

**CITY OF FREEPORT, ILLINOIS**  
**MONDAY EVENING**  
**CITY COUNCIL MEETING**  
**SEPTEMBER 20, 2004 AT 7:00PM**  
**CITY COUNCIL CHAMBERS**

**QUORUM**

At 7:00pm, a quorum being present, Mayor Gitz called the meeting to order.

**RECORD**

Present were Aldermen Boldt, O'Neill, Wright, Bender, Varner, Clark, and Dawson. Absent was Alderman Gaulrapp.

**PLEDGE OF ALLEGIANCE**

At this time, the Pledge of Allegiance was led by Alderman Boldt.

**APPROVAL OF MINUTES**

The Journal of the Minutes of the regular meeting held on September 7, 2004 was presented for approval. Alderwoman Bender moved, seconded by Alderwoman O'Neill for approval of the minutes. The motion carried.

**CONSENT AGENDA**

- A. Approval to Receive and Place on File:
  - 1. Reports:
    - a. Planning Commission, Final Plat of Deer Creek Section 3
    - b. Zoning Board of Appeal, Variance, 831 W Lincoln Blvd
  - 2. Treasurer's Report for period ending August 31, 2004
  - 3. Treasurer's Monthly Investment Report for period ending August 31, 2004
  - 4. Treasurer's Tax Receipts for period ending August 31, 2004
- B. Approval of Water & Sewer Disbursements for September 2004 - \$210,999.63
- C. Approval of Bills Payable for September - \$299,383.71
- D. Approval of Payroll of Period ending September 4, 2004 - \$299,940.32

Alderwoman Bender moved, seconded by Alderwoman O'Neill for approval of the consent agenda. On the roll call of yeas and nays, Aldermen Boldt, O'Neill, Wright, Bender, Varner, Clark, and Dawson voted yea. The motion carried.

**EXECUTIVE SESSION**

Alderman Clark moved, seconded by Alderwoman Bender to go into executive session pursuant to 5 ILCS 120/2 (c)(1) in order to discuss personnel. On the roll call of yeas and nays, Aldermen Boldt, O'Neill, Wright, Bender, Varner, Clark, and Dawson voted yea. The motion carried.

The council then convened in the mayor's office. After reconvening in Council Chambers, Alderwoman Bender moved, seconded by Alderwoman Clark to come out of executive session. On the roll call of yeas and nays, Aldermen Boldt, O'Neill, Wright, Bender, Varner, Clark, and Dawson voted yea. The motion carried.

**RESOLUTION #R-2004-69**

**RESOLUTION TO ENTER INTO AGREEMENT WITH KAMPEN FARMS FOR SERVICES RELATED TO LAND APPLICATION AND/OR ON-FARM LANDSCAPE WASTE**

**WHEREAS**, with the closure of Landfill #4, the City considered several alternative methods of managing the leaves collected this fall, including landscape waste bags purchased by the consumer, direct hauling and land application and/or on-farm landscape waste composting; and,

**WHEREAS**; on September 20, 2004 the Public Works Committee of the City Council of the City of Freeport approved a proposal from Kampen Farms to land apply and/or provide on-farm landscape waste composting; and

**WHEREAS**, the Corporate Authorities believe it is in the best interests of the citizens to negotiate an agreement for such services.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS** as follows:

**Section 1.** The foregoing recitals shall be and are hereby incorporated in this Section 1 as if said recitals were fully set forth.

**Section 2.** The Corporate Authorities hereby authorize the Mayor to enter into a contract with Kampen Farms to land apply and/or on-farm landscape waste compost consistent with the proposal as shown in Exhibit A.

**Section 3.** The Corporate Authorities hereby further authorize the Mayor to negotiate and enter into such other contract(s) as necessary in order to complete such work.

**Section 4.** If any section, paragraph, clause or provisions of the Resolution shall be held invalid, said invalidity shall not affect any other provision of this Resolution.

**Section 5.** This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law. The City Clerk is directed to publish this Resolution in a newspaper of general circulation within the City.

Alderman Boldt, Public Works Chair, stated that the committee held a meeting on September 20, 2004. There were two RFPS received: Kampen Farms in the amount of \$17,600 and Dickman Farms in the amount of \$30,000. The committee voted unanimously to accept the low bid from Kampen Farms and Alderman Boldt so moved, seconded by Alderwoman O'Neill. On the roll call of yeas and nays, Aldermen Boldt, O'Neill, Wright, Bender, Varner, Clark, and Dawson voted yea. The resolution was adopted.

**RESOLUTION #R-2004-70**

**RESOLUTION TO APPROVE ADDENDUM TO AGREEMENT BETWEEN CITY OF FREEPORT AND ILLINOIS DEPARTMENT OF TRANSPORTATION FOR RECONSTRUCTION OF GALENA AVE (US BUSINESS ROUTE 20, FROM CLARK STREET TO SOUTH STREET)**

**WHEREAS**, the City of Freeport has entered into an agreement with the State of Illinois for the improvement of US BR 20 (Galena Avenue), FAP Route 5, State Section 19Z-RS-6, City Section 02-00140-00-RS; and

**WHEREAS**, in compliance with the aforementioned agreement it is necessary for the City to appropriate sufficient funds to pay its share of the cost of said improvement.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS** that there is hereby appropriated through the City's Water & Sewer Commission the sum of ONE MILLION FIFTY SIX THOUSAND SIX HUNDRED DOLLARS (\$1,056,600), or so much thereof as may be necessary, from any money now or hereafter allotted to the City's Water & Sewer Commission for the cost of this improvement and that there is hereby appropriated the sum of SIX HUNDRED FIFTY THREE THOUSAND SIX HUNDRED AND SEVENTEEN DOLLARS (\$653,617), or so much thereof as may be necessary, from any money now or hereafter allotted to the City under the provisions of the

Motor Fuel Tax Law, or any other funds, specifically including, but not limited to grant funds, to pay its share of the cost of this portion of the improvement as provided in the agreement attached hereto as "Exhibit A".

**BE IT FURTHER RESOLVED** that the City through its Water & Sewer Commission will pay to the Department of Transportation of the State of Illinois, the amount of \$29,350.00 each month for a period of approximately 36 months or until 95% of the estimated obligation under the provisions of the Agreement has been paid, and will pay to the said Department the remainder of its obligation (including any non-participating costs for FA projects) in a lump sum, upon completion of the project based upon final costs.

**BE IT FURTHER RESOLVED** that the City, partially through its Water & Sewer Commission, agrees to pass a supplemental resolution to provide additional funds if the amount appropriated herein proves to be insufficient to cover said cost.

**BE IT FURTHER RESOLVED** that the City will pay to the Department of Transportation of the State of Illinois, the amount of \$27,234.00 each month for a period of approximately 24 months or until 95% of the estimated obligation under the provisions of the Agreement has been paid, and will pay to the said Department the remainder of its obligation (including any non-participating costs for FA projects) in a lump sum, upon completion of the project based upon final costs.

**BE IT FURTHER RESOLVED** that the City Clerk is hereby directed to transmit a certified copy of this Resolution to the State of Illinois Department of Transportation, Division of Highways/District 2, Engineer of Program Development, 819 Depot Avenue, Dixon, Illinois 61021-3500.

Alderman Boldt, Public Works Chair, stated that the committee held a meeting on September 20, 2004. Due to an IDOT error in which 4,700 feet of sewer was omitted at a cost of about \$189,000, the city would like to a payment option of 36 months instead of 24 months. The committee voted unanimously to adopt this resolution and Alderman Boldt so moved, seconded by Alderwoman O'Neill. On the roll call of yeas and nays, Aldermen Boldt, O'Neill, Wright, Bender, Varner, Clark, and Dawson voted yea. The resolution was adopted.

#### **CONSIDERATION OF BIDS FOR LEAF MACHINE**

Alderman Boldt, Public Works Chair, stated that two bids were received for leaf machine: Bonnell Industries in the amount of \$142,100 and Standard Equipment in the amount of \$42,980.00. The committee voted unanimously to accept the low bid from Bonnell Industries and Alderman Boldt so moved, seconded by Alderwoman O'Neill. On the roll call of yeas and nays, Aldermen Boldt, O'Neill, Wright, Bender, Varner, Clark, and Dawson voted yea. The bid was accepted.

#### **CONSIDERATION OF BIDS FOR SOLIDS HANDLING FACILITY**

Alderman Clark, Finance Chair, stated that the committee held a meeting on September 7, 2004. The committee voted unanimously to approve a loan from Bank One in the amount of \$650,000 at 3.34% interest. Amcore, Midwest, and State Bank were also contacted, but did not make an offer.

### **COMMITTEE REPORTS**

#### **PUBLIC WORKS**

Alderman Boldt, Chair, stated that there would be a joint meeting with the Finance Committee on September 27, 2004 at 5:30pm regarding Homer Street Phase II.

**FIRE DEPARTMENT**

Chief Jim Blackburn updated the council on the fire that took place in the Township Office. He stated that the cause of the fire was electrical and that measures were put into place to ensure that the offices could get back to operation as soon as possible.

**MAYOR'S REPORT**

The mayor discussed the following items:

- Meeting with Township Supervisor re: space requirements and possible lease
- Bond funds from library used for curb & gutter, sidewalk issues
- Sound system—working with Insight
- Drug busts- Police Department activity
- Galena Ave project

As there was no other business to be transacted by the City Council, the meeting was adjourned at 8:15pm.

**LATACIA M. ISHMON, CMC**