

At the regular meeting held in the Council Chambers by the City Council, September 5, 2023, the following proceedings were held and entered in this record in the following words and figures to wit:

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City Clerk

Mayor

The Mayor called the meeting to order at 7:00 P.M.

The Invocation was given by Mayor Barry. Mayor Barry led the Council and the assembled group in the Pledge of Allegiance.

Roll Call - Aldermen Brown, Bryant, Dorchinecz, Driskell, Olive, Skultety, and Wilson were present.

#### APPROVAL OF MINUTES

Motion by Alderman Bryant and seconded by Alderman Skultety to utilize the Omnibus Vote Designation for various meetings. Roll Call – Aldermen Brown, Bryant, Dorchinecz, Driskell, Olive, Skultety, and Wilson voted YEA. The Mayor announced the motion carried.

Motion by Alderman Bryant and seconded by Alderman Wilson to approve the regular City Council Meeting held August 21, 2023; and the Street and Sewer Committee Meeting held August 24, 2023. OMNIBUS VOTE.

#### PLAN COMMISSION RECOMMENDATIONS

Chairman Pat Kretzer reported that the Plan Commission had voted unanimously to approve the Hickory Court (Stepp) Minor Subdivision as presented. This property is located outside City limits but within the requirements to follow guidelines as set forth in the City Code. There is no change to zoning; this is a simple division of property into two lots.

Motion by Alderman Skultety and seconded by Alderman Wilson to accept the Plan Commission recommendations and approve the Hickory Court (Stepp) Minor Subdivision. Roll Call – Aldermen Brown, Bryant, Dorchinecz, Driskell, Olive, Skultety, and Wilson voted YEA. The Mayor announced the motion carried.

#### ORDINANCE NO. 4193 – DESIGNATING AND APPROVING THE THIRD AMENDMENT TO THE TAYLORVILLE BUSINESS DEVELOPMENT DISTRICT NO. 1 AND IMPOSING A RETAILERS' OCCUPATION TAX, A SERVICE OCCUPATION TAX, AND A HOTEL OPERATORS' OCCUPATION TAX IN THE TAYLORVILLE BUSINESS DEVELOPMENT DISTRICT NO. 1 REDEVELOPMENT AREA AS AMENDED

Motion by Alderman Brown and seconded by Alderman Driskell to approve Ordinance No. 4193 – Designating and Approving the Third Amendment to the Taylorville Business Development District No. 1 and Imposing a Retailers' Occupation Tax, A Service Occupation Tax, and a Hotel Operators' Occupation Tax in the Taylorville Business Development District No. 1 Redevelopment Area as Amended. Roll Call – Aldermen Brown, Bryant, Dorchinecz, Driskell, Olive, Skultety, Wilson, and Mayor Barry voted YEA. The Mayor announced the motion carried.

#### ORDINANCE NO. 4194 – AN ORDINANCE ADDING SECTION 7-3-9 TO CHAPTER 3 OF TITLE 7 OF THE TAYLORVILLE CITY CODE (RE: PROHIBITING FEEDING GEESE, ETC. AT LAKE TAYLORVILLE)

Motion by Alderman Bryant and seconded by Alderman Driskell to approve Ordinance No. 4194 – An Ordinance Adding Section 7-3-9 to Chapter 3 of Title 7 of the Taylorville City Code (re: prohibiting feeding geese, etc. at Lake Taylorville). Roll Call – Aldermen Brown, Bryant, Dorchinecz, Driskell, Olive, Skultety, and Wilson voted YEA. Mayor Barry voted NAY. The Mayor announced the motion carried.

ORDINANCE NO. 4195 – AN ORDINANCE ADDING SECTION 9-2-1A AND AMENDING SECTION 9-2-2 TO CHAPTER 2 OF THE TAYLORVILLE CITY CODE (RE: REQUIRING 1,000 MINIMUM SQUARE FOOTAGE FOR RESIDENTIAL DWELLINGS)

Motion by Alderman Skultety and seconded by Alderman Bryant to approve Ordinance No. 4195 – An Ordinance Adding Section 9-2-1A and Amending Section 9-2-2 to Chapter 2 of the Taylorville City Code (re: requiring 1,000 minimum square footage for residential dwellings). Alderman Skultety motioned to amend the ordinance as written to include homes to be grandfathered in that are under the 1,000 square feet required for new builds as of September 5, 2023. This was seconded by Alderman Bryant. It was noted that any resident wishing to build a smaller home could present to the Board of Appeals for a variance to allow an exemption. Roll Call – Aldermen Brown, Bryant, Dorchinecz, Driskell, Olive, Skultety, Wilson, and Mayor Barry voted YEA. The Mayor announced the motion carried.

RESOLUTION NO. 1494 – RE: REAL ESTATE LEASE WITH RICK AND LISA CHAMPLEY

Motion by Alderman Bryant and seconded by Alderman Brown to approve Resolution No. 1494 – re: Real Estate Lease with Rick and Lisa Champley. Roll Call – Aldermen Brown, Bryant, Driskell, Olive, Wilson, and Mayor Barry voted YEA. Aldermen Dorchinecz and Skultety voted NAY. The Mayor announced the motion carried.

RESOLUTION NO. 1495 – RE: REAL ESTATE LEASE WITH JAKE HEBERLING

Motion by Alderman Bryant and seconded by Alderman Wilson to approve Resolution No. 1495 – Real Estate Lease with Jake Heberling. Roll Call – Aldermen Brown, Bryant, Driskell, Olive, Wilson, and Mayor Barry voted YEA. Aldermen Dorchinecz and Skultety voted NAY. The Mayor announced the motion carried.

RESOLUTION NO. 1496 – APPROVING 120 WATER MASTER SERVICES AGREEMENT

Motion by Alderman Driskell and seconded by Alderman Skultety to approve Resolution No. 1496 – Approving 120 Water Master Services Agreement. Roll Call – Aldermen Brown, Bryant, Dorchinecz, Driskell, Olive, Skultety, and Wilson voted YEA. The Mayor announced the motion carry.

MUNICIPAL BUILDING PARKING LOT REPLACEMENT PROJECT

Motion by Alderman Wilson and seconded by Alderman Skultety to waive statutory bidding requirements and accept proposals for the Municipal Building Parking Lot Replacement Project. Mayor Barry stated that this would speed up the process in getting the project completed; several contractors will be requested to submit proposals. Roll Call – Aldermen Brown, Bryant, Olive, Skultety, and Wilson voted YEA. Aldermen Dorchinecz and Driskell voted NAY. The Mayor announced the motion carried.

BID AND/OR ADVERTISE LABORER POSITION – STREET DEPARTMENT

Motion by Alderman Wilson and seconded by Alderman Bryant to bid and/or advertise replacement Laborer position in the Street Department. Roll Call – Aldermen Brown, Bryant, Dorchinecz, Driskell, Olive, Skultety, and Wilson voted YEA. The Mayor announced the motion carried.

CLOSURE PERMIT – SOLAR ARRAY PROJECT AT WATER TREATMENT PLANT

Motion by Alderman Bryant and seconded by Alderman Brown to approve a Closure Permit concerning the Solar Array Energy Project at the City’s Water Treatment Plant. Roll Call – Aldermen Brown, Bryant, Dorchinecz, Driskell, Olive, Skultety, and Wilson voted YEA. The Mayor announced the motion carried.

COMMITTEE MEETINGS

STREET AND SEWER

SAFE ROUTES TO SCHOOL PAVEMENT REPLACEMENT IMPROVEMENTS

Motion by Alderman Wilson and seconded by Alderman Driskell to approve additional work for Safe Routes Pavement Replacement Improvements at the intersection of Main Street and Adams Street, and Washington Street and Adams Street with an estimated amount of \$168,526.05 to be paid from MFT Rebuild Illinois

funds and \$8,500.00 for Engineering costs to be paid from Ward IV Funds. Roll Call – Aldermen Brown, Bryant, Dorchinecz, Driskell, Olive, Skultety, and Wilson voted YEA. The Mayor announced the motion carried.

PAY REQUEST NO. 1 – NORTH MAIN STREET IMPROVEMENTS – TRUMAN L. FLATT AND SONS CO., INC.

Motion by Alderman Wilson and seconded by Alderman Brown to authorize and direct the Mayor to sign Pay Request No. 1 from Truman L. Flatt and Sons Co., Inc. in the amount of \$123,840.86 for work on the North Main Street Improvements, this conditioned upon receipt of signed mechanics lien waivers in this amount, certified payroll records and recommendations by the Project Engineer that the work has been satisfactorily performed. Roll Call – Aldermen Brown, Bryant, Dorchinecz, Driskell, Olive, Skultety, and Wilson voted YEA. The Mayor announced the motion carried.

CHANGE ORDER NO. 1 – CITY PARKING LOT AND ALLEY IMPROVEMENTS – TRUMAN L. FLATT AND SONS CO., INC.

Motion by Alderman Wilson and seconded by Alderman Driskell to direct the Mayor to sign Change Order #1 from Truman L. Flatt & Sons, Co., Inc for Parking Lot and Alley Improvements in the amount of \$139,899.91. Roll Call – Aldermen Brown, Bryant, Dorchinecz, Driskell, Olive, Skultety, and Wilson voted YEA. The Mayor announced the motion carried.

PAY REQUEST NO. 1 – CITY PARKING LOT AND ALLEY IMPROVEMENTS – TRUMAN L. FLATT AND SONS CO., INC.

Motion by Alderman Wilson and seconded by Alderman Driskell to authorize and direct the Mayor to sign Pay Request No. 1 from Truman L. Flatt and Sons, Co., Inc. in the amount of \$311,929.46 for work on the City Parking Lot and Alley Improvements, this conditioned upon receipt of signed mechanics lien waivers in this amount, certified payroll records and recommendation by the Project Engineer that the work has been satisfactorily performed. Roll Call – Aldermen Brown, Bryant, Dorchinecz, Driskell, Olive, Skultety, and Wilson voted YEA. The Mayor announced the motion carried.

CHANGE ORDER NO. 2 – WYANDOTTE ALLEY IMPROVEMENTS – PHIL TULLIS EXCAVATING, INC.

Motion by Alderman Wilson and seconded by Alderman Dorchinecz to direct the Mayor to sign Change Order #2 from Phil Tullis Excavating, Inc. for Wyandotte Alley Improvements in the amount of \$4,402.00. Roll Call – Aldermen Brown, Bryant, Dorchinecz, Driskell, Olive, Skultety, and Wilson voted YEA. The Mayor announced the motion carried.

PAY REQUEST NO. 2 – WYANDOTTE ALLEY IMPROVEMENTS – PHIL TULLIS EXCAVATING, INC.

Motion by Alderman Wilson and seconded by Alderman Dorchinecz to authorize and direct the Mayor to sign Pay Request No. 2 from Phil Tullis Excavating, Inc. in the amount of \$11,997.00 for work on the Wyandotte Alley Storm Sewer Improvements, this conditioned upon receipt of signed mechanics lien waivers in this amount, certified payroll records, and recommendations by the Project Engineer that the work has been satisfactorily performed. Roll Call – Aldermen Brown, Bryant, Dorchinecz, Driskell, Olive, Skultety, and Wilson voted YEA. The Mayor announced the motion carried.

PAYMENT OF BILLS

Motion by Alderman Bryant and seconded by Alderman Brown to authorize payment of bills. Roll Call – Alderman Brown, Bryant, Dorchinecz, Driskell, Olive, Skultety, and Wilson voted YEA. The Mayor announced the motion carried.

### BUSINESS FROM THE PUBLIC

Mayor Barry asked if anyone wished to address the Council. Mr. Mark Britton with Coach House Garages expressed his concern with the City Code requirements regarding storage sheds. He stated this is the only community that he works with that requires not only a building permit, but a variance. Sections 5A and 5B in Chapter 9 place storage sheds with carports, requiring the variance. If classified similarly as a garage, a variance would not be needed. Storage sheds are much smaller than garages and are generally placed in a homeowner's back yard. He presented the requirements of the City of Springfield for reference.

Mayor Barry discussed the dangerous tree located at 1119 West Vandever that needs to be removed so as to prevent damage to neighboring properties. The City can remove the tree as it is a danger and place a lien on the property. 404 South Clay was also mentioned as a blighted property; Ward III agreed to pay for dumpsters and the City will pay Joe Cervi \$4,000.00 to demolish the property. The property owner will settle the balance with the City.

A meeting was held regarding expanding the current Enterprise Zone, with costs to be split between the City of Taylorville, City of Pana, City of Assumption, and Christian County, with further details to be discussed at the September 21, 2023

### CLOSED SESSION

Motion by Alderman Bryant and seconded by Alderman Brown to go into Closed Session pursuant to 5 ILCS 120/2 (c)(2) to discuss collective negotiating matters between the City and Fire employees and their Union representatives, and deliberations concerning salary schedules for such employees; and to further discuss any and all subject matters relating to any and all of the aforesaid subject matters thereto including, but not limited to, settlement negotiation, offers, issues and strategy, and to include, if present, the following persons to be present during all or part of such closed session, namely: the Mayor, Aldermen, City Clerk, City Treasurer, Human Resource Manager, City Attorney (via Zoom), and such other person or persons as the Mayor may decide during this City Council Meeting and/or during such closed session.

The City Council recessed at 7:35 P.M. and went into Closed Session at 7:38 P.M. The City Council returned to Open Session at 8:32 P.M.

Roll Call – Aldermen Brown, Bryant, Dorchinecz, Driskell, Olive, Skultety, and Wilson reported present.

Motion by Alderman Brown and seconded by Alderman Olive to adjourn the meeting. The motion carried (7-0).

The meeting adjourned at 8:32 P.M.