

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF COLUMBIA,
ILLINOIS HELD MONDAY, APRIL 6, 2009 IN THE COUNCIL ROOM OF CITY HALL**

I. CALL TO ORDER

Mayor Hutchinson called the City Council of Columbia, Illinois to order at 7:00 PM. Upon Roll Call, the following members were:

Ebersohl	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent	Row	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent
Agne	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent	Hejna	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent
Niemietz	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent	Oberkfell	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent
Unnerstall	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent	Stumpf	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent

Quorum Present.

Administrative Staff Present:

<input checked="" type="checkbox"/> City Clerk Wes Hoeffken	<input checked="" type="checkbox"/> City Administrator Al Hudzik
<input checked="" type="checkbox"/> City Attorney Tom Adams	<input type="checkbox"/> Chief of Police Joe Edwards
<input checked="" type="checkbox"/> Building Inspector Al Holden	<input type="checkbox"/> City Treasurer Bob Naumann
<input checked="" type="checkbox"/> City Engineer Ron Williams	<input checked="" type="checkbox"/> Director of Economic Development Paul Ellis
<input type="checkbox"/> Fire Chief Mike Roediger	<input type="checkbox"/> Deputy Chief of Police Jerry Paul
<input type="checkbox"/> Deputy CEMS Director Ken Buss	<input type="checkbox"/> Accounting Manager Linda Sharp

The Council recited the Pledge of Allegiance.

II. APPROVAL OF MINUTES

The minutes of the Executive Session of the City Council held Monday, February 16, 2009 were submitted for approval.

Corrections were forwarded to Mr. Hoeffken.

MOTION:

It was moved and seconded to approve the minutes of the Executive Session of the City Council held Monday, February 16, 2009, as amended to include the third item listed as deleted.

Moved by: Niemietz Second: Agne Vote: Roll Call

Ebersohl	Yea	Unnerstall	Nay	Oberkfell	Nay
Agne	Yea	Row	Nay	Stumpf	Nay
Niemietz	Yea	Hejna	Nay		

Motion Failed 5 To 3

MOTION:

It was moved and seconded to approve the minutes of the Executive Session of the City Council held Monday, February 16, 2009, as amended and on file at City Hall, excluding the third item listed as deleted.

Moved by: Unnerstall Second: Row Vote: Roll Call

Ebersohl	Nay	Unnerstall	Yea	Oberkfell	Yea
Agne	Nay	Row	Yea	Stumpf	Yea
Niemietz	Nay	Hejna	Yea		

Motion Carried 5 To 3

The minutes of the Executive Session of the City Council held Monday, March 16, 2009 were submitted for approval.

Corrections were forwarded to Mr. Hoeffken.

MOTION:

It was moved and seconded to approve the minutes of the Executive Session of the City Council held Monday, March 16, 2009, as amended and on file at City Hall.

Moved by: Row Second: Unnerstall Vote: Roll Call

Ebersohl	Yea	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea		

Motion Carried 8 To 0

The minutes of the Regular Meeting of the City Council held Monday, March 16, 2009 were submitted for approval.

MOTION:

It was moved and seconded to approve the minutes of the Regular Meeting of the City Council held Monday, March 16, 2009, as submitted and on file at City Hall.

Moved by: Stumpf Second: Row Vote: Roll Call

Ebersohl	Yea	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea		

Motion Carried 8 To 0

III. DELEGATIONS

There were no delegations present.

IV. REPORT OF OFFICERS

A. Community and Economic Development

The report of Community and Economic Development was presented to the Council.

1. Resolution No. 11-2008 - Revolving Loan to Bi-County Markets, Inc.

MOTION:

It was moved and seconded to pass Resolution No. 11-2008, a resolution conditionally authorizing a 3rd Community Development Assistance Program Revolving Loan Fund Loan to Bi-County Markets, Inc., an Illinois Corporation.

Moved by: Unnerstall Second: Hejna Vote: Roll Call

Ebersohl	Yea	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea	Hutchinson	Yea

Motion Carried 9 To 0

B. City Engineer

The report of the City Engineer was presented to the Council.

1. Resolution No. 12-2008 - Braddock Point Subdivision Preliminary Plat

MOTION:

It was moved and seconded to pass Resolution No. 12-2008, a resolution conditionally approving the Preliminary Subdivision Plat for the Braddock Point Subdivision in St. Clair County, IL.

Moved by: Row Second: Unnerstall Vote: Roll Call

Ebersohl	Yea	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea	Hutchinson	Yea

Motion Carried 9 To 0

2. Ordinance No. 2712 - Braddock Point Subdivision Final Plat

MOTION:

It was moved and seconded to pass Ordinance No. 2712, an ordinance conditionally approving the Final Subdivision Plat for the Braddock Point Subdivision in St. Clair County, IL.

Moved by: Ebersohl Second: Row Vote: Roll Call

Ebersohl	Yea	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea	Hutchinson	Yea

Motion Carried 9 To 0

3. Storm Sewer Installation - Mulberry and Walnut Streets

MOTION:

It was moved and seconded to authorize the City Engineer to proceed with the installation of storm sewer between Mulberry and Walnut streets at a cost not to exceed \$2,000.00 contingent upon the signing of a permanent storm sewer easement from Mark Riebeling, the property owner.

Moved by: Ebersohl Second: Unnerstall Vote: Roll Call

Ebersohl	Yea	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea		

Motion Carried 8 To 0

4. Water Control Radios

MOTION:

It was moved and seconded to accept the recommendation of the City Engineer and accept the quote of \$11,070.00 submitted by Hydro-Kinetics Corporation for radio controls necessary for the updates to the Scada controls, and to authorize the payment of shipping charges.

Moved by: Hejna Second: Stumpf Vote: Roll Call

Ebersohl	Yea	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea		

Motion Carried 8 To 0

C. Plan Commission

The report of the Plan Commission was presented to the Council.

D. City Attorney

1. Ordinance No. 2713 - Exterior Wall Masonry Coverage Requirements

MOTION:

It was moved and seconded to pass Ordinance No. 2713, an ordinance amending the Exterior Wall Masonry Coverage Requirements for single family dwelling homes located in a Multiple Family Dwelling Zoned district in the City of Columbia, Illinois.

Moved by: Agne Second: Oberkfell Vote: Roll Call

Ebersohl	Yea	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea	Hutchinson	Yea

Motion Carried 9 To 0

2. Ordinance No. 2714 - Columbia Building Codes

MOTION:

It was moved and seconded to pass Ordinance No. 2714, an ordinance changing all references in the City of Columbia, Illinois Municipal Code to the "BOCA National Building Code" or the "BOCA Building Code", or the "BOCA Code" to the "Columbia Building Codes" or the "Building Codes of Columbia".

Moved by: Oberkfell Second: Agne Vote: Roll Call

Ebersohl	Yea	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea	Hutchinson	Yea

Motion Carried 9 To 0

E. Administration Department

The report of the Administration Department was presented to the Council.

1. DOPW Bargaining Unit Contract Negotiations

MOTION:

It was moved and seconded to authorize Al Hudzik as the Chief Negotiator for contract negotiations with the Steelworkers Union for the Department of Public Works bargaining unit contract.

Moved by: Niemietz Second: Ebersohl Vote: Roll Call

Ebersohl	Yea	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea		

Motion Carried 8 To 0

MOTION:

It was moved and seconded to accept the report of all Departments and Officers as presented.

Moved by: Agne Second: Oberkfell Vote: Voice

Ebersohl	Yea	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea		

Motion Carried 8 To 0

V. CLAIMS & ACCOUNTS

A. Vouchers

MOTION:

It was moved and seconded to authorize the payment of vouchers received through April 3, 2009; the total amount of the vouchers to be paid is four hundred ninety-two thousand, nine hundred twenty-three dollars, and thirty-one cents (\$492,923.31).

Moved by: Hejna Second: Stumpf Vote: Roll Call

Ebersohl Yea	Unnerstall Yea	Oberfell Yea
Agne Yea	Row Yea	Stumpf Yea
Niemietz Yea	Hejna Yea	

Motion Carried 8 To 0

VI. OLD BUSINESS

There was no Old Business brought before the Council.

VII. NEW BUSINESS

A. July 4th Committee

MOTION:

It was moved and seconded to approve the July 4th Celebration, as requested by the July 4th Committee and to authorize the purchase of \$5,500.00 of fireworks for the celebration.

Moved by: Hejna Second: Agne

There was a discussion by the Council regarding the purchase of fireworks for the celebration. Alderman Niemietz suggested the City consider additional funding since this will be the 150 year celebration and will last 3 days. Alderman Hejna stated there might be funds left over from the New Years fireworks display budget. It was agreed to review the funds that might be available for the purchase of the fireworks. Alderman Hejna withdrew her motion and Alderman Agne withdrew his second.

MOTION:

It was moved and seconded to approve the July 4th Celebration, as requested by the July 4th Committee.

Moved by: Hejna Second: Niemietz Vote: Roll Call

Ebersohl Yea	Unnerstall Yea	Oberfell Yea
Agne Yea	Row Yea	Stumpf Yea
Niemietz Yea	Hejna Yea	Hutchinson Yea

Motion Carried 9 To 0

VIII. REPORT OF STANDING COMMITTEES

A. Personnel Committee

Minutes of the Personnel Committee and the Executive Session of the Personnel Committee meeting held Monday, March 23, 2009 were presented to the Council for approval.

MOTION:

It was moved and seconded to approve the minutes of the Personnel Committee meeting held Monday, March 23, 2009 as submitted and on file at City Hall.

Moved by: Niemietz Second: Stumpf Vote: Roll Call

Ebersohl Yea	Unnerstall Yea	Oberkfell Yea
Agne Yea	Row Yea	Stumpf Yea
Niemietz Yea	Hejna Yea	

Motion Carried 8 To 0

MOTION:

It was moved and seconded to approve the minutes of the Executive Session of the Personnel Committee meeting held Monday, March 23, 2009 as submitted and on file at City Hall.

Moved by: Niemietz Second: Stumpf Vote: Roll Call

Ebersohl Yea	Unnerstall Yea	Oberkfell Yea
Agne Yea	Row Yea	Stumpf Yea
Niemietz Yea	Hejna Yea	

Motion Carried 8 To 0

Minutes of the Personnel Committee meeting held Monday, March 30, 2009 were presented to the Council for approval.

1. Hepler Broom Labor Attorney 2nd Opinion

MOTION:

It was moved and seconded to accept the recommendation of the Personnel Committee to get a second legal opinion for the incident discussed from a labor attorney with the law firm of Hepler Broom; the labor attorney is to review the incident and interview appropriate participants in the altercation, as well as discuss the incident with the Chief of Police and report back to the City Council as discussed in Executive Session.

Moved by: Stumpf Second: Hejna Vote: Roll Call

Ebersohl Nay	Unnerstall Yea	Oberkfell Yea
Agne Nay	Row Yea	Stumpf Yea
Niemietz Nay	Hejna Yea	

Motion Carried 5 To 3

MOTION:

It was moved and seconded to approve the minutes of the Personnel Committee meeting held Monday, March 30, 2009 as submitted and on file at City Hall.

Moved by: Stumpf Second: Hejna Vote: Roll Call

Ebersohl Yea	Unnerstall Yea	Oberkfell Yea
Agne Yea	Row Yea	Stumpf Yea
Niemietz Yea	Hejna Yea	

Motion Carried 8 To 0

B. Committee Of The Whole

Minutes of the Committee Of The Whole meeting held Monday, March 23, 2009 were presented to the Council for approval.

MOTION:

It was moved and seconded to approve the minutes of the Committee Of The Whole meeting held Monday, March 23, 2009 as submitted and on file at City Hall.

Moved by: Ebersohl Second: Row Vote: Roll Call

Ebersohl Yea	Unnerstall Yea	Oberkfell Yea
Agne Yea	Row Yea	Stumpf Yea
Niemietz Yea	Hejna Yea	

Motion Carried 8 To 0

Minutes of the Committee Of The Whole meeting held Monday, March 30, 2009 were presented to the Council for approval.

MOTION:

It was moved and seconded to approve the minutes of the Committee Of The Whole meeting held Monday, March 30, 2009 as submitted and on file at City Hall.

Moved by: Ebersohl Second: Stumpf Vote: Roll Call

Ebersohl Yea	Unnerstall Yea	Oberkfell Yea
Agne Yea	Row Yea	Stumpf Yea
Niemietz Yea	Hejna Yea	

Motion Carried 8 To 0

C. Ordinance, Planning, and Zoning Committee

Minutes of the Ordinance, Planning, and Zoning Committee meeting held Monday, March 30, 2009 were presented to the Council for approval.

1. Aeration Windmill Systems As A Permitted Use

MOTION:

It was moved and seconded to accept the recommendation of the Ordinance, Planning, and Zoning Committee and forward the consideration of allowing aeration windmill systems as a permitted use in the zoning ordinance to the Plan Commission and the Zoning Board of Appeals for their review and subsequent recommendation.

Moved by: Agne Second: Ebersohl Vote: Roll Call

Ebersohl Yea	Unnerstall Yea	Oberkfell Yea
Agne Yea	Row Yea	Stumpf Yea
Niemietz Yea	Hejna Yea	

Motion Carried 8 To 0

MOTION:

It was moved and seconded to approve the minutes of the Ordinance, Planning, and Zoning Committee meeting held Monday, March 30, 2009 as submitted and on file at City Hall.

Moved by: Agne Second: Niemietz Vote: Roll Call

Ebersohl Yea	Unnerstall Yea	Oberkfell Yea
Agne Yea	Row Yea	Stumpf Yea
Niemietz Yea	Hejna Yea	

Motion Carried 8 To 0

IX. CALL FOR COMMITTEE MEETINGS

Monday, April 13, 2009

7:00 PM - License, Insurance Claims, CEMA, and Contracts
7:10 PM - Committee Of The Whole
7:20 PM - Personnel

X. EXECUTIVE SESSION

Mayor Hutchinson inquired if there was any reason to go into Executive Session. There was none.

XI. ADJOURNMENT

MOTION:

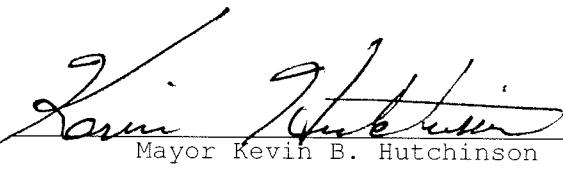
It was moved and seconded to adjourn the Regular City Council Meeting held Monday, April 6, 2009 at 8:14 PM.

Moved by: Agne Second: Niemietz Vote: Roll Call

Ebersohl	Yea	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea		

Motion Carried 8 To 0


Wesley J. Hoeffken, City Clerk


Kevin B. Hutchinson
Mayor Kevin B. Hutchinson