

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF COLUMBIA,
ILLINOIS HELD MONDAY, SEPTEMBER 15, 2008 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"/> Accounting Manager Linda Sharp
<input checked="" type="checkbox"/> City Attorney Tom Adams	<input checked="" type="checkbox"/> Chief of Police Joe Edwards
<input 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"/>

The Council recited the Pledge of Allegiance.

II. APPROVAL OF MINUTES

The minutes of the Executive Session of the City Council held Monday, August 18, 2008 were submitted for approval.

Corrections were forwarded to Mr. Hoeffken. Aldermen Unnerstall and Hejna expressed concern about specific changes requested to the minutes not being included. Mr. Hoeffken explained the state statute governing minutes.

MOTION:

It was moved and seconded to approve the minutes of the Executive Session of the City Council held Monday, August 18, 2008, as amended and on file at City Hall.

Moved by: Ebersohl Second: Niemietz Vote: Roll Call

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

Motion Failed 5 To 3

The minutes of the Executive Session of the City Council held Tuesday, September 2, 2008 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 Tuesday, September 2, 2008, as amended and on file at City Hall.

Moved by: Oberkfell 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

The minutes of the Regular Meeting of the City Council held Tuesday, September 2, 2008 were submitted for approval.

Corrections were forwarded to Mr. Hoeffken. Aldermen Unnerstall and Hejna expressed concern about specific changes requested to the minutes not being included. Mr. Hoeffken explained the state statute governing minutes.

MOTION:

It was moved and seconded to approve the minutes of the Regular Meeting of the City Council held Tuesday, September 2, 2008, as amended and on file at City Hall.

Moved by: Niemietz Second: Ebersohl Vote: Roll Call

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

Motion Carried 5 To 3

III. DELEGATIONS

A. Columbia Soccer Club

Mr. Scott Jackson of the Columbia Soccer Club explained his request for assistance from the City regarding improvements to the parking lot of the Columbia Soccer Club soccer facility. After a brief discussion, the Council requested City Engineer Ron Williams provide some estimated costs for the requested services to be discussed in committee.

B. Labor Attorney - Mark Weisman

Mr. Weisman addressed the Council regarding past invoicing issues, including mayoral authority research from October 2, 2007, the Alderman Hejna conversations from March 19, 2008 and April 15, 2008, and possible improper representation of an individual as the City Attorney on November 19, 2007. After discussing these issues, the Council requested Mr. Weisman provide a monthly summary of items he addresses in order to keep the Council informed.

IV. REPORT OF OFFICERS

A. Fire Department

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

B. Library Board

The monthly report of the Library Board was deferred since there was no one present representing the Library.

C. Police Department

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

1. Columbia PTA - Fall Festival

MOTION:

It was moved and seconded to approve the request of the Columbia PTA to close McDannold Drive for the annual Fall Festival to be held October 3, 2008, as requested and on file at City Hall, contingent upon coordination with the Columbia Police Department, the City Clerk's Office, and the Department of Public Works.

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

D. EMS Department

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

E. City Engineer

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

1. Ordinance No. 2679 - IDOT Agreement

MOTION:

It was moved and seconded to pass Ordinance No. 2679, an ordinance authorizing a Joint Agreement between the Illinois Department of Transportation and the City of Columbia, Illinois with regard to the reconstruction of Legion Street from Carl Street to Main Street in the City of Columbia, Illinois.

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

2. Ordinance No. 2680 - No Parking on Carl Street

MOTION:

It was moved and seconded to pass Ordinance No. 2680, an ordinance amending Chapter 10.44.010 (Prohibited Parking on Certain Public Street) of Title 10 (Vehicles and Traffic) of the Municipal Code of the City to prohibit parking along Carl Street between Admiral Parkway and Legion Street in the City of Columbia, Illinois.

Moved by: Agne Second: Ebersohl 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. Backhoe Bids

MOTION:

It was moved and seconded to accept the low bid of \$53,500.00 submitted by Erb Equipment for the purchase of a John Deere 410J backhoe.

Moved by: Ebersohl 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

4. Oil Sprayer Bids

MOTION:

It was moved and seconded to accept the second lowest bid of \$8,875.00 submitted by Erb Equipment for the purchase of a Bomag oil sprayer, which is \$29 higher than the lowest bid, because of the shorter distance between Erb

Equipment, located in Fenton, MO, and the lowest bidder, which is located in Edwardsville, Illinois.

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

5. Temple Street Sidewalk Project

MOTION:

It was moved and seconded to accept the recommendation of the City Engineer and bid the Temple Street Sidewalk project during the winter months in anticipation of receiving better bids and additional bidders, to schedule the construction when inclement weather subsides in March, or early April, and to split the project between the current fiscal year and the next fiscal year.

Moved by: Ebersohl Second: Oberkfell Vote: Roll Call

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

Motion Carried 8 To 0

6. EMS Trailer - Cocos Co., Inc.

MOTION:

It was moved and seconded to authorize the Department of Public Works to dig the trench on the backside of the EMS trailer for the relocated water line, to avoid having the contractor, Wm. G. Cocos, Co., Inc., from having to mobilize equipment onto the job, if the Illinois State Plumbing Inspector requires the water line to be relocated.

Moved by: Stumpf 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

7. American Legion Truck Route Access Repairs

MOTION:

It was moved and seconded to authorize the Department of Public Works to provide the labor, equipment, and materials to repair the truck route access route at the American Legion, contingent upon the Legion paying for the \$250.00 in materials.

Moved by: Ebersohl Second: Agne Vote: Roll Call

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

Motion Carried 8 To 0

8. Assistant City Engineer

MOTION:

It was moved and seconded to accept the recommendation of the City Engineer and tender an employment offer to Mr. Chris Volkman as a salaried employee with a starting salary of \$67,000.00 with normal benefits offered to any and all full time employees of the City, and to grant 80 hours of annual approved leave, or compensatory time, with the annual approved leave being reduced to 40 hours in the 6th year of employment when 120 hours of vacation is achieved.

Moved by: Row 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

F. Community and Economic Development

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

1. Main Street Façade Program

MOTION:

It was moved and seconded to accept the recommendation of the Columbia Civic Progress Committee and adopt the Columbia Main Street Façade Program Guidelines.

Moved by: Niemietz 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

2. Vida Verde Façade Application

Alderman Agne stated the signage request in the application does not meet Municipal Code, and questioned if the façade program should include signage. It was agreed to reject the application until the signage is clarified. It was also agreed to review the Main Street Façade Program Guidelines to determine if signage should be an allowable improvement expense.

3. Resolution No. 06-2008 – Travel Plan and Safe Routes

MOTION:

It was moved and seconded to pass Resolution No. 06-2008, a resolution supporting the Columbia School Travel Plan and the Safe Routes to School Partnership.

Moved by: Hejna Second: Ebersohl 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

G. Plan Commission

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

H. City Attorney

1. Resolution No. 07-2008 - The Falls Revolving Loan

MOTION:

It was moved and seconded to pass Resolution No. 07-2008, a resolution authorizing the release of a Continuing Payment Guarantee and a Security Agreement and to cancel a Community Development Assistance Program Business Loan Agreement and Promissory Note (and the indebtedness due thereon) after full payment of the indebtedness due by TBF, Inc., an Illinois Corporation (A/K/A "The Falls").

Moved by: Stumpf 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

2. Oak Street Property Purchase

Mr. Adams informed the Council the City will be closing on the 118 N. Oak property on Thursday, September 18, 2008.

I. Administration Department

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

MOTION:

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

Moved by: Agne 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

V. CLAIMS & ACCOUNTS

A. Vouchers

MOTION:

It was moved and seconded to authorize the payment of vouchers received through September 12, 2008; the total amount of the vouchers to be paid is one hundred ninety-nine thousand, five hundred forty-four dollars, and eighty-seven cents (\$199,544.87).

Moved by: Hejna 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

B. Statement of Funds

The Statement of Funds for the month ending August 31, 2008 was presented to the Council.

MOTION:

It was moved and seconded to accept the Statement of Funds for the month ending August 31, 2008 as presented and on file at City Hall.

Moved by: Hejna 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

VI. OLD BUSINESS

A. Ordinance No. 2681 - 2008 Osage Ambulance

MOTION:

It was moved and seconded to pass Ordinance No. 2681, an ordinance authorizing a contract between Emergency Services Supply and the City of Columbia, Illinois for the purchase of a 2008 Osage Custom Superwarrior Ambulance.

Moved by: Stumpf 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

VII. NEW BUSINESS

A. Building Permit - Concord Presbyterian/New Harmony Church

MOTION:

It was moved and seconded to waive the Building Permit Fee for the Concord Presbyterian/New Harmony Church as requested and on file at City Hall.

Moved by: Oberkfell 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

VIII. REPORT OF STANDING COMMITTEES

A. Finance, Claims, Bonds and Interest Committee

Minutes of the Finance, Claims, Bonds and Interest Committee meeting held Monday, August 25, 2008 were presented to the Council for approval.

MOTION:

It was moved and seconded to approve the minutes of the Finance, Claims, Bonds and Interest Committee meeting held Monday, August 25, 2008 as submitted and on file at City Hall.

Moved by: Hejna 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

B. Ambulance, Radio Communication, and Dispatch Committee

Minutes of the Ambulance, Radio Communication, and Dispatch Committee meeting held Monday, September 8, 2008 were presented to the Council for approval.

1. Ambulance Purchase Funding Options

MOTION:

It was moved and seconded to accept the recommendation of the Ambulance, Radio Communication, and Dispatch Committee and direct Accounting Manager Linda Sharp to contact Columbia National Bank and additional banks to identify financing options for the 2008 Osage ambulance and to lock in on an interest rate.

Moved by: Stumpf Second: Unnerstall Vote: Roll Call

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

Alderman Oberkfell abstained because of his relationship with Columbia National Bank.

Motion Carried 8 To 0

Alderman Niemietz stated Columbia National Bank previously suggested not locking in an interest rate.

MOTION:

It was moved by Alderman Niemietz to reconsider the previous motion regarding ambulance purchase financing options and to not lock in on an interest rate. Motion Failed for lack of a second.

Corrections were forwarded to the City Clerk.

MOTION:

It was moved and seconded to approve the minutes of the Ambulance, Radio Communication, and Dispatch Committee meeting held Monday, September 8, 2008 as amended and on file at City Hall.

Moved by: Row Second: Oberkfell Vote: Roll Call

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

Alderman Niemietz abstained since she was not present for the Committee meeting.

Motion Carried 8 To 0

C. Finance, Claims, Bonds and Interest Committee

Minutes of the Finance, Claims, Bonds and Interest Committee meeting held Monday, September 8, 2008 were presented to the Council for approval.

1. Check Writing Procedures

MOTION:

It was moved and seconded to accept the recommendation of the Finance, Claims, Bonds, and Interest Committee and direct Committee Chairman Hejna to investigate the City's check writing procedure with Accounting Manager Linda Sharp and City Treasurer Bob Naumann.

Moved by: Hejna Second: Oberkfell Vote: Roll Call

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

Aldermen Niemietz and Row abstained because they were not present for the Committee meeting.

Motion Carried 8 To 0

MOTION:

It was moved and seconded to approve the minutes of the Finance, Claims, Bonds and Interest Committee meeting held Monday, September 8, 2008 as submitted and on file at City Hall.

Moved by: Hejna Second: Oberkfell Vote: Roll Call

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

Alderman Niemietz abstained because she was not present for the committee meeting.

Motion Carried 8 To 0

D. License, Insurance Claims, CEMA, and Contracts Committee

Minutes of the License, Insurance Claims, CEMA, and Contracts Committee meeting held Monday, September 8, 2008 were presented to the Council for approval.

Corrections were forwarded to the City Clerk.

MOTION:

It was moved and seconded to approve the minutes of the License, Insurance Claims, CEMA, and Contracts Committee meeting held Monday, September 8, 2008 as amended and on file at City Hall.

Moved by: Unnerstall Second: Stumpf Vote: Roll Call

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

Aldermen Niemietz and Row abstained since they was not present for the Committee meeting.

Motion Carried 8 To 0

IX. CALL FOR COMMITTEE MEETINGS

Monday, September 22, 2008

7:00 PM - Personnel

7:10 PM - Joint Committee Meeting

Parks, Playgrounds, and Recreation

Streets, Sidewalks, Drainage, and Public Utilities

7:20 PM - Ordinance, Planning, and Zoning

Monday, October 13, 2008

7:00 PM - Municipal Buildings, Property, and Capital Improvements

X. EXECUTIVE SESSION

Mayor Hutchinson inquired if there was a 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, September 15, 2008 at 10:22 PM.

Moved by: Agne Second: Row Vote: Roll Call

Ebersohl	Yea	Unnerstall	Yea	Oberfell	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