I move agreement 18-4851, an Engineering Agreement between the City of Rochelle and Willett Hofmann and Associates to complete the design of radium removal plant for Well 12 at a cost of \$400,000, 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) **Response Letter to Illinois EPA Regarding Well 12 Violation Notice for Radium.** Well 12 located at the intersection of Steward and Hayes roads was issued a violation notice dated April 30th, 2018 for exceeding the radium maximum contaminant levels (MCL) for 2018. In the letter the City is required to respond in writing to the Illinois EPA within 45 days. In the response, we must indicate how we plan to deal with the violation notice and whether or not we will agree to enter a compliance commitment agreement (CCA). In our response, we have indicated that we are willing to enter into a CCA and proposed two alternatives to resolving the VN. Alternative 1 is to continue sampling the well in hopes the levels come back down and the 2nd alternative is to construct a radium removal plant. Constructing a filter plant is estimated to cost \$3,108,000 plus engineering costs of \$400,000. Adam Lanning was present to answer any questions. Motion made by Councilor Hayes and seconded by Councilor Bearrows, **“I move council authorize the Cty Manager and the Responsible Operator in Charge to sign the letter to Illinois Environmental Protection Agency in response to Violation Notice # W-2018-00030 for Well 12.”** Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, T. McDermott, Shaw-Dickey and Mayor Olson. Nays: None. Motion passed 7-0.

**DISCUSSION ITEMS: RMU Website Redesign. – Jenny Thompson**

In early 2018, Staff began the process of the RMU Website Redesign. Along with updating the site's look, the back-end security features have also been upgraded. The new site was launched in mid-May and features language options, an easy-to-navigate menu and all RMU forms. Marketing & PR Manager Jenny Thompson gave Council a tour of the new site.

**EXECUTIVE SESSION:** at 8:03 PM, Councilor D. McDermott moved and seconded by Councilor Shaw-Dickey, **“I move the Council recess into executive session to discuss setting of a price for sale or lease of property owned by the City, Section (c) (6), to discuss the (appointment, employment, compensation, discipline, performance and/or dismissal) of specific employee(s), Section (c) (1), and to discuss the minutes of executive session lawfully closed under this act for approval of minutes or semi-annual review of the minutes as mandates, Section (6) (21).”** Roll call vote was taken. Ayes: Bearrows, Burke, Hayes, D. McDermott, T. McDermott, Shaw-Dickey and Mayor Olson. Nays: None. Motion passed 7-0.

At 9:02 PM, moved by Councilor D. McDermott and seconded by Councilor Burke, **“I move the Council return to open session.”** Motion passes by voice vote without dissent.

**ADJOURNMENT:** At 9:04PM, moved by Councilor Burke and seconded by Councilor Hayes. **“I move the Council adjourn.”** Motion passed by voice vote without dissent.

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Chet Olson, Mayor

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RoseMary Huéramo  
Deputy City Clerk, City of Rochelle