

At the regular meeting held in the Council Chambers by the City Council, January 16, 2018, the following proceedings were held and entered in this record in the following words and figures to wit:

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City Clerk

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Mayor

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

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

Roll Call - Aldermen Budd, Burtle, Dorchinecz, Jones, Lanzotti, Olive, Vota, and Walters reported present.

YOUTH OF THE MONTH

Mayor Barry recognized Peyton Jackson as the Youth of the Month. Peyton has excelled in her Volleyball career at Taylorville High School, with over 1200 kills. She was a four year Most Valuable Player, and three-year kill leader at THS, as well as named to the St. Journal Register and Herald and Review All Area Teams for 2016 and 2017 seasons.

APPROVAL OF MINUTES

Motion by Alderman Dorchinecz and seconded by Alderman Jones to utilize the Omnibus Vote Designation to approve the minutes of various meetings. Roll Call - Aldermen Budd, Burtle, Dorchinecz, Jones, Lanzotti, Olive, Vota, and Walters voted YEA. The Mayor announced the motion carried.

Motion by Alderman Dorchinecz and seconded by Alderman Burtle to approve the minutes of the Regular City Council Meeting held January 2, 2018; the Lake/Airport Committee Meeting held January 11, 2018; and the Water/Environmental Committee Meeting held January 11, 2018. OMNIBUS VOTE

ORDINANCE NO. 3829 - AN ORDINANCE RESCINDING ORDINANCE NO. 3813 (RE: PRIOR FORM OF MCCARTY EXCHANGE AGREEMENT)

Motion by Alderman Vota and seconded by Alderman Dorchinecz to approve Ordinance No. 3829 - An Ordinance Rescinding Ordinance No. 3813 (Re: Prior Form of McCarty Exchange Agreement). Roll Call - Aldermen Budd, Burtle, Dorchinecz, Jones, Lanzotti, Olive, Vota, Walters, and Mayor Barry voted YEA. The Mayor announced the motion carried.

RESOLUTION - AMEREN UNDERGROUND ELECTRIC EASEMENT

Per comments from City Attorney Romano, this resolution will be tabled until the next City Council Meeting. Discussions are being held regarding the specifics of the easement between the City Attorney and officials from Ameren.

RESOLUTION NO. 1402 - ILLINOIS WATER AND WASTEWATER MUTUAL AID AND ASSISTANCE AGREEMENT

Motion by Alderman Burtle and seconded by Alderman Walters to approve Resolution No. 1402 - Illinois Water and Wastewater Mutual Aid and Assistance Agreement. Motion carried (8-0).

IL PROJECT NO. TAZ-4342 - CRAWFORD, MURPHY & TILLY

Motion by Alderman Dorchinecz and seconded by Alderman Jones to authorize and direct the Mayor to sign Revised Vendor Invoice No 114075 for IL Project No. TAZ-4342 for Crawford, Murphy & Tilly for professional services rendered from 2/17/14 to 3/31/17 for a total of \$45,600.00 and to forward to Illinois Department of Transportation for fund disbursement and approve payment upon receipt of funds from IDOT. Discussion was held regarding the change in invoice totals and the process by which invoices are submitted. It was determined that the change was made by Crawford, Murphy & Tilly based on denial of previous invoice by the Illinois Department of Transportation. Roll Call - Aldermen Budd, Burtle, Dorchinecz, Jones, Lanzotti, Olive, Vota, and Walters voted YEA. The Mayor announced the motion carried.

WATER TREATMENT PLANT - IEPA RESTRUCTURING REQUEST NO. 3

Motion by Alderman Burtle and seconded by Alderman Walters to direct the Mayor to submit to IEPA Restructuring Request No. 3 to qualify for a small community fixed interest rate of 1.32% APR for a 30-year loan repayment schedule with a \$750,000.00 principal loan forgiveness concerning the IEPA loan agreement related to the new Taylorville Water Treatment Plant facility. Roll Call - Aldermen Budd, Burtle, Dorchinecz, Jones, Lanzotti, Olive, Vota, and Walters voted YEA. The Mayor announced the motion carried.

COMMITTEE REPORTS

LAKE/AIRPORT COMMITTEE

LAKE LOT RENTAL WAITING LIST

Motion by Alderman Lanzotti and seconded by Alderman Burtle to direct the City Attorney to prepare an ordinance amending City Code Section 7-1-4 to allow 12 existing lake lot renters to be priority placed on next season's "lake lots rental waiting list" subject to such terms and provisions as the City Attorney may recommend. Discussion was held regarding the

current lease and the legality of termination. It was felt that more information was needed to move forward. Motion by Alderman Burtle and seconded by Alderman Budd to table this motion until such time more investigation has been conducted. Roll Call - Aldermen Budd, Burtle, Dorchinecz, Jones, Lanzotti, Olive, Vota, and Walters voted YEA. The Mayor announced the motion to table carried.

#### BOAT HOUSE

Motion by Alderman Lanzotti and seconded by Alderman Walters to allow the homeowners at 47 Lake Vista Drive to build a boat house. Roll Call - Aldermen Budd, Burtle, Dorchinecz, Jones, Lanzotti, Olive, Vota, and Walters voted YEA. The Mayor announced the motion carried.

#### WATER/ENVIRONMENTAL COMMITTEE

##### CITY CODE SECTIONS 8-4-1 AND 8-5-4 REVISIONS

Motion by Alderman Burtle and seconded by Alderman Budd to direct City Attorney Romano to prepare a draft ordinance to amend City Code Sections 8-4-1 and 8-5-4 to require tenants and contract purchasers to pay a \$200.00 security deposit as a condition of receiving water and sewer services, to prohibit water or sewer services to tenants or contract purchasers who are indebted to the City for past water or sewer services until and unless such indebtedness is fully paid, to address verification of the identity of the tenants and contract purchasers who sign the application for water-sewer services, require all adult occupants for such services to sign such application, and to prepare a water-sewer service application and take back to the Water Committee. Roll Call - Aldermen Budd, Burtle, Dorchinecz, Jones, Lanzotti, Olive, Vota, and Walters voted YEA. The Mayor announced the motion carried.

##### WATER TREATMENT PLANT - PLOCHER CONSTRUCTION PAY REQUEST #6

Motion by Alderman Burtle and seconded by Alderman Budd to direct the Mayor to sign Pay Request #6 from Plocher Construction in the amount of \$786,150.00 for work on the New Water Treatment Plant and forward the request to IEPA Low Interest Loan Program for disbursement and approve payment of same pending receipt of disbursement from IEPA, this conditioned upon receipt of signed mechanics lien waivers in this amount and recommendation by the Project Engineer that the work has been satisfactorily performed. Roll Call - Aldermen Budd, Burtle, Dorchinecz, Jones, Lanzotti, Olive, Vota, and Walters voted YEA. The Mayor announced the motion carried.

##### WATER TREATMENT PLANT - BENTON & ASSOCIATES

Motion by Alderman Burtle and seconded by Alderman Budd to pay Benton & Associates \$57,321.35 for work performed related to the construction of the New Water Treatment Plant from November 26, 2017 through December 23, 2017. Roll Call - Aldermen Budd, Burtle, Dorchinecz, Jones, Lanzotti, Olive, Vota, and Walters voted YEA. The Mayor announced the motion carried.

##### WATER TREATMENT PLANT - CLARK-DIETZ

Motion by Alderman Burtle and seconded by Alderman Budd to pay Clark-Dietz in the amount of \$6,310.00 for work performed related to the construction of the New Water Treatment Plant from November 25, 2017 through December 31, 2017. Roll Call - Aldermen Budd, Burtle, Dorchinecz, Jones, Lanzotti, Olive, Vota, and Walters voted YEA. The Mayor announced the motion carried.

##### BENTON & ASSOCIATES - CHANGE ORDER #1

Motion by Alderman Burtle and seconded by Alderman Vota to allow Benton & Associates to continue with Change Order #1. This would include removing all trees on Woodbine and the "wetland" (northeast) area. Some on the higher area would remain intact. Roll Call - Aldermen Burtle, Dorchinecz, Jones, Vota, and Walters voted YEA. Aldermen Budd, Lanzotti, and Olive voted NAY. The Mayor announced the motion carried.

##### BENTON & ASSOCIATES - WATER BILL CALCULATIONS/CONVERSION

Motion by Alderman Burtle and seconded by Alderman Walters to direct Benton & Associates to address converting cubic ft to gallons and incremental calculations on water billing. Motion carried (8-0).

##### CITY CODE SECTIONS 8-4-9 AND 8-5-6 BI-MONTHLY BILLING

Motion by Alderman Burtle and seconded by Alderman Walters to direct City Attorney Romano to prepare an ordinance amending City Code Sections 8-4-9 and 8-5-6 to convert from a bi-monthly to a monthly billing system, starting May 2, 2018, for water and sewer bills. Alderman Vota addressed his concerns regarding the Taylorville Sanitary District costs, the potential need for additional staff and postage, and the revenues to pay for these additional costs. Alderman Burtle stated that he does not know at this time if additional staff will be needed, but that former City Treasurer France stated that she believed no additional staff would be necessary. Roll Call - Aldermen Budd, Burtle, Dorchinecz, Jones, Lanzotti, Olive, Vota, and Walters voted YEA. The Mayor announced the motion carried.

##### ONLINE BILL PAY - ILLINOIS FUNDS

Motion by Alderman Burtle and seconded by Alderman Dorchinecz to proceed with Illinois Funds for online bill pay in the City Treasurer's office. There is no contract nor fees for this service. All other companies had extensive contracts. Roll Call - Aldermen Budd, Burtle, Dorchinecz, Jones, Lanzotti, Olive, Vota, and Walters voted YEA. The Mayor announced the motion carried.

PDC LABS - UCMR 4 TESTING

Motion by Alderman Burtle and seconded by Alderman Walters to allow Water Superintendent Speagle to contract with PDC Labs for the 2019-2020 UCMR4 lab testing, not to exceed \$9,180.00. Roll Call - Aldermen Budd, Burtle, Dorchinecz, Jones, Lanzotti, Olive, Vota, and Walters voted YEA. The Mayor announced the motion carried.

SIDENER ENVIRONMENTAL SERVICES

Motion by Alderman Burtle and seconded by Alderman Olive to allow Water Superintendent Speagle to have Sidener Environmental Services perform service to three chlorinators and two injectors at the Water Plant, not to exceed \$1,794.84. Roll Call - Aldermen Budd, Burtle, Dorchinecz, Jones, Lanzotti, Olive, Vota, and Walters voted YEA. The Mayor announced the motion carried.

PLAN COMMISSION RECOMMENDATIONS

The Plan Commission voted 6-0 in favor of accepting the Ordinance Amending Section 10-5-6 of the Taylorville City Code (Re: Indoor Firearms Ranges a/k/a Indoor Firing Ranges as a Special Use). Motion by Alderman Jones and seconded by Alderman Dorchinecz to accept the Plan Commission recommendations. Roll Call - Aldermen Budd, Burtle, Dorchinecz, Jones, Lanzotti, Olive, Vota, and Walters voted YEA. The Mayor announced the motion carried.

ORDINANCE NO. 3830 - AN ORDINANCE AMENDING SECTION 10-5-6 OF THE TAYLORVILLE CITY CODE (RE: INDOOR FIREARMS RANGES A/K/A INDOOR FIRING RANGES AS A SPECIAL USE)

Motion by Alderman Jones and seconded by Alderman Walters to approve Ordinance No. 3830 - An Ordinance Amending Section 10-5-6 of the Taylorville City Code (Re: Indoor Firearms Ranges a/k/a Indoor Firing Ranges as a Special Use). Roll Call - Aldermen Budd, Burtle, Dorchinecz, Jones, Lanzotti, Olive, Vota, Walters, and Mayor Barry voted YEA. The Mayor announced the motion carried.

The Plan Commission voted 6-0 in favor of An Ordinance Amending Section 10-9-1A and Amending Paragraph H of Section 9-1-1 of the Taylorville City Code (Re: Building Permits for Certain Detached Accessory Buildings with the amended changes to include: 26-28 gauge metal OR fiberglass in Section H, item number 5, in reference to external siding, roof, and entry doors. Motion by Alderman Jones and seconded by Alderman Dorchinecz to accept the Plan Commission recommendations and additions. Roll Call - Aldermen Burtle, Dorchinecz, Jones, Lanzotti, and Mayor Barry voted YEA. Aldermen Budd, Olive, Vota, and Walters voted NAY. The Mayor announced the motion carried.

AN ORDINANCE AMENDING SECTION 10-9-1A AND AMENDING PARAGRAPH H OF SECTION 9-1-1 OF THE TAYLORVILLE CITY CODE (RE: BUILDING PERMITS FOR CERTAIN DETACHED ACCESSORY BUILDINGS)

Motion by Alderman Jones and seconded by Alderman Dorchinecz to approve An Ordinance Amending Section 10-9-1A and Amending Paragraph H of Section 9-1-1 of the Taylorville City Code (re: Building Permits for Certain Detached Accessory Buildings) with amended changes recommended by the Plan Commission. Roll Call - Aldermen Burtle, Dorchinecz, Jones, and Mayor Barry voted YEA. Aldermen Budd, Lanzotti, Olive, Vota, and Walters voted NAY. The Mayor announced the motion **failed**.

Discussion was held regarding the ordinance and possible modifications that would be acceptable to the majority of the City Council. The majority of the Council members are opposed to metal carports or Quonsot huts and feel that these should be removed from the ordinance. Motion by Alderman Budd to adopt the ordinance with the proposed Plan Commission recommendations, but also include that no carport shall be metal. There was no second and the discussion continued. The ordinance was originally drafted to allow the Board of Appeals latitude when granting variances for these types of structures. Alderman Dorchinecz stated that the Council's decisions should support the majority of the citizens. Mr. Kretzer reminded the Council that the Board of Appeals does listen to neighbors that voice their concerns and/or opposition and the Board addresses these structures on a case by case basis. Motion by Alderman Walters and seconded by Alderman Olive to table this ordinance. Roll Call - Aldermen Budd, Burtle, Lanzotti, Olive, and Walters voted YEA. Aldermen Dorchinecz, Jones, and Vota voted NAY. The Mayor announced the motion to table carried.

PAYMENT OF BILLS

Motion by Alderman Budd and seconded by Alderman Burtle to authorize payment of the bills. Roll Call - Aldermen Budd, Burtle, Dorchinecz, Jones, Lanzotti, Olive, Vota, and Walters voted YEA. The Mayor announced the motion carried.

BUSINESS FROM THE PUBLIC

Mayor Barry asked if any member of the public desired to speak to the Council. No one in the audience wished to address the Council

Motion by Alderman Burtle and seconded by Alderman Dorchinecz to adjourn. Motion carried (8-0).

The meeting adjourned at 8:27 P.M.