

CITY OF TROY
Regular City Council Meeting
Tuesday, January 19, 2010

The meeting was held in the Council Chambers at 116 E. Market Street, Troy, Illinois. Mayor Tom Caraker, Sr. called the meeting to order at 7:30 p.m. immediately following the Pledge of Allegiance. Mayor Caraker commented if anyone can help Haiti please do so because they could sure use some of our help.

ROLL CALL: *Present*; Mayor Tom Caraker, Sr.; Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Lanahan; Clerk Mitchell; Treasurer Roady; ***Absent***: Aldermen Italiano, Metcalf

OTHER OFFICIALS *Present*: Administrator Soland, Attorney Wigginton, Chief Rizzi, Director of Public Works Secrest, Code Administrator Frey.

READING AND APPROVAL OF MINUTES: Minutes from January 4, 2010 regular City Council meeting: Alderman Adomite moved, seconded by Alderman Lanahan to approve the regular City Council Meeting Minutes as presented and written. Roll call vote was taken: Aldermen Adomite yea, Brannon yea, Davis yea, Evans abstain, Hendrickson yea, Lanahan yea, 5 yeas, 0 nays, 1 abstention, motion carries.

Mayor Caraker asked Clerk Mitchell about her certificate from the Attorney Generals office. Clerk Mitchell responded that is the training and testing that she needed to do in order to become the F.O.I.A. (Freedom of Information Act) Officer. The laws have changed as of January 1, 2010. Mayor Caraker commented the FOIA has changed drastically and he is proud of Clerk Mitchell for having jumping in and taking a start on that.

COMMUNICATIONS: Clerk Mitchell has nothing at this time.

MAYOR'S/ADMINISTRATOR'S COMMENTS/CITY ATTORNEY'S COMMENTS:

Status of Star Bond issue: Mayor Caraker commented he would like to give the Council an update on where the Star Bond issue is now. Mayor Caraker stated with some things being confidential of what is going on, he cannot openly discuss all details tonight, but he wanted to make the council aware of what is going on with the Star Bond Issue. He would like to make a brief statement that he and 14 other mayor's are opposed to this Star Bond because it is certainly not on a level playing field. Mayor Caraker commented this is unprecedented beyond any reasonable doubt; this is the highest and largest tax rebate that has even being thought of, in the State of Illinois. Some of these funds could add up to be 50 million dollars. There are many things terribly wrong with this legislation however, this is going to take a lot of work to stand up, and be heard by the proper authorities. Mayor Caraker commented met with about 14 other mayors and others last night and also this morning in discussing the position to this proposed Senate Bill. We have another meeting coming up and we will be finalizing our strategy.

To give an update the amendment to this bond is Senate Bill 2093 was tagged on to the bond as piggy backed on Mental Health and Development Disabilities Act. Now, why would they do that, because it is simply an amendment and can simply be voted on. Now you don't just vote on one item you vote on the amendments that were added, (Mental Health & Development Disabilities Act) and that is all they are going to see. Mayor Caraker commented his group is putting together a press package and he is asking the council for some money.

Mayor Caraker commented over a 23 year period they will have over one billion dollars in subsidy and this will only benefit Holland Construction. It started at 15 million and they are asking for free roads and things and we will pay for that. There gain is our loss and all the surrounding communities. We are asking for a singular bill and not have it piggy backing other bills. We need to run an independent study of our own hopefully through (John Brancaglione), all of the communities that were at this meeting would like to have this study done, and we will all share in the cost.

Mayor Caraker is asking for no greater than \$3,000 to come from the T.I.F. Fund. Mayor Caraker commented our T.I.F. area is doing nothing until the owners of the property realize their land is not worth 180 thousand and acre. Mayor Caraker asked if anyone was opposed to this. No one is opposed. *Alderman Evans moved, seconded by Alderman Davis to authorize the expenditure of up to \$3,000 from the T.I.F. Fund for the City of Troy cost for an Economic Impact Study in response to the Star Bond Issue. Roll call vote was taken: Aldermen Adomite yea, Brannon yea, Davis yeas, Evans yea, Hendrickson yea, Lanahan yea, 6 yeas, 0 nays, motion carries.*

Administrator Soland commented he and the Director of Public Works Secrest put together an estimate cost of what an average snow fall cost the city. It took 112 hours regular time, 41 hours over time, 5 snow plow and spreader trucks, 2 backhoes, 1 pickup with calcium chloride sprayer, 200 tons of salt and 500 gallons of calcium chloride. This snow fall cost the City about \$25,000. Mayor Caraker commented you did a real good job on the snow and the only complaint he received was State Route 162 which, is a state highway.

PEOPLE REQUESTING TO BE ON THE AGENDA: No one requested to be on the Agenda tonight.

ADMINISTRATIVE SERVICES: *Alderman Adomite* commented what he often sees in Springfield unfair rules and they should set the rules for everyone.

BUILDING AND ZONING COMMITTEE: *Alderman Davis*

Building Inspector's Report for December 2009: Alderman Davis presented the Building Inspector's Report for December 2009; The Estimated value was \$375,431.18, Fees Collected is \$1,839.44, and The Building Permits Retired were \$559,199.55, and there were 26 Rental Inspections for December. Alderman Davis moved, seconded by Alderman Adomite to accept the Building Inspectors Report for December 2009 as presented. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Lanahan yeas, 6 yeas, 0 nays, motion carries.

ECONOMIC DEVELOPMENT COMMITTEE: *Alderman Brannon*

Business Registrations for December 2009: Alderman Brannon commented there were no Home occupations two Regular Businesses; Omega Home Healthcare at 503 O'Hara, Ste. 3-The legends Sports Grill at 914 Edwardsville Road a Restaurant, and there were two Code Inspections. Alderman Brannon moved, seconded by Alderman Evans to accept the Business Registration for December 2009 as presented. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Lanahan yeas, 6 yeas, 0 nays, motion carries.

Alderman Brannon commented we are working on the Tourism Funds and letters will go out this week. Alderman Brannon commented we are having an Economic & Development Committee Meeting to discuss the Tourism Fund on February 3, 2010.

FINANCE COMMITTEE: *Alderman Lanahan*

Treasurer's Report for December 2009: Alderman Lanahan moved, seconded by Alderman Davis to approve the Treasurer's Report for December 2009 as presented. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Lanahan yeas, 6 yeas, 0 nays, motion carries.

Sales Tax Report from Illinois Department of Revenue for October 2009/January 2010: Alderman Lanahan commented the Sales Tax from the Illinois Department of Revenue was \$78,019.85.

Bills to be approved and paid for the month of December 2009/January 2010: Alderman Lanahan presented the Aged Obligation Report Summary; Total Computer Checks for the Month of December 2009 was \$161,054.20, Total Manual Checks \$23,127.84 and the Grand Total is \$184,182.04.

Alderman Lanahan moved, seconded by Alderman Adomite to accept the Aged Obligation Report Summary and Pay the Bills. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Lanahan yeas, 6 yeas, 0 nays, motion carries. Alderman Lanahan had a question about the protesters if we can charge them for protesting in our town. Attorney Wigginton commented no, we cannot, that is their right and freedom of speech.

Finance Committee Meeting Monday January 25, at 9:00 a.m.: Mayor Caraker commented he is calling a Finance Committee Meeting on January 25 at 9:00 A.M. for the purpose of discussing subsidy for Steve Schmitt to re-open his used car lot.

LAND USE COMMITTEE: *Alderman Evans*

Report on Planning Commission Meeting: Alderman Evans commented the Planning Commission will have a regular meeting on February 11 at 7:30 P.M.

Alderman Evans commented we have a notice of an Annexation for the property at 216 Hazel Street tonight the Council will annex the property and the Planning Commission will have a Public Hearing on February 11 at 7:00 P.M. for the rezoning of this property.

LAW ENFORCEMENT & EMERGENCY SERVICES: *Alderman Hendrickson*

Police Report for December 2009: Alderman Hendrickson moved, seconded by Alderman Evans to accept the Troy Police Monthly Activity Report for December 2009 as presented by Chief Rizzi. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Lanahan yeas, 6 yeas, 0 nays, motion carries.

Chief Rizzi commented at the get together the other night he thanked the Police Department for their great job in helping with Airman Smith. Just to let everyone know that the VFW is having a Fund Raiser for Airman Smith daughter. Half of the fish sales will go to her school fund and they are collecting any donations.

Alderwoman Hendrickson commented things are moving along with the Emergency Management Programs. Starting in February we are going to have an emergency management program at the schools and they would like the mayor and council to be there. This will be on April 23, 2010. Alderman Adomite asked about the Troy Police Pension Board member resigning (Brad Wellen). Mayor Caraker commented he will be appointing Mr. Roady to the Troy Police Pension Board soon. Mr. Roady commented that there is 16 to 32 hours of training he needs to get done in for this board, so he would like to wait on being sworn in April 1, 2010.

PUBLIC WORKS COMMITTEE: *Alderman Italiano*

Water & Sewer Report for December 2009: Alderman Evans moved, seconded by Alderwoman Hendrickson to accept the Water & Waste Water Report as presented. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Lanahan yeas, 6 yeas, 0 nays, motion carries.

Time for Director of Public Works: DPW Secrest stated the Water Crew went to a storm water meeting at the County, put in services on Tramore and Maplebrooke, checked for frozen meters, thawed and repaired meters, repaired a meter at RP Lumber, read large usage meters, helped pre-treat roads and salted, lowered flags for SrA Bradley Smith, plowed snow. For snow removal it took 112 regular hours, 41 overtime hours, 5 snow plows and spreader trucks, 2 backhoes, 1 pickup truck, 200 tons salt and 500 gallons of calcium chloride.

LEGISLATIVE COMMITTEE: *Alderman Metcalf*

Ordinance Establishing Designated Snow Routes & Parking Restrictions: Alderman Adomite moved, seconded by Alderman Brannon to pass Ordinance 2010-02, and Ordinance amending Chapter 14, Article III, Section 14-72, of the Code of Ordinances to establish designated Snow Routes and Parking Restrictions. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Lanahan yeas, 6 yeas, 0 nays, motion carries.

Ordinance Annexing & Zoning 216 Hazel Street Property in the City of Troy: Alderman Adomite moved, seconded by Alderman Davis to pass Ordinance 2010-03 an Ordinance Annexing and Zoning certain territory to and in the City of Troy namely, 216 Hazel Street owned by Norris R. Brase. Alderman Evans commented that Dorothy Drive is not highlighted on this map. DPW Secrest commented this street should be highlighted. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Lanahan yeas, 6 yeas, 0 nays, motion carries.

Ordinance Regulating Residences of Registered Sex Offenders: Alderman Adomite moved, seconded by Alderman Davis to pass Ordinance 2010-04, an Ordinance regulating residences of Registered Sex Offenders. Attorney Wigginton stated for a point of clarification we are expanding this from the State Statute from 500 ft. to 1500 ft. distance from any child facility. The person moving in should be notified of this before moving into Troy. The Land Lords have a duty to check on this. This does not apply to someone already living there; this is for the ones moving into Troy. The ones already living in Troy are grandfathered in, we will not make them break a lease or sell their house.

Code Official Frey commented when they come in to sign there occupancy permit we can forward that on to the Police Station. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Lanahan yeas, 6 yeas, 0 nays, motion carries.

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Alderman Adomite moved, seconded by Alderman Evans to go into Executive Session for the purpose of—(*Executive Session: 8:35 p.m. to 9:25 p.m.*).

5ILCS 120/2 (c) (1)-Employment, Compensation, Discipline, Performance of Employees

5ILCS 120/2 (c) (2)-Collective Negotiating Matters

5ILCS 120/2 (c) (11)-Pending Litigation

Roll vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Lanahan yeas, 6 yeas, 0 nays, motion carries, went into Executive Session at 8:35 p.m.

The Council reconvened at 9:25 p.m. Alderman Adomite moved, seconded by Alderman Evans to adjourn, roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Lanahan yeas, 6 yeas, 0 nays, motion carries, meeting adjourned at 9:25 p.m.

Tammy J Mitchell, RMC, CMC
City Clerk