

October 7, 2008

Lanark City Council met in regular session at City Hall. Alderman Ron Strohecker, Alderman John Huggins, Alderman Mark Macomber, Alderman Jeri Beverley and Mayor Kevin Barnes were present. Alderman Ken Weaver and Alderman Lawrence Derrer were absent.

Also present were Ed Mitchell, Les Guenzler, Marty Beranek, Officer Brian Sutter and Chief Page.

Mayor Barnes called the meeting to order at 7:30 PM.

**Motion** made by Alderman Beverley, seconded by Alderman Huggins to accept the minutes of the September 16<sup>th</sup> meeting as presented. All ayes. Motion carried.

Alderman Macomber questioned the bill from Moring Disposal. The Clerk reported the bill was marked "new library". Alderman Macomber understood from Moring there would be no charge for the dumpster. Alderman Macomber will contact Moring for clarification. **Motion** made by Alderman Macomber, seconded by Alderman Beverley to accept and pay the bills from September 16<sup>th</sup> to present. All ayes. Motion carried.

MSA Professional Services submitted a project update (copy on file). Marty Beranek announced Mike Charles of EPA has received our amendment of the budget. It may be awhile before we hear back from this. Charles stressed no more work should be done again until approved. The sub-consultant is behind schedule due to waiting on DOT permit. Yesterday, the drill broke. Once we have the construction permit, we can go on to bidding. Projects are coming in quite high. Alderman Strohecker reported there is more work around here right now. Beranek feels fuel is a primary factor as well as economy. Metals in China have subsided due to the Olympics being over. Beranek inquired if Mitchell has had any luck with research on easements. Mitchell has not as yet. Mitchell questioned Guenzler if he had any idea when line was put in. Guenzler guessed it to be in the 50's because it was there when he was in high school. After more discussion, Alderman Huggins inquired if owners are willing, do we need to research? Beranek feels if one exists, then we would not have to deal with it. Alderman Huggins feels Piper will give easement. Beranek announced hold up on map is waiting on ordinances unless Council wants to go ahead with changes before ordinances are drafted and approved. All seemed to agree to wait for ordinances.

Consider on line ordinances – Alderman Huggins has checked with Sterling Codifiers – cost will be \$21 per page for one book. Alderman Huggins thinks at least 500 pages for one book. If we go to CD, it will still be \$500 to retype plus \$1,000 setup fee. Alderman Beverley is not sure it is wise to spend money right now. Alderman Huggins would like to do this as it will make it easier to locate specific items. Currently the table of contents is not helpful. Alderman Strohecker questioned Chief Page as to how well this would work for the Police Department. Chief Page announced it would work well for him. Recent dog bite complaint, lady did not want to come in and read ordinances. With this, Chief could pull up all areas on dog bites. **Motion** made by Alderman Huggins, seconded by Alderman Strohecker to have ordinances posted on line. Roll call: Alderman Huggins-aye, Alderman Strohecker-aye, Alderman Beverley-aye and Alderman Macomber-aye. Motion carried.

Consider vehicle definition – Mitchell presented drafts of Ordinance #841 amending the Lanark City Code with regard to vehicle definition. **Motion** made by Alderman Huggins, seconded by Alderman Macomber to approve Ordinance #841, Roll call: Alderman Huggins-aye, Alderman Macomber-aye, Alderman Beverley-aye and Alderman Strohecker-aye. Motion carried.

Consider lease agreement with EcoEnergy – Alderman Huggins referred to Mitchell. Lease with EcoEnergy for wind tower on city farm. It is their lease – we have not modified. Lease is for one year for \$1,000. They can get out after one year but can lock us in for five years. They could sell to someone else. Alderman Strohecker feels it needs to include something regarding they cannot go in and tear up crops. Mitchell explained they can, but they have to compensate \$1,750 per acre. If tear up our drainage tile, they repair. **Motion** made by Alderman Macomber, seconded by Alderman Huggins to approve lease agreement with EcoEnergy. Roll call: Alderman Macomber-aye, Alderman Huggins-aye, Alderman Strohecker-aye and Alderman Beverley-aye. Motion carried. When asked if the \$1,000 will go to the cemetery, Alderman Huggins announced it would.

Park equipment repairs – Alderman Macomber announced the backhoe (playground equipment) is broken. It will cost approximately \$650 to replace. Alderman Beverley reported it is the most used playground equipment in the park. **Motion** made by Alderman Macomber, seconded by Alderman Huggins to approve the replacement of the broken backhoe in city park. All ayes. Motion carried.

One building permit was presented. The Clerk reported David Blevins, Jr. is requesting another extension for his building permit. He has been unable to complete his project as he has been working overtime all summer. He is hearing rumors of layoff which will allow time for him to complete his project. If Council is unwilling to extend again, he is asking for approval of new permit for same project. **Motion** made by Alderman Macomber, seconded by Alderman Beverley to approve permit for another six months. All ayes. Motion carried.

Farm agreement – Mitchell passed out copies of notice to bid for newspaper next week. Bid opening will be November 18<sup>th</sup> at Council meeting. Mitchell passed out draft of bid specs. He added language about wind tower. Number seven deals with wind farm. Set up for three years again. Mitchell feels economy may affect bids. Based on tillable acres. When asked about fertilizer costs, Mitchell announced no one has ever turned in figures. Alderman Macomber pointed out number of acres is not stated. Mitchell explained anyone interested will know.

### **Committees**

Water & Sewer – no report.

Street and Property – no report.

Purchasing and Finance – no report.

Police – Alderman Beverley requested executive session.

Personnel – no report.

Economic Development – no report.

Ordinance – no report.

Planning – no report.

Ed Mitchell did not have anything additional tonight. He will talk with the Clerk after meeting.

Les Guenzler, Maintenance Supervisor submitted written report. When asked about the sidewalk on South Broad Street, Guenzler announced it has been repaired. Mayor Barnes announced the parkway in front of Deacon Brown's house used to be gravel and is no longer a driveway. Alderman Macomber will contact Brown to see what his plans are. Alderman Strohecker feels they should not be parking there. Guenzler announced Brown has not backfilled the sidewalk as yet.

Chief Page submitted a written report. Alderman Huggins questioned if we needed an executive session to discuss the recent dog bite issue. Chief Page announced paper carrier was bit by dog. Chief explained there is no ordinance, therefore nothing we can do. Copies of letter to Kocal and email to Alderman Huggins were submitted. Officer Bennett was on duty. Chief Page reported there was a small puncture, now she claims it is more serious. The paper carrier opens door, tosses in paper and the dog got out. Homeowners have repeatedly asked paper carrier not to open door due to young kids and dog. Alderman Strohecker announced his kids go over there and have never been bit. Alderman Beverley announced it should be turned in to homeowner insurance. Alderman Huggins will contact paper carrier.

Alderman Macomber and Alderman Beverley did not have any additional business.

The Clerk asked for trick or treat hours to be set. Last year was 5:00 – 8:00 PM on October 31<sup>st</sup>. **Motion** made by Alderman Macomber, seconded by Alderman Huggins to set trick or treat hours at 5:30 – 8:30 PM on October 31<sup>st</sup>. All ayes. Motion carried.

Mayor Barnes inquired about Council's thoughts of the email from Koser regarding the trains. Alderman Huggins feels it is hard to deal with and takes too long. Others agreed. Coyote came into town and killed dog. Chief Page reported they usually run in packs. Chief explained what happened and has contacted the newspapers. Mayor Barnes read letter from Ken Grant regarding semi parking in town. Concerns were: semis need to be plugged in during winter, no place to park, who is checking on vandalism and drivers are still taxpayers of city. There is still room on Tower Street for parking. Mayor announced last weekend kids were doing doughnuts in Grant's driveway at shop. Grant was upset. Chief has a lead on who did it. Alderman Strohecker announced Grant now wants a sidewalk. Alderman Strohecker reported the railroad has put up no parking signs. No one realized IC&E put up no parking signs. Chief Page announced he cannot enforce since it was not the City who put up. The Clerk reported Shawn Smith had told her anything south of the edge of Tower Street was railroad property. Mitchell thinks the City purchased some years ago. He will check into. Mayor reported Grant called him asking for the City to pay half of seal coating. Grant did not say anything about sidewalk to him.

**Motion** made by Alderman Huggins, seconded by Alderman Beverley to enter executive session to discuss pending litigation and police personnel. All ayes. Motion carried. Entered executive session at 8:35 PM.

**Motion** made by Alderman Beverley, seconded by Alderman Macomber to exit executive session. All ayes. Motion carried. Exited executive session at 10:10 PM.

Alderman Beverley announced regarding Officer Sutter, based on information and decision, the Council does not want to see happen again in year's time.

Chief Ron Page gave verbal resignation.

**Motion** made by Alderman Beverley, seconded by Alderman Strohecker to accept Chief's resignation effective October 8, 2008. All ayes. Motion carried.

**Motion** made by Alderman Beverley, seconded by Alderman Strohecker to appoint Officer Craft as acting Chief as of October 8<sup>th</sup> on temporary basis. All ayes. Motion carried.

**Motion** made by Alderman Huggins, seconded by Alderman Beverley to adjourn.

Meeting adjourned at 10:17 PM.

*Respectfully submitted,  
Jackie Hawbecker, City Clerk*