

The City Council of the City of Aledo met in Regular Session in the Council Chambers of the City Hall building on January 19, 2010. ACTING MAYOR HUNTER called the meeting to order at 6:48 P.M. The roll was called, whereupon the following answered present:

Aldermen TAB BALMER, JR., MICHAEL BAUGHER, TERRY BEWLEY, BARRY COOPER, RICHARD HUNTER, RANDY MATTSON, RICHARD MAYNARD and ROBERT RILLIE.

Also present were J. MICHAEL SPONSLER, Chief of Police, STEPHEN MOLLER, Director of Public Works & Utilities, MARK WALTON, City Attorney, and JAROD DALE, City Clerk.

An attendance sheet has been marked Exhibit "A", attached hereto and made a part of these minutes. The media was represented by Cathy Decker of the Times Record.

COMMITTEE OF THE WHOLE

The meeting was opened in prayer by Pastor Harry Losey, Hamlet/Perryton Presbyterian Church.

Appearances: Glenn Bennett appeared before the Council to discuss his volunteerism in handling the trash barrels' that are placed for events in Central Park. Mr. Bennett was thanked by the Council for his service.

Jenny Garner was not in attendance to appear and speak before the Committee of the Whole.

Mike McCaw of Missman Stanley & Associates appeared to report on the Northwest Sanitary Sewer Evaluation. The proposed scope of services summary is divided into 3 parts and intended to measure the sewer system and if current standards are being met. The parts are as follows:

- Part 1: Complete a topographic survey of the existing sanitary sewer line.
- Part 2: Smoke testing the existing sanitary sewers including NW 8th Ave. from NW 2nd St. to NW 6th St., NW 6th St. from NW 9th Ave. to NW 4th Ave., NW 4th Ave. from NW 6th St. to NW 7th St., NW 7th St. from NW 4th Ave. to NW 3rd Ave., NW 3rd Ave. from NW 7th St. to NW 8th St., NW 8th St. from NW 3rd Ave. to College Lane and College Lane from NW 8th St. to the sanitary sewers intersection with the 15-inch trunk sanitary sewer.
- Part 3: (If findings inconclusive, Missman may recommend Part 3), Missman may contract with Gasvoda & Associates to install 3 flow meters to record the sanitary sewer flows, monitor rainfall,

and provide Missman with a report of the results.

Consensus by the Council is to have on the agenda at the 02/01/10 regular council meeting.

Communication and Correspondence: Acting MAYOR HUNTER noted the only correspondence he has received is in regards to former City Administrator Patrick Burelle being “in-between jobs”.

Requests & Petitions:

Administrative Report: ADMINISTRATOR Green submitted her report to the Council and was unable to attend the meeting.

CHIEF Sponsler submitted the Aledo Police Department Activity Report and reported that the Acting MAYOR had directed CHIEF Sponsler to contact the School Board President on the request for special detail at the high school. A meeting was held between the School Board President, Sherriff Thompson and Chief Sponsler on 01/11/10 to discuss two officers being designated as the detail. 1 Aledo Police Officer and 1 County Sherriff’s Deputy is on duty for a two week period and a evaluation will be done after the period is complete and could possibly last up to 30 days. It was noted by CHIEF Sponsler that the School Board will be paying for the detail which will be an off-duty detail by Officer and Deputies working.

DPW Moller reported:

- A meeting with Ameren-IP was held over the concerns of wavering power loss at well site no. 4. It was noted that the well is still functioning and the costs of repair for the site are still being pursued.
- Well site no. 5 is having problems similar to well site no. 4. DPW will have a report at next council meeting.

Ald. Maynard inquired if the City had boiler coverage. DPW Moller will have a report at the next council meeting as well.

DPW requested direction from the Council on the Henderson Property that was completed in December, 2009. Some basic cleanup issues would be to review and update the presented phase II environmental assessment and the asbestos survey for the pending demolition of the building.

Treasurer’s Report: has been marked Exhibit “B”, attached hereto and made a part of these minutes.

Committee Report:

ALD. Cooper noted the next Tax Increment Financing (TIF) Committee Meeting will be held on Thursday, January 21st, 2010 at 6:00 o'clock p.m.

REGULAR COUNCIL SESSION

Following the Pledge of Allegiance to the Flag,

ACTION ITEMS

APPROVAL OF MINUTES:

Motion was made by ALDERMAN RILLIE and seconded by ALDERMAN BALMER to approve the meeting minutes of January 4, 2010 as read. Roll call vote was recorded as follows:

YES: Balmer, Baugher, Bewley, Cooper, Hunter, Mattson, Maynard and Rillie. NO: None. Motion carried. 8 yeas, 0 nays.

FINANCE: INVOICE LIST:

Motion was made by ALDERMAN RILLIE and seconded by ALDERMAN BAUGHER that the Invoice Listing "End of Year", which has been marked Exhibit "C", attached hereto and made a part of these minutes, be approved and checks issued. Roll call vote was recorded as follows:

YES: Baugher, Bewley, Cooper, Hunter, Mattson, Maynard, Rillie, and Balmer. NO: None. Motion carried 8 yeas, 0 nays.

ORDINANCE NO. 1, SERIES OF 2010:

CITY ATTORNEY Walton reported that on 01/04/10 council meeting it was requested to include in the ordinance the verification of who owns the hardware and to be read that the City owns the hardware that is installed.

The following addition was made as follows:

- On Page 1, Section 1, the last sentence added shall read; All hardware furnished and installed by the City, including without limitation the valve, service tee, service pipe, connection fittings, regulator, meter and necessary stopcocks, shall remain the property of the City.

ALD. Maynard inquired on the filing of liens against property for delinquent utility bills. Possibly relax the filing of liens at a cost of \$45.00 to file and \$45.00 to release judgment at the Mercer County Recorder's Office.

CITY ATTORNEY Walton noted that an enforceable lien against property must be recorded at the Court House and recommends setting a dollar limit.

ALD. Baugher inquired whether a limit would be considered for business and residential and noted that a particular dollar limit could not be for considered for both.

ALD. Maynard suggested the possibility of a ¼ of the consumption average as a possible limit before filing and the possibility of a 3 month average was suggested as well.

A consensus from the Council to direct CITY ATTORNEY Walton draw-up an amendment for the filing of liens against property for delinquent utility bills and to establish a particular dollar limit before filing. CITY ATTORNEY Walton will have the amendment ready at a later regular council meeting.

Motion was made by ALDERMAN BALMER and seconded by ALDERMAN RILLIE to adopt Ordinance No. 1; Series of 2010 an ordinance increasing the customer gas connection fee. Roll call vote was recorded as follows:

YES: Bewley, Cooper, Hunter, Mattson, Maynard, Rillie, Balmer, and Baugher. NO: None. Motion carried. 8 yeas, 0 nays.

RESOLUTION NO. 1R, SERIES OF 2010:

CITY ATTORNEY Walton reported that a resolution must be done every year based upon the bond ordinance that was adopted in January of 2008. The bond ordinance provided the financing of the new water tower and improvements to the water system.

The ordinance, like all bond ordinances, provided for a specific tax levy sufficient to cover the debt service on the bonds. Provisions in the ordinance require the City determine there are sufficient revenues in the water fund to satisfy the debt service. Once a determination has been made of sufficient revenues, the City is able to abate the additional property tax levy that would automatically take effect under the 2 year old bond ordinance.

Motion was made by ALDERMAN MAYNARD and seconded by ALDERMAN BAUGHER to approve Resolution No. 1R, Series of 2010 Abating the 2009 Levy pertaining to the General Obligation Bonds (Water Revenue Alternate Source), Series of 2007. Roll call vote was recorded as follows:

YES: Cooper, Hunter, Mattson, Maynard, Rillie, Balmer, Baugher, and Bewley. NO: None. Motion carried 8 yeas, 0 nays.

APPOINTMENT OF F.O.I.A. OFFICER(S):

CITY ATTORNEY Walton reported the amendment to the Freedom of Information Act Statute that took effect on January of 2010 requires municipalities to appoint a F.O.I.A. Officer to comply with State Statute.

Motion was made by ALDERMAN BALMER and seconded by ALDERMAN BAUGHER to appoint City Clerk Jarod Dale and Sheila Sedam as the Freedom of Information Act Officers for the City of Aledo. Unanimous voice vote followed in agreement.

Motion was made by ALDERMAN RILLIE and seconded by ALDERMAN BAUGHER to adjourn to closed session to discuss:

A. Personnel (Section 2(c)(1) Open Meetings Act

Roll call vote was as follows:

YES: Hunter, Mattson, Maynard, Rillie, Balmer, Baugher Bewley, and Cooper. NO: None. Motion carried. 8 yeas, 0 nays. The meeting was recessed to closed session at 7:22 P.M.

Council reconvened in open session at 8:23 P.M. Roll call was taken with the following answering present: ALDERMEN BALMER, BAUGHER, BEWLEY, COOPER, HUNTER, MATTSON, MAYNARD, and RILLIE, as well as, CITY ATTORNEY WALTON, and CLERK DALE.

ADJOURNMENT: There being no further business, motion was made by ALDERMAN BAUGHER and seconded by ALDERMAN MATTSON that the meeting be adjourned. Unanimous voice vote followed in agreement. Meeting was adjourned at 8:24 P.M.

Jarod Dale, City Clerk

Minutes approved by Council action January 19, 2010.

Jarod Dale, City Clerk