

CITY OF SOUTH BELOIT
REGULAR COUNCIL MEETING
JULY 18, 2016

CALL TO ORDER: 6:00 pm, Council Chambers, City Hall by Mayor Rehl.

ROLL CALL: Present & answering to roll call were Commissioners Chambers, Duffy, Fitzgerald, and Redieske and Mayor Rehl.
City Attorney Roxanne Sosnowski was present
City Clerk Tracy Patrick recorded the minutes
Department Heads in attendance:
Fire Chief Ken Morse
Police Chief Dean Stiegemeier
Public Works Supervisor Mike Murphy

PLEDGE OF ALLEGIANCE: Led by Mayor Rehl and recited by all members present.

INVOCATION: Mayor Rehl asked for a moment of silence.

APPROVE AGENDA: Commissioner Fitzgerald made a motion to approve the agenda second by Commissioner Chambers. Voice vote carried the motion.

PUBLIC COMMENT: John Fitzsimmons read a statement regarding the unlawful discharge of a weapon that occurred behind the South Bluff Mobile Home Park recently. Mr. Fitzsimmons stated the incident should be a wake up call for action. He further stated the Mobile Home Park need to post "No trespassing" and "No firearms" signs on the property. Mr. Fitzsimmons spoke about previous issues with the Mobile Home Park that are hazards. Mr. Fitzsimmons believes the owner is an absentee property owner who does not live in the area, but should be accountable for the property.
Ilah Tinder stated she would like to speak regarding New Business items 1 a. and e.
Shirley Tracy asked Police Chief, Dean Stiegemeier what residents could do to help the Police Department. Chief Stiegemeier responded stating the Police Department needs the community to help assisting in reporting suspicious activity, and being aware of anything going on in their area.

APPROVAL OF MINUTES:
1. Commissioner Duffy made a motion to approve the minutes of the Regular Council Meeting held on July 5, 2016. Commissioner Redieske second the motion. Voice vote carried the motion.

REPORT OF OFFICERS:
1. Finance:
Commissioner Chambers made a motion to approve the claims to be paid from July 2-15, 2016 in the amount of \$441,127.02. Commissioner Fitzgerald second the motion. Roll call vote showed 5 ayes.

Carla Paschal from Sikich LLP was present to provide a presentation of the Annual Audit for the period beginning January 1, 2015 and ending December 31, 2015. Ms. Paschal reviewed a summary of the audit. There was discussion regarding the requirement to have the Foreign Fire Fund account show on the General Ledger. Attorney Sosnowski stated she was concerned with that requirement since the City does not have any control over the fund. The FFF has its own separate account and board. Ms. Paschal said State Statute requires the fund to show on the City's General Ledger, but not be part of the City's fund. Mayor Rehl asked if the City has any liability for the fund. Attorney Sosnowski stated she would check further into that.

3. Attorney Report:
None

2. Commissioner's Report:

Accounts & Finance-Commissioner Chambers
Public Health & Safety-Commissioner Tom Fitzgerald
Streets & Public Improvements-Commissioner Jeff Redieske
Public Properties-Commissioner Lori Duffy

UNFINISHED BUSINESS:

1. Discussion and/or Motion Items:

- a. Commissioner Chambers made a motion to approve Resolution 5842 authorizing the Mayor to execute a Memorandum of Understanding with Winnebago County Department of Information Technology for IT services for City Hall and the Police Department. Commissioner Duffy second the motion. Attorney Sosnowski reviewed the agreement submitted by the County and determined the agreement provided no liability for the County. A revised agreement was drafted by BSLBV. Attorney Sosnowski recommended the City sign the revised agreement, which will better protect the City than the agreement submitted by the County. Roll call vote showed 5 ayes.
- b. Commissioner Redieske made a motion to approve the request for assistance for seal coating and restriping of the parking lot at The Wheel in an amount not to exceed \$1,400.00. Commissioner Duffy second the motion. Clerk Patrick stated the Council approved the request at the Council Meeting held on July 5, 2016. The request was to share the cost with the City, so an amount to share would need to be determined. Commissioner Redieske amended his motion to approve an amount not to exceed \$410.00. Commissioner Duffy second the motion. Roll call vote showed 5 ayes.

NEW BUSINESS:

1. Discussion and/or Motion Items:

- a. Commissioner Fitzgerald made a motion to approve Resolution 5855 approving the Annual Audit for the Fiscal Year January 1, 2015-December 31, 2015. Commissioner Chambers second the motion.
Ilah Tinder asked why there was any question regarding the reporting of the Foreign Fire Fund on the City's audit. Mayor Rehl said it's not about reporting the funds it's about the funds showing on the City's General Ledger and if it makes the City liable for the funds since the funds and board are separate from the City's. Attorney Sosnowski stated the FFF needs to be audited, but doesn't agree the funds should show on the City's GL.
Ms. Tinder asked if there were any way to see what funds are taken in to the City. Finance Director, Don Elliott said the budget would show what funds come in to the City, and is available.
- b. Commissioner Redieske made a motion to approve the request for a Community Outdoor Movie Night to be held at Daystar Christian Fellowship Church on August 12, 2016. Commissioner Duffy second the motion. Perry Folts was present to speak with Council. Mr. Folts stated the event is free. The church has all permits for showing the movie. Voice vote carried the motion.
- c. Commissioner Duffy made a motion to approve the request for a block party on Oakland Avenue to be held on August 13, 2016 from noon until dusk. Commissioner Chambers second the motion. Voice vote carried the motion.
- d. Commissioner Redieske made a motion to approve Resolution 5856 authorizing the removal of non-metered sewer fees, penalties, and administrative fees for the property located at 315 Liston Avenue for the account of the Estate of Ola Mae Davis, Deceased, in the amount of \$2,062.60 for charges incurred from September 2014 to current. Commissioner Chambers second the motion. Commissioner Redieske stated he spoke with the son of Ms. Davis. The family is selling the property and did not know there were outstanding charges on the account. Roll call vote showed 5 ayes.
- e. Commissioner Duffy made a motion to approve proposal options for the steel fence removal and sale located on the corner of Blackhawk and Gardner. Proposal options were reviewed and discussed. Kitson Auctioneering submitted 3 proposal options. After reviewing the options as well as the requirements for each of the proposal options, Council determined the fence would be removed by the City's Public Works department over a period of time and the fence would be given to the Fire Fighter's Association to allow the Association to put towards the training center.

Ilah Tinder asked why the fence could not be sand blasted and repainted.

Commissioner Duffy stated the fence requires too much upkeep and is no longer needed. Commissioners Duffy and Fitzgerald withdrew their motions.

- f. Commissioner Chambers made a motion to approve a lease agreement with Pitney Bowes for a DM400 Mailing System and Relay 3000 Folding/Inserting System for 60 months for a monthly fee of \$497.47. Commissioner Fitzgerald second the motion. Roll call vote showed 5 ayes.
- g. Commissioner Duffy made a motion to approve Resolution 5857 A Resolution of the City of South Beloit, Winnebago County, Illinois, Authorizing the City to Enter into a Ground Lease Agreement with USCOC of Central Illinois, LLC, for the Use of a Portion of the Real Property Commonly Known as 400 Winnebago Avenue, South Beloit, Illinois 61080, PIN # 04-08-106-001. Commissioner Redieske second the motion. Council discussed the lease agreement. Attorney Sosnowski stated Attorney Darron Burke from BSLBV has been negotiating with US Cellular for additional monthly rent, however; they are not willing to increase the amount. This lease would be less than the ground lease for the Sprint tower (located on South Bluff Road). The current agreement, if approved would be for a 5 year lease with a 3% increase every year. Council agreed to have Attorney Burke attempt to negotiate a one-time signing bonus similar to others that has been offered by US Cellular to other municipalities to help offset the difference. Commissioners Duffy and Redieske withdrew their motions. Commissioner Redieske made a motion to layover the item until further negotiations are completed. Commissioner Duffy second the motion. Voice vote carried the motion.
- h. Commissioner Duffy made a motion to approve Resolution 5858 A Resolution of the City of South Beloit, Winnebago County, Illinois, Authorizing the City to Execute an Amendment to the Site Agreement Originally Executed August 17, 2004, Between the City of South Beloit and SBA 2012 TC Assets, LLC, Successor by Assignment to SprintCom, Inc., for the use of a Portion of the Real Property Commonly Known as 15955 South Bluff Street, South Beloit, Illinois 61080, PIN # 04-06-401-020 & 04-06-401-021. Commissioner Redieske second the motion. Attorney Sosnowski reviewed the agreement with Council. Roll call vote showed 5 ayes.
- i. Commissioner Chambers made a motion to approve Ordinance 2222 repealing Ordinance 2214 amending Chapter 1, Section 1-8 of the City of South Beloit Code of Ordinances. Commissioner Fitzgerald second the motion. Attorney Sosnowski explained the original ordinance was amended in March 2015. Due to the Ordinance not being codified the Ordinance was mistakenly drafted again in April 2016. Ordinance 2222 will repeal the Ordinance drafted April 2016. Voice vote carried the motion.
- j. Commissioner Chambers made a motion to approve Resolution 5859 approving and authorizing the Mayor to sign an Intergovernmental Agreement with the Illinois Office of the Comptroller regarding access to the Comptroller's Local Debt Recovery Program. Commissioner Fitzgerald second the motion. Roll call vote showed 5 ayes.

MISCELLANEOUS
LICENSES & PERMITS:

1. RLE'S:
 - a. Matthew Anderson-GMP Fas Mart #5156
 - b. Doanld Coffey-GPM Fas Mart #5156
 - c. Abbey McLain-Mustang's Bar & Grill
 - d. Daiana Niemiec-Mustang's Bar & Grill
 - e. Dawn Welton-Dominic's

Commissioner Redieske made a motion to approve all licenses second by Commissioner Chamber. Voice vote carried the motion.

EXECUTIVE SESSION:

At 7:30 pm on a motion made by Commissioner Duffy second by Commissioner Redieske. Voice vote carried the motion. The purpose for Executive Session is to:

1. Discuss personnel issues as provided by 5 ILCS 120/2 (c) (1) of the Illinois Open Meetings Act
2. Discuss litigation as provided by 5 ILCS 120/2 (c) (11) of the Illinois Open Meetings Act regarding City of South Beloit vs. Bulldog Investment Group, LLC

RECONVENE TO
OPEN SESSION:

At 8:18 pm. Roll call showed all members present.

ORDER OF BUSINESS:

None.

ADJOURN:

At 8:18 pm on a motion made by Commissioner Redieske second by Commissioner Chambers. Voice vote carried the motion.

Mayor

City Clerk

Approved: