

STATE OF ILLINOIS)
COUNTY OF CARROLL)SS.
CITY OF LANARK)

May 5, 2009

Lanark City Council met in regular session at City Hall. Alderman Ken Weaver, Alderman Ed Fehlhafer, Alderman Ron Strohecker, Alderman Mark Macomber, Alderman Tom Kocal and Mayor Ed Stern were present. Alderman Anne Lindsay will be arriving later.

Also present were Ed Mitchell, Les Guenzler, Chief Magill, Marty Beranek, Norm Brinkmeier, Conrad Aschenbrenner, Lamoille Poffenberger, Holly Mason and Sue Poffenberger.

Mayor Stern called the meeting to order at 7:30 PM and lead the Pledge of Allegiance.

Motion made by Alderman Kocal, seconded by Alderman Macomber to accept the minutes of the April 21st meeting as presented. All ayes. Motion carried.

In the absence of Treasurer Sloan, the Clerk announced the Finance Reports are the same as in the past. If anyone would like something new, please let the Treasurer know. **Motion** made by Alderman Macomber, seconded by Alderman Fehlhafer to accept and pay the bills from April 21st to present. All ayes. Motion carried.

Cemetery Board – Norm Brinkmeier and Conrad Aschenbrenner were present to give update. Brinkmeier submitted finance report and reviewed. Main revenues are the property taxes, grave openings and lots sold. Brinkmeier reviewed the income and expenses. A copy of letter from John Leemon about the Grime’s Memorial was included for the new members. Old hedges are out and new ones are being planted. Lions Club gave \$5,000 for hedges. The software program is almost completely updated with the exception of really old section referred to as Potter’s Field. It is tough to locate graves in this section. A trailer has been ordered to haul dirt. Board hopes to put new roof on building. Aschenbrenner reported Amy Milby started full time in April. Aschenbrenner thanked the City for the Maintenance Dept.’s help with the removal of the old hedges – good job. The new hedges are 80% in. They really appreciate the City’s help with removal. They plan to take a couple more trees out. They will pay for removal not the Tree Board. The west end of the farm is prevalent to water. Mayor Stern suggested walking the farm. The contract calls for soil tests to be done by farmer, Alderman Strohecker has not seen any. Farm lease is for three years. Mayor Stern asked for a motion to accept cemetery report. **Motion** made by Alderman Fehlhafer, seconded by Alderman Strohecker to approve cemetery report. All ayes. Motion carried.

Marty Beranek of MSA Professional Services submitted a project update (copy on file) and reviewed. Phase 2 – site remediation report is done. Summary only was attached to the project update – report is about thirty pages. Beranek reviewed for new members. Phase 1 started in October 2004 and Phase 2 in May 2006. Beranek reviewed progress of Brownfield project. Once remediation report is approved and no further remediation letter is received, ELUC will be filed at Carroll County courthouse. Beranek addressed all questions. Remediation techniques were discussed. Certification form was submitted by MSA for Mayor’s signature for submission to EPA. Mayor Stern signed. Draw request for \$12,596.36 and quarter report was also submitted for Mayor’s signatures. Mayor signed. Beranek continued to answer questions. Southside Utilities Extensions – ads were run only once in newspapers. Beranek announced four local contractors have shown interest. Website is available to keep up to date on bids. Bid opening is set for May 28th at 3:30 PM in city hall. Mayor Stern announced some have concerns about if we are doing this project correctly. Beranek discussed ideal way of going through field

but either way would still need a lift station. (Alderman Lindsay arrived at 8:25 PM.) Beranek showed on map routes which were discussed previously. Alderman Strohecker inquired about funding to do other way – possibly CDAP. A TIF District could also be created. Due to the length of this discussion, Alderman Strohecker suggested having a Water & Sewer committee meeting in order to continue this discussion further. Mayor Stern feels there are some who have concerns if we are going the correct route. Mayor Stern questioned what would happen if we have a meeting and sit on for a year. Beranek explained the permits would have to be applied for again – added expense. Current cost is \$250,000 for sewer project. When asked about grants, Beranek explained competition is really high and would push project back a full year. Discussion went to long term plans – spend a lot of money preparing for long term or with the economy downscale to today’s needs. Several wanted to have committee meeting in order to discuss further. Water & Sewer committee meeting was set for 10:00 on May 8th in city hall.

Bonding for elected officials – Clerk announced Ron Gronewold was to be present. Due to his absence this was tabled for the next meeting.

Renewal of health insurance – Alderman Weaver submitted committee minutes. Alderman Weaver met with Rhett Coatney to review renewal. As the chair of Personnel committee, Alderman Weaver recommended as presented. It is basically the same coverage – higher cost. Ferry turned 65 in January. Guenzler will turn 65 in July. Alderman Weaver discussed how this will affect coverage and cost. **Motion** made by Alderman Kocal, seconded by Alderman Lindsay to continue on with employee health insurance. All ayes. Motion carried. Alderman Weaver asked the Clerk to contact Coatney of Council’s approval of renewal.

Mechanical amusement devices – Clerk announced all paperwork is in order for Dave's Place. **Motion** made by Alderman Macomber, seconded by Alderman Kocal to approve mechanical devices renewal. All ayes. Motion carried.

ACH/Billing – Clerk discussed the need to update our utility program in order to make the ACH reporting easier. The computer programmer wants the City to go to monthly billing as the ACH report is based on the outstanding balance. This is a complicated update for our quarterly billing. After a brief discussion, it was agreed to have the Clerk contact the programmer for quote to update the program.

Rate reduction requests – none.

No building permits were presented.

General Audience – Holly Mason and Sue Poffenberger were present to discuss drainage issues. Mason reported she has a topography report. Poffenberger built garage higher which increased flow onto Mason’s property causing water to seep into basement. Mason announced her surveyor told her drainage tile needs to be installed. After garage was put up, fence was moved and this caused issues with snow removal. Poffenberger reported Mason puts snow on her property. Poffenberger had asked Mason to put gutters all the way around garage. Currently drains down on Poffenberger’s property. This drainage issue has been going on for several months. Alderman Strohecker explained they were told in the past, this is a neighbor dispute not a city issue. Mitchell announced it is a civil problem. Mason questioned the building permit requirement for drainage. Mitchell announced only required a free hand drawing – no drainage survey. Poffenberger suggested Mason put gutters on garage and fix driveway. Mason feels Poffenberger’s fence is over the property line. Mason submitted pictures. Poffenberger suggested tiling out to street under sidewalk. Alderman Strohecker suggested putting gutters on

west side of garage and drain out to street. Mason questioned Smith signing permit as owner since Poffenberger has owned since 2004. Mason feels permit is not valid. After this long discussion, Mayor Stern thanked the ladies for coming but we need to move on.

Lamoille Poffenberger was present on behalf of the Legion. Poffenberger asked the Council to donate cost of sign (as presented) of \$150 with 4X4 posts and knob tops. Cost of sign is \$103 and was billed to the City due to being ordered by Guenzler. Posts will be purchased at Carroll Service. Poffenberger has already contacted IDOT and has approval for installation of sign. **Motion** made by Alderman Strohecker, seconded by Alderman Macomber to approve donation of cost of sign and posts. All ayes. Motion carried. Poffenberger gave update on memorial. New flags with poles and another bench have been donate for Eagle Scout project. Memorial from Snort Weber. Thirty eight more stones – almost completes second wall. Tony Burkholder is finishing up walls. Poffenberger thanked the Council for their generosity.

Roger Port was present with concerns of concrete pad poured at 521 N. Burns. Port reported Tom Weber added new driveway and is mostly on city property. The clerk announced she received two calls inquiring if Weber obtained a permit to put in driveway. Council discussed if a permit was required. The Clerk reported no permit was issued. The Clerk was asked to look up the penalty for no permit. Roger Burkholder was helping and used his equipment. The Clerk presented Code Book with penalty information. Council discussed what to do. Alderman Strohecker suggested everyone go out and look at property. Aldermen Strohecker, Weaver and Lindsay have already looked at today. The driveway is two and a half cars wide. Port is concerned with parking on city parkway. The concrete is over city parkway. Guenzler explained can cement out over city parkway to street. When asked, Chief Magill announced he will have to look at before commenting. Setbacks were also discussed. Mitchell feels we need to notify them to get late permit. When asked who the zoning officer is, the Clerk announced she has been asking for clarification for months. At one Council meeting, Chief Page volunteered to be zoning officer and council agreed. Building permits are part of the zoning officer's duties, but Page never took over. No one seemed to know who zoning officer is. Alderman Macomber agreed with the Clerk, she is not the zoning officer. The letter can be delivered by personal contact or certified letter. Clerk was instructed to send certified letter. Port complained about limbs hanging over pool house – talked to Libberton last year. Alderman Weaver reported he received call from Libberton requesting list of residents. Discussion went to Libberton going on private property. Guenzler explained she is not going on private property. She likes to let people know if they are taking down or planting a tree – courtesy call. All seemed to feel Libberton should not be going on private property. Some feel Council needs to have report from Tree Board and requested Libberton come to meeting. Alderman Macomber will relay information to Tree Board. Alderman Kocal announced he thinks County Forester does for free. Poffenberger inquired about trimming tree back from house. Tree is on city parkway. Mayor Stern announced resident can trim city tree. He will get ordinance to her.

Committees

Copies of Mayor Stern's committee appointments were in everyone's folders. Mayor Stern commented on a couple of the committees:

Planning – Mayor Stern reported the Maintenance Dept., Police Dept., city hall and library all need more space. We need a vision. New roof installed and cleaned up building at 111 S. Broad. Alderman Weaver gave brief review of ideas discussed in past. Alderman Macomber suggested calling a meeting before the next Council meeting. We need to be fiscally smart.

Police & Public Safety – Mayor Stern announced the police have been doing a lot of safety response training and a lot of emergency preparedness. Mayor Stern met with ComEd recently. The only contact ComEd has with City is the Clerk then the Carroll County Sheriff’s department – information regarding storms etc.

Personnel – Alderman Weaver announced receipt of forty-two applications for the Mt. Dept. new hire. Alderman Weaver began to discuss this and decided it was best to take this discussion into executive session.

Motion made by Alderman Weaver, seconded by Alderman Macomber to enter executive session to discuss personnel. All ayes. Motion carried. Entered executive session at 10:06 PM.

Motion made by Alderman Weaver, seconded by Alderman Kocal to exit executive session. Exited executive session at 10:26 with no action taken.

Water & Sewer – no report. Mayor Stern announced receipt of letter about lift station. Copies are in everyone’s folder. Mayor Stern feels this issue needs to be addressed.

Purchasing and Finance – no report.

Economic Development – no report.

Planning – no report.

Ordinance – no report.

Street and Property – due to late hour Alderman Strohecker will wait until next meeting to give report. Clerk reported she received complaint about restoration of last year’s sidewalks. Alderman Strohecker has lists for this year’s sidewalk repairs – discussed last year’s project and this year’s needs. Alderman Strohecker discussed sand filters also.

Ed Mitchell announced he has several things but due to late hour, he will save for next meeting.

Les Guenzler, Maintenance Supervisor submitted written report (copy on file). Guenzler discussed the second item of the equipment and repairs category – salt spreader. Alderman Macomber will meet with Guenzler to discuss further. Alderman Macomber inquired about the one-way signs on Huggins Lane. Chief Magill reported he and Guenzler discussed and does not have any problem with one-way to the north. Miller has concerns with drivers shooting up through Huggins Lane from the apartment complex on Hanabarger. Chief Magill feels a stop sign on north end at Pearl Street will solve this issue. Chief Magill suggested putting in 15 mph signs. Chief Magill reported he did not see any problem with visibility at north end of Huggins Lane and West Pearl Street. **Motion** made by Alderman Weaver, seconded by Alderman Kocal to allow City to take one-way signs down on Huggins Lane. All ayes. Motion carried.

Sidewalks – Discussed complaint received regarding last year's restoration of sidewalks. Alderman Strohecker reported Burkholder needs to do as it was in the agreement. Guenzler was instructed to contact Burkholder. When Guenzler inquired if Burkholder is to finish the sidewalk list from last year, Alderman Strohecker instructed Guenzler to have Burkholder finish what is done. Guenzler invited the new members or anyone interested to take tour of city property and buildings. Guenzler likes to offer this tour so that Council members know what and where they

are talking about in meetings. Tour takes about two hours. Alderman Strohecker referred to Upcoming Activities in Guenzler's report and instructed Guenzler not to move any equipment until a decision is made about the building.

Chief Matt Magill referred back to the last meeting regarding the four-way alley issue brought up by Alderman Fehlhafer. Chief Magill recommends a four-way stop. **Motion** made by Alderman Macomber, seconded by Alderman Weaver to put stop signs at four-way alley. All ayes. Motion carried. Chief will meet with Guenzler to put up signs. Chief Magill announced Council needs ordinance for signs (stop, yield, etc.) within city limits. Every stop sign needs to be duly listed in order to enforce – one ordinance and list of all signs. Chief will work on list. Mitchell announced some communities have and some don't. Chief Magill announced the radar trailer from the Safe Route to Schools (SRTS) grant is here. It was put into service on South Broad last Friday. It's all about safety and can be used all around town. We have the only one in Carroll County. Cost approximately \$8,200. City pays and will be reimbursed from SRTS grant. It is being stored in city building located at 111 S. Broad.

Alderman Strohecker discussed bill from attorney for \$14,445 and no bill received as yet for 2008. Alderman Strohecker feels we need to put a time limit on this. A bill of \$7,980 was just paid for 2007 in March of this year. Alderman Strohecker announced after the summary judgment doesn't go through, we look for someone else. We need to get something done.

Alderman Fehlhafer discussed tree issue at Julie Cochran's house. Trees are on private property therefore is not a city issue.

Alderman Weaver announced he will not be here for the second meeting in June.

The Clerk presented Motor Fuel Tax (MFT) resolution for \$55,000. When asked, Guenzler reported this does include Leland Street. **Motion** made by Alderman Macomber, seconded by Alderman Weaver to approve MFT resolution of \$55,000 to seal coat streets. All ayes. Motion carried.

Mayor Stern will pass on his reports due to the lateness of the meeting. There are a lot of things going on.

Motion made by Alderman Fehlhafer, seconded by Alderman Lindsay to adjourn. All ayes. Motion carried.

Meeting adjourned at 10:56 PM.

*Respectfully submitted,
Jackie Hawbecker, City Clerk*