

**CITY OF TROY**  
**Regular City Council Meeting**  
**June 16, 2008**

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.

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

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

**READING AND APPROVAL OF MINUTES:** Minutes from the June 2, 2008 regular City Council meeting: Alderman Lanahan had a correction on the first page, beginning time and ending time is the same. Alderman Adomite moved, seconded by Alderman Davis to accept the regular City Council meeting Minutes for June 2, 2008, and Clerk Mitchell will research and see if the correction is warranted. Roll call vote was taken: Aldermen Adomite yea, Brannon yea, Davis yea, Evans abstention, Lanahan yea, McTaggart yea, Metcalf yea, 6 yeas, 1 abstention, 0 nays, motion carries. Minutes from the June 2, 2008 Appropriations Public Hearing: Alderman Brannon moved, seconded by Alderwomen McTaggart to approve the Minutes from the Appropriations Public Hearing. Roll call vote was taken: Aldermen Adomite yea, Brannon yea, Davis yea, Evans abstained, Lanahan yea, McTaggart yea, Metcalf yea, 6 yeas, 1 abstention, 0 nays, motion carries.

**COMMUNICATIONS:** Clerk Mitchell has nothing at this time.

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

Mayor Caraker commented that they need to amend the Agenda under Legislative number 5 to have west Dorothy Drive instead of south. Alderman Evans moved, seconded by Alderman Adomite to amend the Agenda. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Lanahan, McTaggart, Metcalf yeas, 7 yeas, 0 nays, motion carries.

Administrator Soland commented that the closed session set for tonight has been cancelled.

Attorney Wigginton commented that the Arbitration over Jennifer Court with CDC and Hayes' has found that Hayes Excavating had not breached its contract with CDC Development, and that CDC owed Hayes in excess of \$100,000. The Arbitrator also found that Hayes owed CDC a sum of \$8,100 for the repair work and the removal of silt from Trout Lake. Since the decision may be appealed, we are still waiting for a final resolution to this dispute. Attorney Wigginton commented that is where we are at now. He has provided copies of the decision to Administrator and will get one to Mr. DeCarli head of Trout Lake Association. Alderman Adomite commented that he has met with the Lake owners Association and they want to see what the intentions are from CDC, and the second thing he would like to mention is that there was a real-estate sign up out there for "lots for sale." Attorney Wigginton commented that Administrator Soland brought to his attention first thing this morning, that there was a for sale sign in front of Jennifer Ct. We have not received the final plat nor can there be lots for sale out there. Administrator Soland commented we will watch and see if they take that sign down. Alderman Adomite commented he would for the city attorney to get with him on this situation.

Attorney Wigginton commented he has been in contact with Jim DeCarli and keeping in touch with him is the best way to do this. Alderman Metcalf asked since they have made a decision should we sit down and reevaluate this situation. Mayor Caraker commented we need to wait and see if they appeal. Attorney Wigginton commented right now the arbitrator has made the decision and we need to wait because someone may appeal this decision.

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

**ADMINISTRATIVE SERVICES:** *Alderman Evans*

Alderman Evans commented they had an Administrative Services Committee meeting on June 10 to discuss the bidding procedures for the City. There were some recommendations we are proposing for updating our Ordinances. Alderman Evans commented we also started negotiations for department heads and hopefully we will have something at the next meeting.

**BUILDING AND ZONING COMMITTEE:** *Alderman Adomite*

Building Inspector's Report from May 2008: Alderman Adomite presented the Building Department Recap for May 2008; the Estimated Value was \$304,329.48, Fees collected were \$1,819.48, and Building Permits Retired are \$688,523.94. Alderman Adomite moved seconded by Alderman Lanahan to approve the Building Inspector's report as presented. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Lanahan, McTaggart, Metcalf yeas, 7 yeas, 0 nays, motion carries.

**ECONOMIC DEVELOPMENT COMMITTEE:** *Alderman Brannon*

Business Registrations from May 2008: Alderman Brannon commented there are two Home Occupation's for the month; EK Designs/Emily Ann Kirkpatrick at 535 Buckeye Drive a Graphic design office and Rotten Tree Service & Stump Removal/Curtis & Cheryl Engelmann at 426 A Eagles Way, a Tree and stump service office. There was on Regular Commercial Enterprise; Cox Electric at 503 O'Hara, Suite 3A, a Contractor's office.

Alderman Brannon commented there were about 124 yard sales over the weekend so it was very successful.

**FINANCE COMMITTEE:** *Alderman Lanahan*

Treasurer's Report for May 2008: Alderman Lanahan moved, seconded by Alderman Adomite to approve the Treasurer's report for May 2008 as presented. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Lanahan, McTaggart, Metcalf yeas, 7 yeas, 0 nays, motion carries.

Sales Tax Report from Illinois Department of Revenue for March/June: Alderman Lanahan commented the Sales Tax report for March/June was \$78,471.86.

Bills to be Approved and Paid for the Month of May/June 2008: Alderman Lanahan presented the Aged Obligation report Summary report for May/June 2008; Total Computer Checks for Month of June 2008: \$963,003.07, Total Manual Checks; \$93,426.91, Grand Total for the month of May 2008 was: \$1,056,429.98. Alderman Lanahan moved, seconded by Alderman Davis to approve the Aged Obligation Report Summary report and Pay the Bills as presented. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Lanahan, McTaggart, Metcalf yeas, 7 yeas, 0 nays, motion carries.

Treasurer Roady commented in the Treasurer's report there are four columns, the first is the Actual this Month, for what is actually happening, the second one is Fiscal Y-T-D (8.333% of year), the third one is Budgeted Fiscal (Y-T-D 8.333 of year) because we are another month into the fiscal year, more fuel taxes and we will have taxes start coming in. the fourth one is what is actually budgeted for the entire year. If anyone has any questions please ask Treasurer Roady.

Alderman Lanahan asked if they shipped the Christmas light. Administrator Soland commented yes they did.

**LAND USE COMMITTEE:** *Alderman Metcalf*

Report on Planning Commission Meeting: Alderman Metcalf commented that the Planning Commission met on Thursday and they gave a brief update on the Economic Development Resources and the next meeting for that is the 30<sup>th</sup> of June. They also discussed the Subdivision Ordinance which, they will continue to work on.

Alderman Metcalf commented that the first Public Hearing was unanimous decision to approve the rezoning from AG to C-1 on Dorothy Drive. This is for office plaza with Mr. Ottwein and the Ordinance will come under Legislative.

The second Public Hearing was for First National Bank to have a temporary trailer while they demolish the old building and construct their new building, they also approved that.

Mayor Caraker commented that we have a whole list of what has been discussed at the Economic Development Resources meetings and you are all encouraged to attend this program. This is a massive 14 month program and to stay up to date with it we can give you copies of it.

**LAW ENFORCEMENT & EMERGENCY SERVICES:** *Alderman McTaggart*

Police Report for May 2008: Alderwomen McTaggart moved, seconded by Alderman Brannon to approve the Police Report for May 2008 as presented. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Lanahan, McTaggart, Metcalf yeas, 7 yeas, 0 nays, motion carries.

Chief Rizzi, Jr. commented that Jim Laughlin is home from the hospital and recovering and is asking for no visitor's at this time.

Chief Rizzi, Jr. commented that they have returned the speed trailer to Collinsville Police Dept. and they have received a lot of good comments on it, and they received a lot of good comments on the new Police cars. Also, our newest officer has graduated and will be in uniform this week for in house training and hopefully he will be on his own in about two months.

Chief Rizzi, Jr. commented the two old police cars that were replaced are going to be surplus donation to the Troy Fire Department for training. There is an Ordinance under Legislative.

**PUBLIC WORKS COMMITTEE:** *Alderman Italiano*

Water & Sewer Report for May 2008: Alderman Brannon moved, seconded by Alderman Evans to approve the Water & Sewer report for May 2008 as presented. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Lanahan, McTaggart, Metcalf yeas, 7 yeas, 0 nays, motion carries. Director of Public Works Secrest commented the Street Dept. have been putting rock down on the road that had oil bleeding through. They have patched some pot holes, fixing streets that are breaking up on Westbrook and Sundance. The Water Dept. has been working on the sanitary lines, installed five new services, and moving services on Staunton Road.

Mayor Caraker commented they met with IDOT and made a complaint relative to the shoulders on these roads and told them it would be done by Wednesday and it was not done by then we would be back there on Thursday and if it is not done by Friday we will be in Springfield.

**LEGISLATIVE COMMITTEE:** *Alderman Davis*

Resolution to accept/reject PC Recommendation to Rezone AG to C-1 west side of Dorothy Drive:

Alderman Davis moved, seconded by Alderman Lanahan to Adopt *Resolution 2008-09* for the acceptance of the Planning Commission Recommendation to Rezone from AG to C-1 on the West side of Dorothy Drive. Roll call vote was taken: Aldermen Adomite, Brannon Davis, Evans, Lanahan, McTaggart, Metcalf yeas, 7 yeas, 0 nays, motion carries.

Resolution to accept/reject PC Recommendation for Special Use Permit: Alderman Davis moved seconded by Alderman Metcalf to Adopt *Resolution 2008-10* for the acceptance of the Planning Commission Recommendation to have a Special use Permit for FNB to have a temporary trailer on the property while they demolish and rebuild the bank. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Lanahan, McTaggart, Metcalf yeas, 7 yeas, 0 nays, motion carries.

Ordinance for Donation Surplus Police Vehicles: Alderman Davis moved, seconded by Alderman Lanahan to Pass *Ordinance 2008-11* authorizing the Donation Surplus of two Police Vehicles to the Troy Fire Department for practice. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Lanahan, McTaggart, Metcalf yeas, 7 yeas, 0 nays, motion carries.

Ordinance for Special Use Permit FNB Temporary Bank Building: Alderman Davis moved, seconded by Alderman Lanahan to Pass *Ordinance 2008-12* for a Special Use Permit to have a Temporary Bank for the First National Bank of Staunton. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Lanahan, McTaggart, Metcalf yeas, 7 yeas, 0 nays, motion carries.

Ordinance to Rezone West Dorothy Drive from AG to C-1: Alderman Davis moved, seconded by Alderman Lanahan to Pass *Ordinance 2008-13* to rezone the west side of Dorothy Drive from AG-Agricultural Reserve to C-1 Commercial. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Lanahan, McTaggart, Metcalf yeas, 7 yeas, 0 nays, motion carries.

Alderman Brannon moved, seconded by Alderman McTaggart to adjourn, all Aldermen present yeas, 7 yeas, 0 nays, motion carries, meeting adjourned at 8:17 p.m.

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Tammy J Mitchell, RMC, CMC  
City Clerk