

CITY OF FREEPORT, ILLINOIS
MONDAY EVENING
CITY COUNCIL MEETING
December 5, 2005 AT 7:00PM
CITY COUNCIL CHAMBERS

QUORUM

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

RECORD

Present were Aldermen Threadgill, Toepfer, Endress, O'Neill, Boldt, Klemm, and Bender.

PLEDGE OF ALLEGIANCE

At this time, the Pledge of Allegiance was led by Alderwoman Threadgill

APPROVAL OF THE AGENDA

Alderwoman Bender moved, seconded by Alderwoman O'Neill to approve the agenda. The motion carried.

PUBLIC COMMENTS

Richard Kort spoke in support of the Committee of the Whole.

HONORARY RESOLUTION #R-2005-76

RESOLUTION IN HONOR OF THE FREEPORT AQUIN FOOTBALL TEAM

WHEREAS, the Freeport Aquin football team won the Class 1A championship in Champaign beating the Cambridge Vikings by a score of 30-28 bringing their season record to 13-1; and

WHEREAS, Adam Jelinek, Drew Harweger, Matt Marini, Steve Vogt, Tom Hauser, Zach Mordini, Jakob Awender, Mike Beckman, Lucas Morhardt, Tristan Gallagher and Matt Hauser were all named to the Northwest Up-State Illini Conference team; and

WHEREAS, the other members of the winning Aquin Bulldog team are: JT Hauser, Tim Krieger, Alex Goulart, Mitch Ottenhausen, Kyle Lasco, Aaron Schmelzle, Cody Gallagher, Steven Hauser, Nick Amodeo, Kelly Pospischil, Ben Heiler, Gunnar Harn, Kyle Lehnhard, Zack Hoppenjan, Adam Murley, Derek Thompson, Josh Pontius, Brodie Myers, Arthur Schmidt, Nathaniel Alden, Calvin Gahm, Tom Bruehler, Blake King and Joonas Sergin; and

WHEREAS, the Aquin Bulldogs are coached by Jake Rankin with Assistant Coaches, Andy Hughes, Craig Jenkins, Todd Kramer, Barry Lasco, Tim Brannick and Marty Janecke; and

WHEREAS, the people of Freeport are proud of the Aquin Bulldogs' accomplishments, their sense of teamwork and their commitment to excellence.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL AND THE MAYOR OF THE CITY OF FREEPORT, ILLINOIS, that we commend the Aquin Football Team for their outstanding season and honor them for their accomplishments as exemplary members of the Freeport community.

HONORARY RESOLUTION #R-2005-77

RESOLUTION IN HONOR OF DEIDRE DEWALL

WHEREAS, Freeport High School student, Deidre DeWall was the Illinois State Champion 100 Backstroke in 2004 and runner up in the 200IM and 200 Backstroke in 2004 and 2005; and

WHEREAS, Deidre DeWall has been recognized as the Nic-9 Conference Female Athlete of the Year in 2004-2005; and

WHEREAS, Deidre DeWall was the Swim Team Captain for two years and the Team Most Valuable Player all four years of high school; and

WHEREAS, the people of Freeport are proud of Deidre DeWall's accomplishments and her commitment to excellence; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL AND THE MAYOR OF THE CITY OF FREEPORT, ILLINOIS, that we commend Deidre DeWall on her outstanding swimming seasons and honor her as an exemplary student and member of the Freeport community.

Alderwoman O'Neill moved, seconded by Alderwoman Bender to adopted Resolutions R-2005-76 and 77. The motion carried.

APPROVAL OF MINUTES

The Journal of the Minutes of the regular meeting of November 5, 2005, was presented for approval. Alderwoman Bender moved, seconded by Alderman Endress to approve the minutes. On the roll call of yeas and nays, Aldermen Threadgill, Toepfer, Endress, O'Neill, Boldt, Klemm, and Bender voted yea. The motion carried.

CONSENT AGENDA

Approval to Receive and Place on File:

- A. Approval to Receive and Place on File:
 - 1. Library Report for November 2005
 - 2. Treasurer's Monthly Investment Report for period ending October 31, 2005
 - 3. Community Development Cash Receipts for November 2005
 - 4. Community Development Building Permits for November 2005
- B. Approval of Water & Sewer Disbursements for November 2005 - \$162,388.47
- C. Approval of Bills Payable for November 2005 -\$376,654.04
- D. Approval of Payroll for period ending November 26, 2005 - \$311,861.69

Alderwoman Bender moved, seconded by Alderman Endress for approval of the consent agenda. The motion carried.

2nd READING

ORDINANCE #2005-66

AN ORDINANCE CREATING CHAPTER 659 (CHRONIC NUISANCES OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT

This ordinance was laid over from the meeting of November 21, 2005, when it was moved by Alderman Klemm so moved, seconded by Alderman Endress. On the roll call of yeas and nays, Aldermen Threadgill, Toepfer, Endress, O'Neill, Boldt, Klemm, and Bender voted yea. The ordinance was approved.

2nd READING

ORDINANCE #2005-68

AN ORDINANCE AMENDING CHAPTER 220 (COUNCIL) OF THE CODIFIED ORDINANCES OF THE CITY OF FREEPORT

This ordinance was laid over from the meeting of November 21, 2005, when it was moved by Alderman Klemm so moved, seconded by Alderman Endress. On the roll call of yeas and nays, Aldermen Threadgill, Toepfer, Endress, O'Neill, Boldt, and Klemm voted yea. Alderwoman Bender voted nay. There were six yeas and one nay. The ordinance was approved.

APPOINTMENT

Effective immediately, Mayor Gaulrapp appoints Scott Helms as an Alderman for the 6th Ward for the City of Freeport. Mr. Helms will fill the vacancy created by the resignation of Shawn Boldt.

Alderman Klemm moved, seconded by Alderwoman Bender to accept this appointment. On the roll call of yeas and nays, Aldermen Threadgill, Toepfer, Endress, Endress, O'Neill, Boldt, Klemm, and Bender voted yea. Alderman Helms was then sworn in and took his seat.

RESOLUTION #R-2005-78

RESOLUTION TO AUTHORIZE AN AMENDMENT TO FIXED ASSET POLICIES AND PROCEDURES POLICY AND TO REPEAL ALL CONTRARY PROVISIONS OF SAID POLICY

WHEREAS, the Governmental Accounting Standards Board (GASB) requires fixed assets reporting in order to be in conformity with generally accepted accounting principles; and

WHEREAS, a Fixed Asset Polices and Procedures Policy was adopted by the City Council of the City of Freeport on May 2, 2005;

WHEREAS, said Resolution included the document attached hereto and made part hereof as Exhibit A as submitted to the Department of Justice for compliance of the regulations for federal grants.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FREEPORT, ILLINOIS that pursuant to the Department of Justice Exhibit A be amended to include the following:

- 11) Equipment Purchased with Federal Funds – Tangible personal property purchased with federal funds with a useful life of more than one year and an acquisition cost of \$5,000 or more shall be considered a fixed asset and as such shall be inventoried by the Finance Director or his or her designee.
The City shall adhere to all guidelines set forth in the Office of Management and Budget Circular A-102.

BE IT FURTHER RESOLVED if any section, clause or provision of this Resolution be declared by a Court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Resolution as a whole or any part thereof, other than the part so declared to be invalid, and this City Council expressly declares that it would have enacted this Resolution even with the invalid portion deleted.

BE IT FURTHER RESOLVED that this Resolution shall be in full force and effect upon its passage by the City Council, its approval by the Mayor and its publication (if any) as required by law.

BE IT FURTHER RESOLVED that the provisions of this Resolution are severable, and if a court of competent jurisdiction should declare any portion of this Resolution to be either invalid or unenforceable, said decision shall not affect this Resolution as a whole or any part thereof, other than the part declared to be invalid or unenforceable.

BE IT FURTHER RESOLVED that all resolutions or parts of resolutions in conflict with this Resolution are repealed insofar as they conflict.

BE IT FURTHER RESOLVED that this Resolution is passed under the Home Rule Authority of the City of Freeport as provided in Section 6 of Article VII of the Illinois Constitution of 1970.

Alderman Boldt, Finance Chair, stated that the committee held a meeting on November 28, 2005. The committee voted unanimous to adopt this resolution and Alderman Boldt so moved, seconded by Alderwoman Bender. On the roll call of yeas and nays, Aldermen Threadgill, Toepfer, Endress, Helms, O'Neill, Boldt, Klemm, and Bender voted yea. The resolution was adopted.

RESOLUTION #R-2005-79

RESOLUTION AUTHORIZING SUBMITTAL OF UNITED STATES ENVIRONMENTAL PROTECTION AGENCY BROWNFIELD ASSESSMENT GRANT APPLICATION

WHEREAS, the City of Freeport is applying to the United States Environmental Protection Agency (USEPA) for a grant to fund Brownfield Assessment, and

WHEREAS, it is necessary that the City complete and file a written application and then enter into a written agreement(s) with the USEPA.

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

- 1) That the above Recitals are not mere preparatory language, but are hereby incorporated as part of this Resolution.
- 2) That the City is hereby authorized to apply for a grant for the purposes as outlined above under the terms and conditions as required by the State of Illinois and hereby agrees to the understandings and assurances contained in said application.
- 3) That the Mayor and City Clerk are authorized to provide such additional information as may be required to accomplish the obtaining of such grant.
- 4) That the Mayor and City Clerk on behalf of the City shall execute any and all documents necessary for the completion of said application, and to fulfill the intent of this Resolution

BE IT FURTHER RESOLVED that this Resolution shall be in full force and effect upon its passage by the City Council, its approval by the Mayor and its publication (if any) as required by law.

BE IT FURTHER RESOLVED that the provisions of this Resolution are severable, and if a court of competent jurisdiction should declare any portion of this Resolution to be either invalid or unenforceable, said decision shall not affect this Resolution as a whole or any part thereof, other than the part declared to be invalid or unenforceable.

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COMMITTEE REPORTS

FINANCE

Alderman Boldt, Chair, stated that the committee held a meeting on November 28, 2005. City Accountant, Duane Price, presented a memo regarding a new checking account, which has been opened for a CDAP Grant.

DEPARTMENT HEAD REPORTS

COMMUNITY DEVELOPMENT

Shelly Griswold, Director, announced that the city received a \$95,000 CDAP Grant. This grant will provide funds to be used to accommodate disabilities for ten homes.

FIRE CHIEF

Chief Countryman thanked the fire crew, police department, and everyone else for their help with the fire incident at Park Hills Golf Course.

MAYOR'S REPORT

- Annexations
- United Water personnel issues
- Possible retail development
- Vacancy of FDDF Board
- Document imaging
- Mill Race Intergovernmental Agreement

NEW BUSINESS

Alderman Boldt for an explanation of the current status of the Mill Race Intergovernmental Agreement. Corporation Counsel Mike Phillips explained that the agreement is enforced since the intent of the last agreement was clear.

Mayor Gaulrapp asked the council when they wanted the Committee of the Whole to go into affect. Alderwoman O'Neill moved, seconded by Alderman Klemm that the Committee of the Whole begin immediately. The motion carried.

Alderwoman Toepfer announced that there would be a neighborhood meeting for the 4th Ward at the Winneshiek Player at 7:00 pm.

PUBLIC COMMENTS

Marianne Garvens addressed the Economic Development contract and the Mill Race Crossing Intergovernmental Agreement.

As there was no other business to be transacted by the City Council, the meeting was adjourned at 8:00 p.m.

LATACIA M. ISHMON, CMC