

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF COLUMBIA,  
ILLINOIS HELD MONDAY, OCTOBER 16, 2006 IN THE COUNCIL ROOM OF CITY HALL**

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**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:

Present: Aldermen Conrad, Ebersohl, Agne, Niemietz, Unnerstall, Koesterer, Row, and Huch.

Absent: None.

Quorum Present.

Administrative Staff Present: City Clerk Wes Hoeffken, City Attorney Tom Adams, Chief of Police Joe Edwards, Deputy Chief of Police Jerry Paul, Fire Chief Mike Roediger, Building Inspector Al Holden, Acting Consulting Engineer Larry Kremmel, and Director of Community and Economic Development Mike Hemmer.

The Council recited the Pledge of Allegiance.

**II. APPROVAL OF MINUTES**

The minutes of the Regular Meeting of the City Council held Monday, October 2, 2006 were submitted for approval.

MOTION:

It was moved by Alderman Unnerstall, and seconded by Alderman Niemietz, to approve the minutes of the Regular Meeting of the City Council held Monday, October 2, 2006, as amended and on file at City Hall. Upon Roll Call vote, Aldermen Conrad, Ebersohl, Agne, Niemietz, Unnerstall, Koesterer, Row, and Huch voted yea. Motion Carried.

**III. DELEGATIONS**

A. Violence Prevention Proclamation

MOTION:

It was moved by Alderman Koesterer, and seconded by Alderman Niemietz, to declare the month of October 2006 as Domestic Violence Awareness Month and urge all citizens to observe this month by becoming aware of the tragedy of domestic violence. Upon Roll Call vote, Aldermen Conrad, Ebersohl, Agne, Niemietz, Unnerstall, Koesterer, Row, and Huch voted yea. Motion Carried.

A plaque was presented to the Columbia Police Department for their assistance with domestic violence in the City of Columbia.

**IV. REPORT OF OFFICERS**

A. Police Department

The report of the Chief of Police was presented to the Council

MOTION:

It was moved by Alderman Agne, and seconded by Alderman Ebersohl, to accept the report of the Chief of Police as presented. Upon Voice vote, all Aldermen present voted yea. Motion Carried.

B. Ambulance Director

The monthly report of the Director of the Columbia Emergency Medical Service was presented to the Council.

1. Employment of Jake Owens

MOTION:

It was moved by Alderman Koesterer, and seconded by Alderman Niemietz, to accept the recommendation of Ken Buss, Assistant Director of EMS and employ Jake Owens as an EMT-B. Upon Roll Call vote, Aldermen Conrad, Ebersohl, Agne, Niemietz, Unnerstall, Koesterer, Row, and Huch voted yea. Motion Carried.

MOTION:

It was moved by Alderman Koesterer, and seconded by Alderman Niemietz, to accept the report of the Ambulance Director as presented. Upon Voice vote, all Aldermen present voted yea. Motion Carried.

C. Plan Commission

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

MOTION:

It was moved by Alderman Row, and seconded by Alderman Conrad, to accept the report of the Plan Commission as presented. Upon Voice vote, all Aldermen present voted yea. Motion Carried.

D. Fire Department

The monthly report of the Fire Chief was presented to the Council.

MOTION:

It was moved by Alderman Ebersohl, and seconded by Alderman Unnerstall, to accept the report of the Fire Chief as presented. Upon Voice vote, all Aldermen present voted yea. Motion Carried.

E. Zoning Board of Appeals

1. First Baptist Church Variance

MOTION:

It was moved by Alderman Koesterer, and seconded by Alderman Agne, to accept the recommendation of the Zoning Board of Appeals and grant a Special Use Variance to the First Baptist Church to allow an office on property located at 626 W. Bottom Avenue which is in an R-6 Zoned District. Upon Roll Call vote, Aldermen Conrad, Ebersohl, Agne, Niemietz, Unnerstall, Koesterer, Row, and Huch voted yea. Motion Carried.

MOTION:

It was moved by Alderman Huch, and seconded by Alderman Row, to accept the report of the Zoning Board of Appeals as presented. Upon Voice vote, all Aldermen present voted yea. Motion Carried.

F. City Attorney

1. Ordinance No. 2500 - Library Tax Levy

MOTION:

It was moved by Alderman Unnerstall, and seconded by Alderman Agne, to pass Ordinance No. 2500, an ordinance providing for the levy of a tax of .02% of the value of the taxable property in the City of Columbia, Monroe and St. Clair Counties, Illinois for Library purposes pursuant to Section 5/3-1 of the Illinois Local Library Act for Fiscal Year of

the City commencing May 1, 2006 and ending April 30, 2007. Upon Roll Call vote, Aldermen Conrad, Ebersohl, Agne, Niemietz, Unnerstall, Koesterer, Row, Huch, and Mayor Hutchinson voted yea. Motion Carried.

2. Ordinance No. 2501 - 1<sup>st</sup> Amendment - TIF Agreement

MOTION:

It was moved by Alderman Conrad, and seconded by Alderman Agne, to pass Ordinance No. 2501, an ordinance authorizing a First Amendment to an Economic Development Tax Increment Financing Agreement between the City of Columbia, Illinois, as the party of the first part, and ESEGAV Land Development, Inc., D/B/A Lighthouse Learning Center, as the party of the second part and to consent to the assignment of said Agreement by ESEGAV Land Development, Inc. to Dorchester Land Development, Inc.. Upon Roll Call vote, Aldermen Conrad, Ebersohl, Agne, Niemietz, Unnerstall, Koesterer, Row, Huch, and Mayor Hutchinson voted yea. Motion Carried.

3. Order Of The City Council - Conoco Phillips Pipe Line Company

MOTION:

It was moved by Alderman Conrad, and seconded by Alderman Ebersohl, to pass an Order of the City Council to authorize a One-Time Advance of \$4,500.00 to the Conoco Phillips Pipe Line Company to be used to drill locator borings to identify and locate their existing gas lines around which the pipe lines the City's water line will go over or under, with the unused portion of the advance, if any, being refunded to the City. Upon Roll Call vote, Aldermen Conrad, Ebersohl, Agne, Niemietz, Unnerstall, Koesterer, Row, Huch, and Mayor Hutchinson voted yea. Motion Carried.

4. Ordinance No. 2502 - Employ Hoerner & Shifrin, Inc.

MOTION:

It was moved by Alderman Unnerstall, and seconded by Alderman Ebersohl, to pass Ordinance No. 2502, an ordinance authorizing a Professional Service Contract to employ Horner & Shifrin, Inc. of O'Fallon, Illinois to perform Consulting Engineering Services for the City of Columbia, Illinois on an as needed basis to include Consulting Engineering Services pertaining to City approval of Subdivision Plats and Infrastructure Improvement Plans. Upon Roll Call vote, Aldermen Conrad, Ebersohl, Agne, Niemietz, Unnerstall, Koesterer, Row, Huch, and Mayor Hutchinson voted yea. Motion Carried.

5. Crime Free Residential Property Ordinance

This ordinance was not ready for consideration.

6. Ordinance No. 2503 - Admiral Trost Development Final Subdivision Plat

Alderman Unnerstall stated that the sidewalks should be installed before the Council approves the plat. Mayor Hutchinson stated that this was a condition of the preliminary plat approval and the developer has satisfied the requirement by placing the money in an escrow account. Alderman Conrad stated that he has concerns about traffic flow but it is an issue that the City will have to address later on and hopes the developer is comfortable with the possible traffic controls that might need to occur at a later date. Alderman Agne stated that the location of the bridge was based on IDOT approval.

MOTION:

It was moved by Alderman Koesterer, and seconded by Alderman Agne, to pass Ordinance No. 2503, an ordinance conditionally approving the Final Subdivision Plat for the Admiral Trost Development Subdivision

in the City of Columbia, Illinois. Upon Roll Call vote, Aldermen Conrad, Ebersohl, Agne, Niemietz, Koesterer, Row, Huch, and Mayor Hutchinson voted yea. Alderman Unnerstall voted nay. Motion Carried.

MOTION:

It was moved by Alderman Huch, and seconded by Alderman Conrad, to accept the report of the City Attorney as presented. Upon Voice vote, all Aldermen present voted yea. Motion Carried.

G. Department of Public Works and City Engineer

The monthly report of the Department of Public Works and the City Engineer was presented to the Council.

1. Old Town Project

MOTION:

It was moved by Alderman Ebersohl, and seconded by Alderman Unnerstall to authorize Mayor Hutchinson to sign a Work Order for Heneghan & Associates to conduct a review of the Cherry Street Right-of-Way easement legal descriptions. Upon Roll Call vote, Aldermen Conrad, Ebersohl, Agne, Niemietz, Unnerstall, Koesterer, Row, and Huch voted yea. Motion Carried.

MOTION:

It was moved by Alderman Ebersohl, and seconded by Alderman Row to authorize Heneghan & Associates to draft plans to finish Breidecker Street as a through street. Upon Roll Call vote, Aldermen Conrad, Ebersohl, Agne, Niemietz, Unnerstall, Koesterer, Row, and Huch voted yea. Motion Carried.

MOTION:

It was moved by Alderman Ebersohl, and seconded by Alderman Unnerstall to authorize Heneghan & Associates to more accurately field check the plans and answer questions from landowners about the Right-of-Way and entrance concerns and the proposed centerline of Cherry Street and Ferkel Street. Upon Roll Call vote, Aldermen Conrad, Ebersohl, Agne, Niemietz, Unnerstall, Koesterer, Row, and Huch voted yea. Motion Carried.

2. Tree Chipper Purchase

MOTION:

It was moved by Alderman Row, and seconded by Alderman Agne to purchase the tree chipper currently being rented by the City at a purchase price of \$17,583.40 after applying current rental fees against the original sale price. Upon Roll Call vote, Aldermen Conrad, Ebersohl, Agne, Niemietz, Unnerstall, Koesterer, Row, and Huch voted yea. Motion Carried.

MOTION:

It was moved by Alderman Ebersohl, and seconded by Alderman Conrad, to accept the report of the City Engineer as presented. Upon Voice vote, all Aldermen present voted yea. Motion Carried.

H. Community and Economic Development

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

1. Chamber of Commerce Halloween Hi-Jinks Parade

MOTION:

It was moved by Alderman Agne, and seconded by Alderman Unnerstall, to approve the request of the Columbia Chamber of Commerce to hold their

annual Halloween Hi-Jinks Parade on Saturday, October 28, 2006 contingent upon coordinating the parade with the Columbia Police Department and the Department of Public Works. Upon Roll Call vote, Aldermen Conrad, Ebersohl, Agne, Niemietz, Unnerstall, Koesterer, Row, and Huch voted yea. Motion Carried.

2. Electro Door Façade Funding Request

Alderman Conrad stated that he had concerns about Mr. Brucker and his current litigation issues with the City over violations on abandoned vehicles. Mayor Hutchinson also questioned why the Council would approve this request at this point in time. Alderman Agne stated that the Council should not approve the request until the Architectural Review Board has approved the improvement. Mr. Hemmer explained the process for applying for the funding prior to submitting the plans to the Architectural Review Board. Mr. Hemmer also stated that the improvements will also have to satisfy the City's building codes and ordinances.

MOTION:

It was moved by Alderman Row, and seconded by Alderman Koesterer, to accept the recommendation of the Civic Progress Committee and approve the Electro Door Façade Funding Request contingent upon the improvements satisfying all City building codes, permits, requirements, and approvals. Upon Roll Call vote, Aldermen Conrad, Ebersohl, Agne, Niemietz, Koesterer, Row, and Huch voted yea. Alderman Unnerstall abstained because there was not information available about the issue. Motion Carried.

3. Ordinance No. 2504 - Employ Gilmore & Bell

MOTION:

It was moved by Alderman Conrad, and seconded by Alderman Huch, to pass Ordinance No. 2504, an ordinance employing Gilmore & Bell of St. Louis, Missouri to render Legal Consultation Services relating to the Columbia Crossings Development to the City of Columbia, Illinois. Upon Roll Call vote, Aldermen Conrad, Ebersohl, Agne, Niemietz, Koesterer, Huch, and Mayor Hutchinson voted yea. Alderman Unnerstall and Row voted nay. Motion Carried.

4. Ordinance No. 2505 - Employ Hoelscher Engineering, P.C.

MOTION:

It was moved by Alderman Unnerstall, and seconded by Alderman Niemietz, to pass Ordinance No. 2505, an ordinance employing Hoelscher Engineering P.C. of Fairview Heights, Illinois to render Professional Services to the City of Columbia, Illinois in connection with the Creekside Subdivision Park and Lake Project. Upon Roll Call vote, Aldermen Conrad, Agne, Niemietz, Unnerstall, Koesterer, Row, Huch, and Mayor Hutchinson voted yea. Alderman Ebersohl voted nay. Motion Carried.

5. Ordinance No. 2506 - Amend Ordinance No. 2461

MOTION:

It was moved by Alderman Niemietz, and seconded by Alderman Unnerstall, to pass Ordinance No. 2506, an ordinance amending Ordinance No. 2461 which provided for the appointment of member of certain Boards and Commissions of the City of Columbia, Illinois for the Fiscal Year of the City commencing May 1, 2006 and ending April 30, 2007. Upon Roll Call vote, Aldermen Conrad, Ebersohl, Agne, Niemietz, Unnerstall, Koesterer, Row, Huch, and Mayor Hutchinson voted yea. Motion Carried.

MOTION:

It was moved by Alderman Row, and seconded by Alderman Unnerstall, to accept the report of the Director of Community and Economic Development as presented. Upon Voice vote, all Aldermen present voted yea. Motion Carried.

I. City Clerk

Mr. Hoeffken presented his report to the Council.

1. Report of Collections

The Report of Collections for the period commencing August 26, 2006 and ending September 25, 2006 was presented to the Council.

MOTION:

It was moved by Alderman Row, and seconded by Alderman Huch, to approve the Report of Collections for the period commencing August 26, 2006 and ending September 25, 2006, as submitted and on file at City Hall. Upon Voice vote, all Aldermen present voted yea. Motion Carried.

V. MAYOR'S REPORT

Mayor Hutchinson presented his report to the Council.

VI. EXECUTIVE SESSION

There was no Executive Session.

VII. CLAIMS & ACCOUNTS

A. Vouchers

MOTION:

It was moved by Alderman Huch, and seconded by Alderman Koesterer, to authorize the payment of vouchers received through October 12, 2006; the total amount of the vouchers to be paid is two hundred ninety-eight thousand, nineteen dollars, and three cents (\$298,019.03). Upon Roll Call vote, Aldermen Conrad, Ebersohl, Agne, Niemietz, Unnerstall, Koesterer, Row, and Huch voted yea. Motion Carried.

B. Statement Of Funds

The Statement of Funds report was deferred until the next meeting of the Council.

VIII. OLD BUSINESS

There was no Old Business.

IX. NEW BUSINESS

A. Delta Dental Renewal Package

MOTION:

It was moved by Alderman Unnerstall, and seconded by Alderman Niemietz, to accept the Delta Dental of Illinois renewal package for the City of Columbia, Illinois for the contract years commencing November 1, 2006 and ending October 31, 2008. Upon Roll Call vote, Aldermen Conrad, Ebersohl, Agne, Niemietz, Unnerstall, Koesterer, Row, and Huch voted yea. Motion Carried.

**X. REPORT OF STANDING COMMITTEES**

There were no Standing Committee reports.

**XI. CALL FOR COMMITTEE MEETINGS**

Monday, October 23, 2006

- 7:00 PM - Joint - Fire Department and Ambulance  
and Radio Communication System and Dispatch Center
- 7:20 PM - Municipal Buildings, Property, and Capital Improvements
- 7:30 PM - Joint - Streets, Sidewalks, and Drainage Committee  
and Public Utilities Committee.
- 7:40 PM - Refuse Collection, Disposal Grounds, and Recycle Committee

Monday, October 30, 2006

- 7:00 PM - Joint - Fire Department and Ambulance  
and Radio Communication System and Dispatch Center
- 7:20 PM - Municipal Buildings, Property, and Capital Improvements
- 7:30 PM - Joint - Streets, Sidewalks, and Drainage Committee  
and Public Utilities Committee.
- 7:40 PM - Refuse Collection, Disposal Grounds, and Recycle Committee

**XII. ADJOURNMENT**

MOTION:

It was moved by Alderman Huch, and seconded by Alderman Unnerstall, to adjourn the Regular City Council Meeting held Monday, October 16, 2006 at 8:44 PM. Upon Voice vote, all Aldermen present voted yea. Motion Carried.

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Wesley J. Hoeffken, City Clerk

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Mayor Kevin Hutchinson