

**MINUTES OF REGULAR SESSION
HIGHLAND CITY COUNCIL
MONDAY, MAY 16, 2016**

Mayor Michaelis called the Regular Session to order at 7:00pm. Council members Frey, Bellm and Nicolaides were present. Councilman Schwarz was absent. Others in attendance were City Manager Mark Latham, City Attorney John Long; Directors Cook, Gillespie, Imming, and Peck; EMS Chief Wilson, Fire Chief Bloemker, Lt. Conrad, Treasurer Foechner, Deputy City Clerk Hediger, City Clerk Bellm; 11 citizens, and one member of the news media.

MINUTES

Councilman Frey made a motion to approve the minutes of the April 29, 2016 Regular Session as attached; seconded by Councilwoman Bellm. City Clerk Bellm stated that the last sentence of the first full paragraph on Page 7 has been change to correctly state, 'Director Korte reported we are at a decent rating, which is very good, for being in Illinois, but that was due to our large reserves.' Roll Call Vote: Frey, Bellm and Nicolaides voted aye, none nay, to approve the minutes with that correction made. Motion carried.

Councilwoman Bellm made a motion to approve the minutes of the May 2, 2016 Regular Session as attached; seconded by Councilman Frey. Roll Call Vote: Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

PUBLIC HEARING

Mayor Michaelis opened the public hearing to receive comments the proposed annexation agreement between the City of Highland and Grandview Farm Limited Partnership. Hearing no comments brought forward, Mayor Michaelis closed the hearing.

PROCLAMATION

Mayor Michaelis read a document proclaiming the month of May as Motorcycle Awareness Month in Highland.

PUBLIC FORUM

Citizens' Requests and Comments:

Lee Iten Post #439 VFW Ladies' Auxiliary Poppy Days Announcement – Linda Iberg, President of Lee Iten Post #439 VFW Ladies' Auxiliary, along with Dorothy Gantner and Poppy Chairperson Sandra Rinderer to announce that they will be selling poppies around the community this next weekend, to help support veteran projects. Mrs. Iberg presented the first poppy to Mayor Michaelis, along with a

proclamation and a thank you for the past support of the community on this project. Mayor Michaelis read the proclamation presented, proclaiming May 28 & 29, 2016 as Poppy Days in Highland and ask that the citizens of Highland wear the poppies and remember the sacrifices of those made.

St. Paul School Student Appreciation Day Road Closure Request – George Marron, Representative for the St. Paul Viking Parents Association, requested permission for the 900 Block of Lemon Street, between 9th Street and Main Street, to be closed off from 9:30am to 1:00pm on Tuesday, May 24, 2016, during activities for Student Appreciation Day. This would be the block between of the gym and the lot that was formerly the site of St. Joseph’s Hospital. This would allow students of St. Paul’s School safe passage to and from the grass lot for different events and activities. School maintenance staff would set up and remove the barricades.

Councilwoman Bellm made a motion to approve the request of the Viking Parents Association for closure of Lemon Street, between 9th Street and Main Street, on May 24, 2016, between 9:30am and 1:00pm as attached; seconded by Councilman Frey. Roll Call Vote: Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

Paint the Town Purple Request – Paula Redman, 1305 Oak Street, Publicity Chair for Highland Relay for Life requested permission to do the annual Paint the Town Purple project, as part of the Relay for Life, which will be held July 10-11. We are requesting to tie purple ribbons around trees on the Square and along Lindenthal, Poplar, Washington, and Walnut and other well-traveled streets to draw awareness to cancer and the Relay for Life event. They are planning to do this the last week of May, so that it is up for the first Peanut Butter & Jam Festival in June, and we will get them down within two weeks after the Relay for Life event. Councilwoman Bellm made a motion to approve the request of Highland Relay for Life to tie purple ribbons on trees around town as requested; seconded by Councilman Frey. Roll Call Vote: Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

City Attorney Long arrived in the Council Chamber at 7:18pm.

Requests of Council:

No comments or requests were presented.

Staff Reports:

City Manager Latham recognized the efforts of city staff during and immediately following the storm, last Saturday. Electric crews worked safely, for twenty-three hours straight to get power restored by Sunday evening, and most of the tree damage was removed by Monday.

NEW BUSINESS

Approve Mayor’s Reappointment to the Liquor Control Commission – Councilman Frey made a motion to approve the mayor’s re-appointment of Anton Hundsdorfer to the Liquor Control Commission for another three-year term, to expire June 2019, as attached; seconded by Councilwoman Bellm. Roll Call Vote: Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

Approve Mayor’s Reappointment to the Police & Fire Commission - Councilwoman Bellm made a motion to approve the mayor’s re-appointment of Fred Donini to the Police & Fire Commission for another three-year term, to expire June of 2019, as attached; seconded by Councilman Nicolaides. Roll Call Vote: Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #16-34/ORDINANCE Amending Section 90-15 “Definitions” of the Zoning Code, Specifically Adding a Definition of “Agricultural—Farming Operations” – Councilman Frey made a motion to approve Bill #16-34/Ordinance #2729 amending Section 90-15 “Definitions” of the Zoning Code, specifically adding a definition of “Agricultural – Farming Operations” as attached; seconded by Councilwoman Bellm. Roll Call Vote: Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #16-35/ORDINANCE Amending the “Principal Non-Residential Uses” Portion of Table 3.1 “Principal and Accessory Uses” in Section 90-201 “Permitted and Accessory Use Table” by Adding Agricultural – Farming Operations as a Use Permitted-By-Right in the “R1A”, “R1B”, “R1C”, and “R1D” Single Family Zoned Residential Districts, “C1” Neighborhood Business District, “C2” Central Business District, “C3” Highway Business District, “C4” Limited Business District, and “I” Industrial Zoned District – Councilwoman Bellm made a motion to approve Bill #16-35/Ordinance #2730 amending the “Principal Non-Residential Uses” portion of Table 3.1 “Principal and Accessory Uses” in Section 90-201 “Permitted and Accessory Use Table” by adding Agricultural – Farming Operations as a use permitted-by-right in the “R1A”, “R1B”, “R1C”, and “R1D” Single Family Zoned Residential Districts, “C1” Neighborhood Business District, “C2” Central Business District, “C3” Highway Business District, “C4” Limited Business District, and “I” Industrial Zoned District as attached; seconded by Councilman Frey. Roll Call Vote: Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #16-36/RESOLUTION Approving Annexation Agreement with Grandview Farms, LP - Councilman Frey made a motion to approve Bill #16-36/Resolution #16-05-2379 approving annexation agreement with Grandview Farms, LP as attached; seconded by Councilwoman Bellm. Roll Call Vote: Frey, Bellm and Nicolaides voted aye, none nay. Mayor Michaelis voted aye. Motion carried.

Bill #16-37/RESOLUTION Approving Final Plat of Whispering Pines Subdivision – Councilwoman Bellm made a motion to approve Bill #16-37/Resolution #16-05-2380 approving Final Plat of Whispering Pines Subdivision as attached; seconded by Councilman Frey. Roll Call Vote: Schwarz, Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #16-38/ORDINANCE Approving Renewal of Lease of Land to Ronald Law and Nina Law for Sammie’s Ice Cream Parking Area Access – Councilman Frey made a motion to approve Bill #16-38/Ordinance #2731 approving renewal of lease of land to Ronald Law and Nina Law for Sammie’s Ice Cream Parking Area Access as attached; seconded by Councilwoman Bellm. Roll Call Vote: Frey, Bellm and Nicolaides voted aye, none nay. Mayor Michaelis voted aye. Motion carried.

Bill #16-39/ORDINANCE Amending Sections 30-26.1, 30-27 Subsections (3), (5), (6), (10), (23), 30-28, 30-31, and 30-35, of Chapter Thirty (30), Health and Sanitation, Article II Nuisances, of the Highland Code of Ordinances – Councilwoman Bellm made a motion to approve Bill #16-39/Ordinance #2732 amending Sections 30-26.1, 30-27 Subsections (3), (5), (6), (10), (23), 30-28, 30-31, and 30-35, of Chapter Thirty (30), Health and Sanitation, Article II Nuisances, of the Highland Code of Ordinances, with Section 30-27 Subsection (10) in the whereas clauses deleted, and ‘Section 5. Section 30-27 (10) of the Code of Ordinances, City of Highland, (10) The burning of leaves or other combustible material.’ also be deleted as attached; seconded by Councilman Frey. Roll Call Vote: Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #16-40/ORDINANCE Vacating Parcel B (Trail Easement Parcel B) and All Trail Easement Interest Therein Granted to the City by the Helvetia Sharpshooters’ Society, an Illinois Corporation, By Means of the Permanent Trail Easement Deed Recorded as Document Number 2012R26205 in the Madison County Recorder’s Office – Councilman Frey made a motion to approve Bill #16-40/Ordinance

#2733 vacating Parcel B (Trail Easement Parcel B) and all trail easement interest therein granted to the City by the Helvetia Sharpshooters' Society, an Illinois Corporation, by means of the Permanent Trail Easement Deed recorded as Document Number 2012R26205 in the Madison County Recorder's Office as attached; seconded by Councilwoman Bellm. Roll Call Vote: Frey, Bellm and Nicolaides voted aye, none nay. Mayor Michaelis voted aye. Motion carried.

Bill #16-41/ORDINANCE Accepting Additional Permanent Trail Easement Deed Over a New Parcel B (Replacing the Initial Parcel B Described in, and shown on the plat attached to, the Permanent Trail Easement Deed Recorded as Document Number 2012R26205 on June 22, 2012) – Councilwoman Bellm made a motion to approve Bill #16-41/Ordinance #2734 accepting Additional Permanent Trail Easement Deed over a New Parcel B (replacing the initial Parcel B described in, and shown on the plat attached to, the Permanent Trail Easement Deed recorded as Document Number 2012R26205 on June 22, 2012) as attached; seconded by Councilman Frey. Roll Call Vote: Frey, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #16-42/RESOLUTION Waiving Normal and Customary Bidding Procedures and Authorizing Purchase of Meter Communication Modules from Tantalus Systems, Inc. – Councilman Frey made a motion to approve Bill #16-42/Resolution #16-05-2381 waiving Normal and Customary Bidding procedures and authorizing purchase of 750 meter communication modules from Tantalus Systems, Inc., for a total amount of \$47,812.50 as attached; seconded by Councilwoman Bellm. Councilman Frey inquired this is the only place we can purchase these from. Director Cook confirmed, reporting that about a year ago the council approved going with this particular equipment, after evaluating different modules based upon performance and compatibility with system. Because of defined territories, Tantalus is the provider. Roll Call Vote: Frey, Bellm and Nicolaides voted aye, none nay. Mayor Michaelis voted aye. Motion carried.

Bill #16-43/RESOLUTION Waiving Normal and Customary Bidding Procedures and Authorizing Purchase of Electric Meters from Anixter, Inc. – Councilwoman Bellm made a motion to approve Bill #16-43/Resolution #16-05-2382 waiving Normal and Customary Bidding procedures and authorizing purchase of 750 electric meters from Anixter, Inc., for a total amount of \$74,625.00 as attached; seconded by Councilman Frey. Councilman Frey asked if this is the same situation as the prior item. Director Cook replied yes. Anixter, Inc. was previously HD Supply, the dedicated vendor for ITRON for our area. Roll Call Vote: Frey, Bellm and Nicolaides voted aye, none nay. Mayor Michaelis voted aye. Motion carried.

Bill #16-44/RESOLUTION Approving Engineering Services Contract with Curry and Associates to Complete Design Work for the Silver Lake Emergency Boat Ramp project – Councilman Frey made a motion to approve Bill #16-44/Resolution #16-05-2383 approving Engineering Services Contract, in the amount of \$37,500, with Curry and Associates, of Nashville, Illinois, to complete design work for the Silver Lake Emergency Boat Ramp project as attached; seconded by Councilwoman Bellm. Councilwoman Bellm confirmed with City Manager Latham that we are getting money for this. City Manager Latham reported we waited until we received the funds from Plains All American Pipeline. Mayor Michaelis asked if we have check the lake from one side to the other, because as you go on the north side of the interstate, the channel was very shallow the last time I was up there. Director Gillespie reported the lake is 1,300 feet from one side of the lake to the other in this area. Mayor Michaelis expressed concern about the shallowness of the channel in that area. Director Gillespie reported, last July, when the spill occurred, Plains All American Pipeline launched all of their boats from this site. They had a half dozen 15-16ft. boats that were launched from there and in the lake at times. Roll Call Vote: Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

REPORTS

Approve Warrant #1022 – Councilman Frey made a motion to approve Warrant #1022 as attached; seconded by Councilman Nicolaides. Roll Call Vote: Frey and Nicolaides voted aye, none nay. Councilwoman Bellm abstained. Mayor Michaelis voted aye. Motion carried.

Councilwoman Bellm made a motion to temporarily adjourn this regular session to enter into executive session under the Illinois Open Meetings Act under Section 2(c)(21) to approve executive session minutes; seconded by Councilman Frey. Roll Call Vote: Frey, Bellm and Nicolaides voted aye, none nay. Motion carried. Meeting adjourned at 7:35pm.

Mayor Michaelis reconvened the Regular Session at 7:42pm. Council members Frey, Bellm and Nicolaides were present. Councilman Schwarz was absent. Also present were City Manager Latham, City Attorney Long, Deputy City Clerk Hediger and City Clerk Bellm.

Mayor Michaelis stated nothing discussed in Executive Session this evening will be acted upon in this session.

Councilwoman Bellm made a motion to adjourn; seconded by Councilman Frey. All council members voted aye, none nay. Motion carried and meeting adjourned at 7:43pm.

Joseph Michaelis, Mayor

Barbara Bellm, City Clerk