



City Council

City Council Chambers ♦ 524 West Stephenson Street, 3rd Floor ♦ Freeport, IL 61032

MINUTES

REGULAR MEETING

MONDAY, JUNE 6, 2016 AT 6:00 P.M.

CALL TO ORDER

The regular meeting of the Freeport, Illinois, City Council was called to order in council chambers by Mayor James L. Gitz with a quorum being present at 6:00 p.m. on Monday, June 6, 2016. Mayor Gitz requested a moment of silence in recognition of those who lost their life on this date many years ago in the D-Day invasion.

ROLL CALL

Present on roll call: Mayor Gitz and council members Tom Klemm, Peter McClanathan, Art Ross, Jodi Miller, Patrick Busker, Sally Brshaw, Michael Koester and Andrew Chesney (8).

There was no special counsel representing the corporate authorities until 7:30 p.m. when Michael Phillips, Esq. as Interim Corporation Counsel entered council chambers (see note).

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alderperson Chesney.

APPROVAL OF AGENDA

Alderperson Brshaw moved for approval of the agenda, seconded by Alderperson Koester. Motion prevailed by voice vote without dissent.

MINUTES

The minutes from meetings held on May 16, 2016 and May 9, 2016 were presented for approval. Alderperson Koester moved for approval of the minutes as presented, seconded by Alderperson Ross. Motion prevailed by voice vote without dissent.

PUBLIC COMMENTS – AGENDA ITEMS

There was no one signed on the sheet this evening for public comments on agenda item.

READ INTO RECORD

City Clerk Zuravel read into the record a letter written by Alderperson Andrew Chesney dated June 6, 2016 regarding "Notice of Month-to-Month Leasehold Interest in the property commonly known as 14 E. Stephenson Street, Freeport Illinois. It stated, "Pursuant to 65 ILCS 5/11-74-.4 (n), please let this letter serve as formal written notice that I am disclosing that my wife, Kelly J. Chesney, owns a controlling interest in Woodside Holdings, LLC, an Illinois Limited Liability Company, which has recently acquired a leasehold interest in a part of the premise commonly known as 14 E. Stephenson Street, Freeport IL. This property is located within the City's Downtown TIF District. Her lease commenced on or about June 2016 and has continued since then as a month-to-month leasehold. The lease may be terminated at any time. While I do not personally hold any interest in Woodside Holdings, LLC, or have any rights in the leasehold interest, I am disclosing my wife's interest nonetheless for the sake of transparency. I ask that this letter be acknowledged by the corporate authorities and entered upon the minute books of the City of Freeport". This letter was signed by Andrew Chesney, Freeport Alderman-At-Large.

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CONSENT AGENDA

The following items were presented on the Consent Agenda in the council packet and Mayor Gitz read the listed items into the record: [Consent Agenda PDF](#)

- A. Approval to Receive and Place on File:
 - 1) Memorandum from Finance Department regarding garbage rate increase effective July 1, 2016 based on change in the consumer price index (1.13 percent)
 - 2) Memorandum from Illinois Historic Preservation Agency dated May 11, 2016 regarding Municipal Building Renovation, 314 W. Stephenson Street (IHPA Log 001032515)
 - 3) City Treasurer Monthly Investment Report to City Council for period April 30, 2016
 - 4) City Treasurer Report on Cash and Fund Balances for period ended April 30, 2016
- B. Approval of Motor Fuel Tax Fund (Registers #0081 and 0082) --- \$18,207.67
- C. Approval of Water & Sewer Bills Payable (Registers #550, 554, 557) --- \$231,445.82
- D. Approval of Payroll for pay period ending May 14, 2016 --- \$423,730.49
- E. Approval of Payroll for pay period ending May 28, 2016 --- \$408,597.76
- F. Approval of Finance Bills Payable (Registers #549, 551, 552, 553, 555, 556, 558) -- \$487,447.07

Aldersperson Koester moved for approval of the consent agenda, seconded by Aldersperson Klemm. Motion prevailed by a roll call vote of;

Yeas: Klemm, McClanathan, Ross, Miller, Busker, Brashaw, Koester and Chesney (8)

Nays: none

The consent agenda items were approved.

APPOINTMENTS AND REAPPOINTMENTS

Finance Director

Aldersperson Koester moved for acceptance of an appointment by Mayor James L. Gitz of Guary Bernadelle as Finance Director for the City of Freeport. This motion was seconded by Aldersperson Klemm. Motion prevailed by a roll call vote of:

Yeas: Klemm, McClanathan, Ross, Miller, Busker, Brashaw, Koester and Chesney (8)

Nays: none

City Clerk Zuravel administered the oath of office of Mr. Guary Bernadelle as Finance Director.

Council Representative for the Stephenson County Convention and Visitors Bureau Board of Directors

Aldersperson Klemm moved for acceptance of an appointment of Aldersperson Andrew Chesney to the Board of Directors of the Stephenson County Convention and Visitors Bureau as a member of the Freeport City Council in accordance with the provision of Section 286.01 of the Codified Ordinances of the City of Freeport. This motion was seconded by Aldersperson Ross. Motion prevailed by a roll call vote of:

Yeas: Klemm, McClanathan, Ross, Miller, Busker, Brashaw, Koester (7)

Abstain: Chesney (1)

Nays: none

Freeport Public Library Board of Trustees Re-Appointments

Mayor Gitz requested leave of council and it was granted to consider in one motion the re-appointments for the Freeport Public Library Board of Trustees. Mayor Gitz requested City Clerk Zuravel to read the following aloud:

- Effective immediately Mayor James L. Gitz re-appoints Luke Beggin to the Library Board through May 31, 2017;

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- Effective immediately Mayor James L. Gitz re-appoints James Bienlien to the Library Board through May 31, 2019;
- Effective immediately Mayor James L. Gitz re-appoints Jill Collin to the Library Board through May 31, 2017;
- Effective immediately Mayor James L. Gitz re-appoints Scott Haugh to the Library Board through May 31, 2018;
- Effective immediately Mayor James L. Gitz re-appoints Teresa Hines to the Library Board through May 31, 2019;
- Effective immediately Mayor James L. Gitz re-appoints Larry Pittsley to the Library Board through May 31, 2019; and
- Effective immediately Mayor James L. Gitz re-appoints Barbara Green to the Library Board through May 31, 2017

Aldersperson Brashaw moved for acceptance of the reappointments for the Freeport Public Library Board of Trustees, seconded by Aldersperson Koester.

Mayor Gitz requested Freeport Public Library Director Carole Dickerson to the podium. It was asked why there was a difference in the ending dates for the terms. Director Dickerson explained that the board has staggered terms and some of their appointments were behind schedule. Mayor Gitz explained that their terms run for three years until their successors are appointed and qualified. He stated he and Director Dickerson discussed the reappointments and they determined that the board members have a varied background and reappointment would be appropriate. Director Dickerson stated this is a high functioning set of individuals and is pleased to have them on the board.

The motion for acceptance of the Library Board reappointments prevailed by a roll call vote of:

Yeas: Klemm, McClanathan, Ross, Miller, Busker, Brashaw, Koester and Chesney (8)

Nays: none

ORDINANCES -- SECOND READING

2nd READING OF ORDINANCE #2016-33:

An Ordinance Amending Chapter 240 (Police Department) Section 240.09 (Appointments) Of The Codified Ordinances Of The City Of Freeport

The first reading was held on May 16, 2016. A motion to adopt was given by Aldersperson Koester, seconded by Aldersperson Ross and the ordinance was automatically laid over to tonight's meeting.

Chief of Police Todd Barkalow presented the ordinance which amends Chapter 240 (Police Department) Section 240.09. Chief Barkalow stated this ordinance allows the Board of Fire and Police Commissioners to add preference points to the rules and regulations. He explained in his memorandum that the preference points would be for the completion of a unique program developed by the Freeport Police Department. The Police Department would recruit Highland Community College's students majoring in Criminal Justice to be part of our Auxiliary Police preparing to be officers in the classroom. The student would have to maintain a membership status in good standing with the Auxiliary Police for a period of eighteen months. A second requirement would include earning of an Associate's Degree from HCC with the emphasis in Criminal Justice. Working with the Auxiliary while studying criminal justice would enhance the students understanding of what it takes to be a police officer, particularly in the City of Freeport. Together with the eighteen months as a member of the Auxiliary Police and earning an Associate's Degree from HCC, the student would earn five preference points to be used toward the hiring process.

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State law provides that qualifying veterans and four year graduates of universities shall receive five preference points added to their testing scores when testing for the position of police officer. Chief Barkalow requested passage of the ordinance that gives the Fire and Police Commission the authority to award two preference points for a candidate already residing within the city limits of Freeport; and five preference points for candidates who complete the HCC/Auxiliary program. Once the ordinance is passed, the Fire and Police Commission can formally change their rules and would have the final authorization for points awarded.

Aldersperson Klemm asked if there has been any further consideration of the training costs enhancement or extended out further. Chief Barkalow responded they are looking to raise the threshold and extend it out.

Mayor Gitz noted this ordinance empowers the Board of Fire and Police Commissioners to give preference points, it does not require them as a matter of this ordinance.

Upon no further discussion, the motion for passage of the ordinance prevailed by a roll call vote of:

Yeas: Klemm, McClanathan, Ross, Miller, Busker, Brashaw, Koester and Chesney (8)

Nays: none

Ordinance #2016-33 was passed.

ORDINANCES -- FIRST READING

1st READING OF ORDINANCE #2016-34:

An Ordinance to Ascertain the Prevailing Rate of Wages for Laborers, Workmen and Mechanics Employed In Public Works of the City of Freeport, Illinois

Mayor Gitz presented the ordinance and stated this is required as a housekeeping ordinance to approve the prevailing wages on an annual basis. He noted the State of Illinois has not changed the wages since 2015. Mayor Gitz called City Engineer Gallagher to the podium.

City Engineer Gallagher stated most of our projects are through State and Federal grants and those funding sources require us to pay prevailing wage automatically. He stated there are a couple of projects per year that require the enactment of the prevailing wages, such as the Carnegie building improvement. City Engineer requested the passage of the ordinance providing the prevailing wage of rates published by the State of Illinois Department of Labor.

Aldersperson McClanathan asked whether the City is required to pass this ordinance and does not have a choice in the matter. Mayor Gitz stated that is correct. He asked because there has not been any changes in the rates by the State are we leaving them as status quo from Springfield. Mayor Gitz stated that is correct.

The following passage was provided in Ordinance #2016-34:

WHEREAS, the State of Illinois has enacted "An Act regulating wages of laborers, mechanics and other workers employed in any public works by the State, county, city or any public body or any political subdivision or by any other under contract for public works," (820 ILCS 130/1 et. seq. as amended); and

WHEREAS, the aforesaid Act requires that the City Council of the City of Freeport investigate and ascertain the prevailing rate of wages as defined in said Act for laborers, mechanics and other workers in the locality of said City of Freeport employed in performing construction of public works, for said City Council; and

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WHEREAS, the Illinois Department of Labor, because of the current budget stalemate between the Governor and the General Assembly, has not issued the prevailing rate of hourly wages for work under contract for each craft or type of worker or mechanic for Stephenson County or any other county in Illinois, since July of 2015; and

WHEREAS, this City Council finds that the use of the prevailing rate of hourly wages for work under contract for each craft or type of worker or mechanic as issued in July of 2015 to be the appropriate prevailing rate of wages on a per hour basis in the City, and further finds that this City Council's approval of such prevailing rate of wages on a per hour basis in the City of Freeport to be in the best interests of the health, safety, morals and general welfare of the residents of this City of Freeport.

Aldersperson Klemm moved for approval of Ordinance #2016-34, seconded by Aldersperson Miller. The ordinance was automatically laid over to the next meeting.

1st READING OF ORDINANCE #2016-35:

An Ordinance Amending Chapter 242 Entitled "Fire Department", Section 242.53 (Fire Department Capital Fund) of the Codified Ordinances of the City of Freeport, Illinois

This ordinance as drafted by Special Counsel Phillips and Mayor Gitz provided the following:

Section 1. That Chapter 242 entitled "FIRE DEPARTMENT", Section 242.53 (FIRE DEPARTMENT CAPITAL FUND) is hereby amended to read as follows:

(c) Notwithstanding anything to the contrary in subsection (a) above, during Fiscal Year ~~2009/2010 a sum not to exceed two hundred sixty-five thousand dollars (\$265,000)~~ 2016-2017 and 2017-2018, an amount equal to sixty percent (60%) of the total amount remitted to the City in the prior fiscal year shall be transferred to the General Corporate Fund of the City. In addition, on July 1, 2016 a one-time transfer of an amount of monies equal to sixty percent (60%) of the total unappropriated funds in the reserve of said Fire Department Capital Fund shall be transferred to the General Corporate Fund of the City."

Mayor Gitz presented the ordinance stating that this ordinance amends the wording in the Fire Capital Improvement Fund to transfer funds to the general fund from a 40-60 split to a 60-40 split for two years. He stated this is in accordance with the council discussion at the last special meeting to discuss the City's financial needs and also the needs to the department.

Aldersperson Koester asked if there was a sunset clause placed in the ordinance. Mayor Gitz called his attention to the wording stating the dates this will be done in years 2016-2017 and 2017-2018.

Aldersperson McClanathan pointed out that in year 2016-2017 and 2017-2018 this 60-40 split takes place and wondered whether if there should no further action happen by the council then what would the amount be. He asked whether there needs to be a reversion clause "in the event there was no further action it shall automatically be reverted back to the previous split". Mayor Gitz stated he will ask Interim Counsel Phillips to look at that clause to see if it needs to be amended before final passage.

Aldersperson Chesney referred to the passage stating, "In addition, on July 1, 2016 a one-time transfer of an amount of monies equal to sixty percent (60%) of the total unappropriated funds in the reserve of said Fire Department Capital Fund shall be transferred to the General Corporate Fund of the City." He asked what the

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reserve amount is and the amount expects to sweep from the account. Mayor Gitz asked Mr. Mrugala to review the numbers in the account for the Fire Capital Fund.

Mr. Mrugala stated that the amount of reserves to be transferred will be \$102,300.

Aldersperson Chesney stated that during the roundtable discussion the council did discuss the two year 60-40 split and asked if there was an additional conversation that the council wasn't privy to as to how we arrived at the allocation for reserves as well because this wasn't discussed at the last meeting.

Mr. Mrugala stated the number represents the difference between the income and transfers out to balance this so that the total amount nets to \$0. He explained debits versus credits basically and this is what will bring us to \$0. Mayor Gitz stated the question that was posed was for reserves whether there was a conversation. Mayor Gitz stated our understanding was that we were taking 60% of reserves plus the amount that was going forward. He noted if council has a different desire.

Mr. Mrugala corrected himself and stated it is actually \$185,224 coming from Fund 32.

The Appropriation Ordinance in the council packet provided the following detail:

Fire Improvement Fund

32 0 399.0 Departmental Revenue	\$ 686,000.00
32 0 499.1 Total Personnel Services	\$ -
32 0 499.2 Total Personnel Benefits	\$ -
32 0 599.0 Total Contractual Services	\$ 80,100.00
32 0 699.0 Total Supplies	\$ -
32 0 799.0 Total Capital Outlay	\$ 160,000.00
32 0 899.0 Debt Service	\$ 213,704.00
32 0 999.0 Operating Transfers	\$ 417,420.00
32 0 999.9 Reserve Transfers	\$ (185,224.00)
Total Fire Improvement	\$ 686,000.00

Aldersperson Miller asked to hear from Chief Miller because she did not understand it that way from the meeting.

Fire Chief Miller stated that in the cash reserves the amount in there has already had an amount taken out and placed into the general fund so it has already had monies subtracted per the previous split. He explained that the amount in the reserves already had 40% taken out and the amount in there is what was left over after the split and now it is if they are taking another 60% on top of that. He noted if that was the case only 20% would be taken out.

Aldersperson Koester asked about the fund balance and whether there would be enough to pay the obligation. Mr. Mrugala stated there is enough to pay the obligations and he estimates there will be about \$60,000 left after the obligations for this year are met.

Aldersperson Chesney asked how many firefighters are authorized in the Appropriation Ordinance on the council agenda for first reading. Mr. Mrugala stated in terms of the Appropriation Ordinance it includes the current staffing level. In reference to the Spending Plan Budget that has been discussed includes everything but one retirement happening in September that hasn't been replaced so if you are looking at the Appropriation Ordinance that is one number and the Spending Plan is one number. Mr. Mrugala stated basically there are 47.5

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people for the year in the Fire Department in the Spending Plan Budget and 48 people in the Appropriation Ordinance. He noted the appropriation is higher.

Aldersperson Koester asked why we aren't replacing the retiree because the amount of dollars coming out is higher than anticipated initially with the split and if you hire in two firefighters at a lesser cost that should be able to bring the other firefighter on board. Mayor Gitz stated the discussion was one firefighter and that was what put in per council's instructions. He stated it was also understood that this issue would be revisited.

Aldersperson McClanathan asked if the Appropriation Ordinance on the first reading on the agenda includes the amount of \$185,000 transferred to corporate. Mr. Mrugala stated that does include it in the net effect on the Appropriation Ordinance and the net effect is \$8,000 to the positive. He noted the Spending Plan has about \$180,000 surplus. He added this is in the contingency.

Discussion was held why this ordinance was drafted when the discussion from the special meeting held on May 31, 2016 had council members requesting a 40-60 split to a 60-40 split of the Fire Department Capital Fund. It was noted at that special meeting the council members did not provide direction or preference for taking monies out of the reserve.

Council members provided dissatisfaction for the manner in which this ordinance was drafted and requested in writing the fund balances and the expenditure items that are projected for Fund 32. Council members noted their dissatisfaction in not having those figures in front of them this evening.

There was no motion for approval of the ordinance as drafted. Instead, Aldersperson Miller moved to refer the ordinance to the Committee of the Whole meeting next Monday for further discussion, seconded by Aldersperson Chesney. Motion prevailed by voice vote without dissent.

1st READING OF ORDINANCE #2016-36:

Appropriation Ordinance, Fiscal Year 2016-2017 For the City of Freeport, Illinois (*Exhibit A as of 06/03/2016*)

Provided in the council packet was the Appropriation Ordinance with Exhibit A marked with a date of June 3, 2016. Also provided was a sheet containing City of Freeport spending plan changes from the 5/20/2016 version to the 6/6/2016 version as follows:

Spending Plan Changes

- To increase plan review revenue of \$10K in the fire improvement fund.
- To increase review associated with the boat dock by \$49K.
- To decrease revenue transfers from the fire improvement fund by \$29,750.
 - The net effect was a decrease of \$10,750 for these revenue changes.
- To not replace the second fire department's employee that is retiring.
- Adjust benefits to reflect changes in PEHP to include those that are at 1.5%.
- To transfer \$20K from community development for a5 to tourism.
- To transfer \$10k from community development for NIDA to interdepartmental.
- To correct \$15K contingency for fireworks.

Contingencies included in Appropriations

- Community Development \$900
- Police Department \$25,000

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- Fire Department \$54,000
- Building Department \$2,000
- Interdepartmental \$671,650

Errors and Omissions

- Department 98 (Line Item 01-63-999.0) was overlooked on the Appropriation Ordinance on the council agenda. It is included in the current spending plan. It does not affect the overall number and will be in the amount of \$230,688.

Aldersperson Koester asked what it would do to the Spending Plan if the firefighter was added back in. Mr. Mrugala stated based on his projected fund balance he is showing \$182,000 ending balance in the Spending Plan and \$8,500 ending balance in the Appropriation Ordinance. He noted for the Spending Plan if he added back in the firefighter there would still be a surplus.

Discussion was held on the Water and Sewer payables and the Library Notes payables.

Mayor Gitz explained that we will probably move forward with the boat dock. He stated the grant was applied for and received several years ago and because of the State of Illinois budget impasse the grant funds were frozen. He stated they have been told that if the City expends the funds and installs the boat dock we will probably be reimbursed so we could move forward on the boat dock project. Aldersperson McClanathan asked what kind of guarantee we would have. Mayor Gitz explained they have been told it will probably be reimbursed noting that it has already been bid based on State requirements and the bid from the company still stands.

Aldersperson Brashaw asked about the Fire Department contingency totaling \$54,000. It was explained that an amount of \$50,000 was placed in personnel services and \$4,000 was placed in contingency for education, training and travel. It was noted that the \$50,000 assumed the additional firefighter. Chief Miller stated the starting salary for a firefighter is \$41,000.

Discussion was the projected cost for roof repairs at the Police Station. It was explained that the bid packet will be posted in the next couple of weeks. Aldersperson Brashaw noted that when she toured the Police Station it was noted they are taking in water and the roof is in need of repair.

Mr. Mrugala stated he moved to the Capital Improvement fund an amount of \$30,000 and \$20,000 in contingency for the roof repairs.

Council members stated their frustration in receiving documents at the last minute in order to digest it before the meeting. They requested further discussion on the budget and Appropriation Ordinance at the meeting next Monday for the Committee of the Whole.

Mayor Gitz reviewed for council members that the spending plan plus contingency is the numbers that are in the Appropriation Ordinance. Aldersperson McClanathan stated he noticed some difference.

Aldersperson McClanathan asked about whether the amount for NIDA was taken out of the general fund in the amount of \$10,000. It was confirmed that amount currently in the document out of the general fund was \$10,000 for NIDA. Discussion was held as to whether this amount should be \$10,000 or \$25,000.

Aldersperson Koester asked if the council could move the ordinance to the Committee of the Whole whether amendments can be made. Mayor Gitz stated yes amendments could be made.

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Aldersperson Koester made a motion for approval of Ordinance #2016-36 to place on first reading. This motion was seconded by Aldersperson Klemm.

It was requested to have this item for discussion on the Committee of the Whole agenda for June 13, 2016. Mayor Gitz stated the council will see this on the Committee of the Whole agenda.

Aldersperson Klemm asked to see a listing of the cost of an employee as a firefighter, police officer and public works employee. He noted that would include salary plus legacy costs.

Mayor Gitz noted he will ask Finance Consultant to prepare an amendment to place \$25,000 in contingency coming out of the general fund for NIDA.

Aldersperson Koester requested to have options provided to the council for the IMRF payment as to the State requirements and the debt service on that account since 2009. He would also like to know what happens if it is not paid off this fiscal year.

Aldersperson McClanathan spoke of his concerns with carrying an IMRF debt at 7.5% interest rate.

Aldersperson Klemm suggested looking at other tax enhancements other than the property taxes.

Mayor Gitz noted his wish is to have the Appropriation Ordinance ready for final reading the last meeting in June. He explained the appropriation ordinance serves as a limit on what the City may spend during the current fiscal year. It is in effect a statement of the maximum amount that the municipality could conceivably spend if sufficient funds were available. The appropriation ordinance must anticipate all possible expenditures during the coming year. He noted the appropriation will exceed the amounts which actually will be received and spent.

Aldersperson Chesney discussed his dissatisfaction for looking at additional tax revenue and noted his concerns about people leaving. The council should be concerned on how to keep people in Freeport.

During discussion of the Appropriation Ordinance, Special Counsel Phillips entered council chambers at 7:30 p.m.

Mayor Gitz requested council members to provide additional issues to him by Wednesday afternoon. He stated this ordinance was place on first reading and the council will discuss it further at the Committee of the Whole.

1st READING OF ORDINANCE #2016-29:

Special Ordinance for Variation Permit or Amendment of Codified Ordinances of Freeport, Illinois

The following was read into the record, "A petition was filed by AB Oil, Inc. for the property located at 1220 W. Galena, Freeport, Illinois (PIN 18-13-25-383-012). The relief sought by the documents on file: for a Special Use Permit to allow the sale of alcoholic beverages in a B2-1 Limited Service Business Zoning Classification. This ordinance was unanimously recommended to council by the Planning Commission in their meeting held on May 12, 2016 and there were no written objections filed on the petition therefore council may take final action this reading."

Community Development Director Alex Mills presented the ordinance and stated that this ordinance was recommended to the City Council by the Planning Commission at their meeting held on May 12, 2016. He stated at that meeting the Freeport Planning Commission provided additional review of a petition previously submitted by AB Oil Inc. for a Special Use Permit to allow package liquor sales. They reviewed financial and other technical

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considerations and found the AB Oil financial obligations had been addressed. He stated at the May 12, 2016 Planning Commission voted unanimously to refer the petition to City Council with a recommendation to approve.

Aldersperson Klemm asked if the Planning Commission felt comfortable with the issues being cleared up. Director Mills stated yes.

Aldersperson Brashaw stated she was present at the Planning Commission meeting and she concurred with the Planning Commission's findings that the matter had been cleared up.

Aldersperson Koester moved for approval of Ordinance #2016-29, seconded by Aldersperson Brashaw.

Upon no further discussion, the motion for passage of the ordinance prevailed by a roll call vote of:

Yeas: Klemm, McClanathan, Ross, Miller, Busker, Brashaw, Koester and Chesney (8)

Nays: none

Ordinance #2016-29 was passed.

PUBLIC HEARING

At 8:04 p.m., Mayor Gitz opened the Public Hearing the purpose of considering a project for which financial assistance is being sought from the Illinois Department of Transportation.

The following notice of public hearing was read aloud, "Regarding State of Illinois Paratransit Vehicle Grant for the city of Freeport and Stephenson County. The City of Freeport will hold a public hearing on June 6, 2016 at 6:00 PM in the Council Chambers at 524 W. Stephenson Street, Freeport Illinois for the purpose of considering a project for which financial assistance is being sought from the Illinois Department of Transportation, pursuant to the Illinois Department of Transportation's general authority to make such Grants, and which is generally described as follows: (A) Provide continued demand-response public transportation throughout Stephenson County. Currently the city provides approximately 80,000 rides annually. Accordingly, the City of Freeport is applying for three (3) handicap accessible 12 passenger light duty buses, and one (1) handicap accessible minivan, as replacement vehicles, worth approximately \$212,000 collectively. This project will be included in a Consolidated Vehicle Procurement Program undertaken by the State of Illinois on behalf of the City of Freeport, with State and Federal Funds. (B) Relocation Assistance will not be required, (C) This project is being implemented to minimize environmental impact. (D) This project is in conformance with comprehensive transportation planning in the area. (E) All new equipment included in this project will meet ADA accessibility rules for the elderly and persons with disabilities. (ii) At the hearing the City of Freeport will afford an opportunity for interested persons or agencies to be heard with respect to the social, economic and environmental aspects of the project. Interested persons may submit orally or in writing, evidence and recommendations with the respect to said project. (iii) A copy of the application for a state grant for the proposed project for the intended service area will be made available for public inspection at City Hall, 524 W. Stephenson St, Freeport, IL 61032. Contact person; Forrest J. Senn - Program Compliance Oversight Monitor."

Community Development Director Alex Mills explained this is a public hearing for the Consolidated Vehicle Procurement (CVP) 2016 Rolling Stock Capital Assistance Application. He stated the City of Freeport received Federal Transit Administration 5311 funds and is eligible to apply for and receive funding through the CVP program to purchase new transportation vehicles for replacement of existing vehicles in service. Currently, three light duty paratransit vehicles have accumulated approximately 200,000 miles each. Under the vehicle replacement criteria they must have acquired at least 100,000 miles to be eligible for replacement. The vehicles are 2008 and 2009 model years. As these high mileage vehicles age they require more maintenance and repair,

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which reduces the number of vehicles in service for Pretzel City Area Transit, in turn reducing the level of service available to the public. In the 2016 Rolling Stock Capital Assistance Application, the City of Freeport is seeking to replace the three light duty paratransit vehicles, as well as the 2008 mini-van that has met the mileage criteria for replacement. Unit cost of each light duty paratransit vehicle is \$57,000 and the unit cost of the mini-van is \$41,000. The total 2016 CVP request is for four (4) total units and a total cost of \$212,000.

Aldersperson Brashaw asked if there will be matching funds required of the City. Director Mills stated there would not be any funds required of the City.

Aldersperson Klemm asked if there have been issues with the mini-van if that is why they are looking to replace it. Director Mills stated that based on the age of the vehicle and the number of miles the van it was given IDOT concurrence to apply for a replacement.

Aldersperson Ross asked Director Mills if he has seen the older busses that they do not look like they are in very good shape. Director Mills stated that with the new P-Com, the vehicles will look better and will require regular maintenance. He already has provided more attention to the condition and look of the vehicles. Director Mills explained that the new vehicles have been applied for to cycle through and improve the entire fleet.

Aldersperson McClanathan asked how the procedure works for applying for the vehicles. Director Mills stated they were told by their contact at IDOT to ask for replacement vehicles. The City of Freeport is seeking to replace the three light duty paratransit vehicles, as well as the 2008 mini-van that has met the mileage criteria for replacement.

Mayor Gitz requested members of the public to come forward with questions. Seeing none, he asked Director Mills if he had any more information to share. Director Mills noted there was a public hearing sign in sheet being passed around and asked for it to be returned to him.

Aldersperson McClanathan moved to close the public hearing, seconded by Aldersperson Chesney. At 8:10 p.m., Mayor Gitz declared the public hearing closed.

RESOLUTIONS

RESOLUTION R-2016-33:

Resolution Authorizing Application For A Public Transportation Capital Assistance Grant With The Illinois Department Of Transportation And The City Of Freeport, Illinois

Provided in the council packet was the following:

WHEREAS, the provision and improvement of public transportation facilities is essential to the development of a safe, efficient, functional public transportation system; and

WHEREAS, the Illinois Department of Transportation has the authority to make such Grants and makes funds available to offset certain capital costs of a private non-profit, general public transportation system or an IDOT Certified Public Provider transportation system providing specialized para-transit service; and

WHEREAS, grants for said funds will impose certain obligations upon the recipient.

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

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Section 1. That an application be made to the Division of Public and Intermodal Transportation, Department of Transportation, State of Illinois, for a financial assistance grant under the Illinois Department of Transportation's general authority to make such Grants, for the purpose of off-setting certain public transportation facility capital costs of the City of Freeport.

Section 2. The Corporate Authorities hereby authorize the Mayor and City Clerk of the City of Freeport, as well as any other City official or employee as may be required or convenient, to sign on behalf of the City of Freeport to execute any and all documents necessary for the completion of said application to fulfill the intent of this Resolution.

Section 3. That the Mayor or City Clerk of the City of Freeport, as well as any other City official or employee as may be requested or convenient are authorized to provide such additional information or sign further documentation as may be required to accomplish the obtaining or acceptance of such grant.

Section 4. That the provisions of this Resolution are severable and if any court of competent jurisdiction shall declare any portion of this Resolution to be invalid or unenforceable, said decision shall not affect any portion of this Resolution, other than the part declared invalid or unenforceable. The City Council hereby declares that it would have enacted this Resolution even with the invalid or unenforceable portion deleted.

Section 5. This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

Director Mills explained the public hearing was held this evening and this resolution authorizes an application for public transportation capital assistance grant with the Illinois Department of Transportation in the amount of \$212,000 for State and Federal funding.

Aldersperson McClanathan asked what is meant by the last whereas clause imposing certain obligations upon the recipient. Director Mills explained that includes obligations in reference to insurance and performance of maintenance on the vehicles through the 5311 program.

Aldersperson Chesney moved for approval of Resolution R-2016-33 as presented, seconded by Aldersperson Brashaw. Motion prevailed by a roll call vote of;

Yeas: Klemm, McClanathan, Ross, Miller, Busker, Brashaw, Koester and Chesney (8)

Nays: none

Resolution R-2016-33 was adopted.

OTHER

REPORTS OF DEPARTMENT HEADS

Kitchen Equipment in the amount of \$15,451.08 to Douglas Equipment of West Virginia

Community Development Director Alex Mills provided a written memorandum that stated the City of Freeport was awarded and accepted a \$100,000 Local Foods Promotion Program Grant from USDA to support the development and expansion of Pretzel City Kitchens, a shared use local foods incubator kitchen. As conditional to the grant, the city as grantee must utilize grant funds to acquire the necessary kitchen equipment and fixtures for

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operation of Pretzel City Kitchens. One bid for kitchen equipment was received and was from Douglas Equipment of West Virginia. The bid amount for various pieces of equipment fell within the acceptable estimate range from the grant application and several pieces have been acquired through donations. Director Miller recommended awarding the bid from Douglas Equipment in the amount of \$15,451.08. He stated these items represent a majority of the equipment needed to make Pretzel City Kitchens operational.

Aldersperson Chesney asked if it has been determined who the lease holder will be. Director Mills explained they are very close to resolution in the coming weeks and the intent is to have FDDF hold the lease.

Discussion was held on the donated equipment, some of which was received from the Freeport Park District. Director Mills explained that although not all the equipment is being purchased or in place, they have the core items to begin the instruction and become operational.

Aldersperson Klemm asked why the bid was for a vendor so far away. Director Mills stated they must have a way to monitor ads and there was no response from regional suppliers.

Discussion was held whether the donated equipment from the Park District could be used for the in-kind match of funds. Director Mills stated he will check into it but thought it was restricted to the City to be counted toward the grant match. He stated he will strive to make the case though.

Director Mills requested a separate motion to approve the kitchen equipment bid from the kitchen hood bid.

Aldersperson McClanathan moved for approval of bid from Douglas Equipment of West Virginia for the kitchen equipment in the amount of \$15,451.08, seconded by Aldersperson Klemm. Motion prevailed by a roll call vote of;
Yeas: Klemm, McClanathan, Ross, Miller, Busker, Brashaw, Koester and Chesney (8)
Nays: none

Kitchen Hood in the amount of \$22,558 to Loescher Heating & Air Conditioning

Director Mills provided a written memorandum that stated two bids for the kitchen hood were received. Safety Services, Inc. (AAA Fire & Safety) submitted a bid in the amount of \$44,599 for the hood and installation but also included the fire suppression system, which was not a requested item in the bid specifications. This was not a specified bid item as the fire suppression system will be acquired and installed during building rehabilitation in conjunction with the building owner and architect. The second bid received was from Loescher Heating & Air Conditioning for the kitchen hood and installation totaling \$22,558. Director Mills recommended awarding the bid to Loescher Heating & Air Conditioning.

Aldersperson Klemm moved for approval of bid from Loescher Heating & Air Conditioning for the kitchen hood in the amount of \$22,558, seconded by Aldersperson Ross. Motion prevailed by a roll call vote of;
Yeas: Klemm, McClanathan, Ross, Miller, Busker, Brashaw, Koester and Chesney (8)
Nays: none

City Engineer

City Engineer Shaun Gallagher provided an update on the Water Main Phase B project. He stated they completed one million dollars' worth of work over the last month and will be starting another one million dollars' worth of projects in the next week. The project on Stephenson, Harlem, and Burchard is nearing completion. They completed the sidewalks on Monroe Court and the water service on Empire Court. He noted they have been reworking the plan for Empire Street and by replacing sidewalks with the bituminous path there was an estimated

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cost savings of \$100,000 for the project. They are also working on adjacent side street. The contractor will begin work on Park Crest tomorrow and this also involves work on Stephenson. He is working on the Laurel Street design. He noted they will not be going with a bituminous path in that area and save that part for an ITEP save route to schools grant application.

City Engineer Gallagher stated the crack sealing program was completed and for the most part council will see this project on Route 26. This project will effectuate costs savings in the future when streets will not have to be mill and overlaid as soon.

City Engineer Gallagher stated tomorrow there will be a bid opening for the Mill and Overlay program. This includes a section of Park Lane which involves an intergovernmental agreement with the Park District. For this project they will try to close only one lane of traffic at a time.

Alderson Brashaw discussed a basement that flooded. Discussion was held on the age of pipes that are being replaced had been installed in the 40's and 50's. City Engineer Gallagher noted while they are working on the mains residents may see their pressure drop but they are working through it in order to maintain water and pressure at the homes affected by the construction projects.

City Engineer Gallagher walked the council through the plan for Empire Street that it will involve the installation of an eight foot wide recreational path, five feet of green space and then all new curb and gutter. The driveways will be reinstalled as concrete. The project will be from Burchard to Park Boulevard on Empire Street. For updates in the project, City Engineer recommended following on Twitter.com @cityoffreeport.

Alderson Klemm complimented the crews on the water main project. He noted there is an issue on Knox Drive and will provided City Engineer Gallagher further information. Alderson Chesney complimented the Harlem Avenue project and noted the project needs to be seeded. City Engineer Gallagher stated the hydro-seeding was done today and the west half will be done later this week. He noted there is a difference because part of the work was done through a street project and part of the project was done through the Water & Sewer Commission. Alderson Busker asked about the Carnegie Building project. City Engineer Gallagher provided that the bid opening would be on June 7, 2016. They hope to be under construction by the end of June.

Water

Director Glendenning provided information on the bio-solids comprehensive sampling being done at the treatment. They are looking to improve the aeration process and use solar power for cost savings. Alderson Klemm requested information on the grant process with the Department of Commerce and Economic Development. Director Glendenning stated he will be going on Thursday to meet with them and they are still in the lead for the energy grant contingent upon the State budget.

Director Glendenning stated he is planning on the rate structure presentation for the July Committee of the Whole.

He stated he is available for tours from the council members who have not had their tour of the facilities.

Alderson Chesney requested information on the water quality. Director Glendenning described their procedures are scrutinized by the Illinois Environmental Protection Agency and sampled regularly. They have recently received an updated water quality report that will be placed on the website. He noted the City water is typically well below the the percentages for parts per million.

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Police

Chief of Police Barkalow stated the current officer manpower is 44 and that includes the Chief of Police. They recently offered a position to a candidate bringing their count to 45. At this time the officer count has triggered testing. He noted the information has been placed on the City of Freeport website for officer testing packets by following the link set on the home page to the Police Department job opportunities page. Applications are due by July 1, 2016. He is planning on sending a candidate to officer training in September and that would bring their count to 46. Chief Barkalow stated the officers will participate in the torch run for over three miles along West Avenue from Walgreens to Malcolm Eaton.

On a lighter note, there was a little jabbing to the Fire Chief because the Police Department's Pee-Wee league team won their game last week against the Fire Department's team. This was well attended by the Police Department but the Fire Department crews were missing because of service calls. Chief Barkalow noted it was a fun evening and both teams did a great job.

Fire

Fire Chief Miller provided an update on a structure fire on 100 block of Harlem Avenue. He noted they tied to one of the new hydrants and they worked great. Chief Miller explained there were several ambulance calls at the same time and noted an engine was called to respond using the new paramedic equipment they are now equipped with and they were able to stabilize the victim until the ambulance could conduct the transport.

Chief Miller stated next week the Fire and Police will team up to meet with children attending the matinee at the Lindo.

Chief Miller poked back to Chief Barkalow about the Pee Wee League game. He noted at one time he counted thirteen officers in the dugout for the opposing team until he called in reinforcements of the Battalion Chief and an engine. Once the players were done with the game, they got to see a fire truck up close which very quickly became the highlight of their evening.

Public Works

Public Works Director Tom Dole provided written reports and had no further information.

Community Development Director Alex Mills noted there have been ten demos completed in the last 30 days as part of the Blight Reduction Program.

Library

Director Dickerson provided a report on the summer reading program which was kicked off on Saturday. She stated so far they have had 100 children and 70 adults sign up. This program is courtesy of the Library foundation.

City Treasurer

City Treasurer Buss was present and had no report.

MAYOR'S REPORT

Mayor Gitz stated he will send out a list of issues from the budget discussion this evening and they will be answered at the Committee of the Whole meeting. He provided information on a possible grant he will be pursuing for funding for the railroad depot. Mayor Gitz presented Tom Teich with recognition for his birthday this week.

COUNCIL ANNOUNCEMENTS/NEW BUSINESS

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Council members welcomed Guary Bernadelle as Finance Director.

Aldersperson Chesney noted he will discuss further with Aldersperson Klemm the possibility of an additional police officer. He noted the top three stories on the Journal Standard website are about police items such as burglaries.

Aldersperson Klemm wished his wife a happy 40th anniversary which was spent at a council meeting.

Aldersperson McClanathan recognized the events recently held at the Union Dairy.

Aldersperson Ross asked for information on the blocked off alley in the downtown and it was stated that there is a building with issues that required the alley to be blocked. The entire alley has not been blocked off because a merchant requires deliveries to their place of business.

Aldersperson Busker challenged council members to donate to the fireworks.

Aldersperson Brashaw congratulated Alderman Chesney's wife on the new boutique she will be opening in the downtown. She encouraged people to discuss things with their neighbors and work together to solve issues.

Aldersperson Koester provided an update on the fireworks display. He stated he received a report that there will be 45 shells per minute. At this time they have received \$2,000 in donations.

Discussion was held that there will be Music on Chicago this Friday and they will be held the first Friday of the month in July and August. It was also noted there will be an open house at the Albertus Airport on June 12, 2016.

Chief Barkalow provided information on arrests of the roof top burglaries, vending machine break-ins. He asked residents not to leave garage doors up because it invites burglaries.

PUBLIC COMMENTS – AGENDA OR NON-AGENDA ITEMS

Steve Carroll, 811 S. Oak, Freeport Illinois stated that Mr. Mills owes phone calls to Steve Schlamp, José Santa Cruz, and Patrick Sellers. He stated Mayor Gitz's political future is in the hands of Mr. Mills and Nuisance Inspector Shawn Homer.

Aldersperson Ross thanked those who worked on the clean up at the Hancock Street Bridge and noted it looks better than ever.

Upon a motion duly made and seconded, the meeting was adjourned at 9:17 PM.

s/ Meg Zuravel

Meg Zuravel
City Clerk