

**MINUTES OF REGULAR SESSION
HIGHLAND CITY COUNCIL
MONDAY, NOVEMBER 16, 2015**

Mayor Michaelis called the Regular Session to order at 7:00pm. Council members Schwarz, Frey, Bellm and Nicolaides were present. Others in attendance were City Manager Mark Latham, City Attorney John Long; Directors Bell, Cook, Gillespie, Imming, Korte, Peck and Schoeck; Police Chief Bell, EMS Chief Wilson, Fire Chief Bloemker, Supervisor Gramlich, Library Director Kim, Treasurer Foehner, Deputy City Clerk Hediger, City Clerk Bellm; 3 citizens, and one member of the news media.

MINUTES

Councilman Schwarz made a motion to approve the minutes of the November 2, 2015 Regular Session as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

PROCLAMATION

Mayor Michaelis stated he just came from the Optimist Youth Recognition Dinner, which is always a nice event that honors our local youth and recognizes their achievements. He read a document declaring the week of November 16 through November 20, 2015 as Youth Appreciation Week.

Mayor Michaelis read a document proclaiming November 28, 2015 as Small Business Saturday.

PUBLIC FORUM

Citizens' Requests and Comments:

Jerome "Blackie" Kuhl, 12053 Highland Road, stated he is here to ask about a FOIA request regarding sewers and how they are installed. The one in particular that I am going to complain about is the City's property, at 100 Poplar Street. You put the line into the manhole without a drop put in. I cannot find anywhere the four (inch line) connects to the six (inch). I just wondering, as no taxes are paid on this property, yet the city collects rent on it. How can you put in what I feel is an illegal sewer? Years ago, I fought a fight because I believed Alton Box was not paying utilities and others at the city level believed they were.

Councilman Schwarz asked Mr. Kuhl what about the sewer makes it illegal. Mr. Kuhl responded, by your ordinance, it has to have a tee in the line with six-inch pipe to property line and then to a four-inch line into the house. From what I can see, it appears there is only a six-inch pipe all the way in. Director Gillespie reported we installed a four-inch from the home we own at 100 Poplar to the sewer main. I confirm with Building & Zoning that a four-inch out to the main is correct. The ordinance

applies when developer installs a line through property. When the homes are built, later, then they connect to the six-inch line. We went into the manhole because of the depth and that the manhole was there. The decisions were made in accordance with the ordinance. This property had septic system that was no longer working properly. A four-inch line is what comes out of the house to meet the sewer main. We have the detail showing the four-inch (line) coming from the house.

Mr. Kuhl stated, since 1945, they all came out of the house with a four-inch line. In early 1980s, the city decided they had to run a six-inch from the house to property line. Then they went back to four-inch. This comes down to what you have in the ordinance. If you want to be fair, you have to go by your ordinance. I had to go down seventeen feet even when there was a manhole nearby. I could not drop into the manhole. Mayor Michaelis stated he would have City Attorney Long review the ordinance and the sewer job that was installed, and then I will meet with you to discuss it.

Requests of Council:

No requests or comments.

Staff Reports:

City Manager Latham reported that a public hearing has been set for December 1, 2015, to allow the public to review and give comments on the three different options for Oak Street Reconstruction. The public hearing will be between 4pm and 6pm, in City Hall Council Chambers. It will be come and present comments and then they are free to leave.

We received notice that we are one of the forty-nine enterprise zones approved to go into effect.

NEW BUSINESS

Bill #15-107/RESOLUTION Approving Estimated Tax Levy – Councilman Schwarz made a motion to approve Bill #15-107/Resolution #15-11-2348 approving estimated tax levy as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #15-108/RESOLUTION Supporting the Selection of the Scott AFB Site for the National Geospatial-Intelligence Agency Proposed Facility – Councilwoman Bellm made a motion to approve Bill #15-108/Resolution #15-11-2349 supporting the selection of the Scott AFB site for the National Geospatial-Intelligence Agency proposed facility as attached; seconded by Councilman Frey. Roll Call Vote: Frey, Bellm and Nicolaides voted aye, none nay. Councilman Schwarz abstained. Motion carried.

Bill #15-109/RESOLUTION Appropriating Motor Fuel Tax Funds for 2016 for the Maintenance of Streets and Highways – Councilman Schwarz made a motion to approve Bill #15-109/Resolution #15-11-2350 appropriating Motor Fuel Tax funds for 2016 for the maintenance of streets and highways as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #15-110/RESOLUTION Approving Contract for Ambulance Service with Clinton County Special Service Area #5 – Councilwoman Bellm made a motion to approve Bill #15-110/Resolution #15-11-2351 approving contract for ambulance service with Clinton County Special Service Area #5 as attached; seconded by Councilman Schwarz. Roll Call Vote: Schwarz, Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #15-111/RESOLUTION Allowing Intervention in Property Tax Appeal – Councilman Schwarz made a motion to approve Bill #15-111/Resolution #15-11-2352 allowing intervention in property tax appeal as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #15-112/RESOLUTION Approving Access Service Request to Bluebird Network, LLC, for Installation and Operation of Linear 10 Megabit Ethernet Virtual Private Line Between St. Louis, MO, and Highland, and For Installation of a Multi-Protocol Labeled Switch to Cross-Connect to a Newly Established External network to Network Interface of Big River Telephone Company, LLC – Councilwoman Bellm made a motion to approve Bill #15-112/Resolution #15-11-2353 approving access service request to Bluebird Network, LLC, for installation and operation of linear 10-megabit ethernet virtual private line between St. Louis, MO, and Highland, and for installation of a multi-protocol labeled switch to cross-connect to a newly established external network to network interface of Big River Telephone Company, LLC as attached; seconded by Councilman Schwarz. Roll Call Vote: Schwarz, Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #15-113/ORDINANCE Amending Chapter 78, Article VII, Division 3, Section 78-732, of the Highland Municipal Code (Schedule of FTTP Rates and Charges) to Add Enhanced “Vfax” Service for Commercial Customers Only – Councilman Schwarz made a motion to approve Bill #15-113/Ordinance #2709 amending Chapter 78, Article VII, Division 3, Section 78-732, of the Highland Municipal Code (Schedule of FTTP Rates and Charges) to add enhanced “vfax” service for commercial customers only as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #15-114/ORDINANCE Setting Membership Fees for the City of Highland Korte Recreation Center – Councilwoman Bellm made a motion to approve Bill #15-114/Ordinance #2710 setting membership fees for the City of Highland Korte Recreation Center as attached; seconded by Councilman Schwarz. Roll Call Vote: Schwarz, Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #15-115/ORDINANCE Declaring Four Vehicles Surplus Property and Authorizing Their Sale – Councilman Schwarz made a motion to approve Bill #15-115/Ordinance #2711 declaring four vehicles surplus property and authorizing their sale as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #15-116/ORDINANCE Authorizing the Execution of the Illinois Municipal League Risk Management Association Minimum/Maximum Contribution Agreement – Councilwoman Bellm made a motion to approve Bill #15-116/Ordinance #2712 authorizing the execution of the Illinois Municipal League Risk Management Association Minimum/Maximum Contribution Agreement as attached; seconded by Councilman Schwarz. Roll Call Vote: Schwarz, Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

REPORTS

Approve Warrants #1003 & #1004 – Councilwoman Bellm made a motion to approve Warrant #1003 & #1004 as attached; seconded by Councilman Schwarz. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Councilman Schwarz made a motion to temporarily adjourn this regular session to enter into executive session under the Illinois Open Meetings Act under 2(c)(21) to discuss approval of executive

session minutes and 2(c)(5) to discuss an employee matter; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Frey, Bellm and Nicolaides voted aye, none nay. Motion carried. Meeting adjourned at 7:28pm.

Mayor Michaelis reconvened the Regular Session at 7:28pm. Council members Nicolaides, Bellm, Frey and Schwarz were present. Also present were City Manager Latham, City Attorney Long, Director Schoeck, Deputy City Clerk Hediger and City Clerk Bellm.

Mayor Michaelis stated that nothing discussed in the executive session would be acted upon tonight. He reminded city staff that we need to get rolling with the city manager's annual review.

Councilwoman Bellm made a motion to adjourn; seconded by Councilman Schwarz. All council members voted aye, none nay. Motion carried and meeting adjourned at 8:09pm.

Joseph Michaelis, Mayor

Barbara Bellm, City Clerk