

CITY OF TROY
Regular City Council Meeting
October 20, 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 Brannon, Davis, Evans, Hendrickson, Italiano, Lanahan, Metcalf; Clerk Mitchell; Treasurer Roady; Absent: Alderman Adomite

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

READING AND APPROVAL OF MINUTES: Minutes from the October 6, 2008 regular City Council meeting: Alderman Italiano moved, seconded by Alderwomen Hendrickson to approve the regular City Council meeting Minutes as written. Roll call vote was taken: Aldermen Brannon yea, Davis yea, Evans abstained, Hendrickson yea, Italiano yea, Lanahan yea, Metcalf abstained, 5 yeas, 2 abstentions, 0 nays, motion carries.

COMMUNICATIONS: Clerk Mitchell has nothing at this time.

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

Oil and Chip of Collinsville Road: Mayor Caraker commented that the oil and chip of Collinsville Road was an IDOT project and not the City of Troy.

Status of Water & Sewer Main Troy/O'Fallon: Administrator Soland commented that we have the bids in for the Sewer and Water Main and that will be under Legislative. Also we need to call a Public Works Committee meeting. The Public Works Committee decided to have the meeting on Monday October 27, 2008 at 7:00 a.m. Administrator Soland asked Clerk Mitchell to post that meeting.

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

ADMINISTRATIVE SERVICES: *Alderman Evans has nothing at this time*

BUILDING AND ZONING COMMITTEE: *Alderman Adomite*

Building Inspector's report for September 2008: Mayor Caraker presented the Building Department report of September 2008; Estimated Value is \$545,922.16, Fees Collected was \$2,690.89, and Permits Retired are \$814,432.64. Alderman Evans moved, seconded by Alderman Brannon to accept the Building Inspector's Report for September 2008 as presented. Roll call vote was taken: Aldermen Brannon, Davis, Evans, Hendrickson, Italiano, Lanahan, Metcalf yeas, 7 yeas, 0 nays, motion carries.

Mayor Caraker commented that Alderman Adomite is not here tonight, he is on business in Chicago. The report for Madison County Property Tax Reform Committee Findings will wait for Alderman Adomite to comment on.

Results of (2) ZBOA Hearings: Mayor Caraker presented the Zoning Board of Appeal Results for the October 9, 2008 Hearing. Mayor Caraker commented that there will be no action on this because it was the final decision of the Zoning Board of Appeals.

Mayor Caraker commented that Mr. Harrison wanted to permit the Construction of a two-unit villa on a lot with 10,070 square feet as opposed to the 11,500 square feet as required, which was denied. Mayor Caraker

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commented that Mr. Harrison has enough property that he can change some of that and get to the 11,500 square feet.

Mayor Caraker explained that Mr. Harrison wanted "pending" on rezoning from C-2 to R-2 to permit the construction of a two-unit villa on a lot with 97 feet at the building line as opposed to the 110 feet as required in Schedule 13 area and Bulk Regulations of the City of Troy Zoning Ordinance. This was approved by the ZBOA.

ECONOMIC DEVELOPMENT COMMITTEE: *Alderman Brannon*

Business Registrations for September 2008: Alderman Brannon presented the new Business Registrations for September; first was Smoke Pit BBQ/Davis & Flora Warstler at 310 Edwardsville Rd. a BBQ Take Out, My Mobile Inc. /Ahmad Jabareem at 103 E. market St., a Cellular Wireless service and accessories; Troy Physical Therapy & Wellness/Erin Logan at 300 Edwardsville Rd., Ste. 1 Physical therapy clinic; Tony's Restaurant Bar & Grill/Antonios Farmakoulas at 914 Edwardsville Rd. a Restaurant. Alderman Brannon commented there were also three Code Inspections.

FINANCE COMMITTEE: *Alderman Lanahan*

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

Sales Tax Report from Illinois Department of Revenue for July/October 2008: Alderman Lanahan commented the Sales Tax Report from the Department of Revenue for July/October 2008 was \$93,057.98.

Bills to be Approved and Paid for the month of September 2008: Alderman Lanahan presented the Aged Obligation Report Summary; Total Computer Checks for Month of October 2008 were \$406,854.31, Total manual Checks for Month of September 2008 are \$38,426.26, and the Grand Total was \$445,280.57. Alderman Lanahan moved, seconded by Alderman Davis to approve the Aged Obligation as presented. Roll call vote was taken: Aldermen Brannon, Davis, Evans, Hendrickson, Italiano, Metcalf yeas, 7 yeas, 0 nays, motion carries.

City Treasurer: Treasurer Roady commented that the report was good this month, we did not have a lot of expenses but we did have the last round of Real Estate Taxes come in. We will be spending more this month and receiving less but we have planned for it this way. Mayor Caraker commented Staunton Road will be coming in. Treasurer Roady commented that we budgeted for those things.

Alderman Italiano asked about our investments. Treasurer Roady commented water bonds and things like that are fine. Our IMRF is fine and the Police Pension is a different entity. Treasurer Roady commented by law we can only invest in certain things and we were not hit like wall-street was.

Alderman Lanahan asked if the corner of Clay Street and Staunton Rd. could get some patch work on it, because it is really a mess. Administrator Soland commented that we can only put something temporary on it due to the ongoing construction.

LAND USE COMMITTEE: *Alderman Metcalf*

Report on Planning Commission: Alderman Metcalf commented the Planning Commission had a meeting on October 9th there were two variances that will be discussed under Legislative. Alderman Metcalf commented that the EDR had a meeting as well, and he asked Alderwomen Hendrickson to help out on this because he was out of town. Alderwomen Hendrickson commented that they were to the point at looking at creating policies based on the fact that they already defined goals and objectives. We looked how we would approach administering the goals and objectives that we predetermined on how to help the growth of the city. We went from group to group addressing the different areas and we thought we could spend about fifteen to twenty minutes with each group like infrastructure etc., but we found out we need more time. Therefore, the next meeting we will pick up where we left off. Alderman Metcalf asked if we could get a

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check point on what we agreed on about 9 months ago. He would like to see the proposal that was presented to the city when we first started so we do not miss anything. Administrator Soland commented he will get that for him. Alderman Evans asked if this is going to be the changes to the Growth Management Plan. Mayor Caraker commented this will require a presentation and a Public Hearing and he is hoping for a synopsis by April or May from the committee and the Planning Commission they are both involved. Alderman Metcalf asked if the next meeting is scheduled. Mayor Caraker commented that he proposing for November 6 because of the Holidays coming up but, it is not set yet.

LAW ENFORCEMENT & EMERGENCY SERVICES: *Alderman Hendrickson*

Police report for September 2008: Alderwomen Hendrickson moved, seconded by Alderman Brannon to approve the Police Report for September 2008 as presented. Roll call vote was taken: Aldermen Brannon, Davis, Evans, Hendrickson, Italiano, Lanahan, Metcalf yeas, 7 yeas, 0 nays, motion carries. Alderwomen Hendrickson commented she has met with Chief Rizzi and Lt. Shownes and they discussed what all they need to do for ESDA. We have been gathering all the contact information we just need to put it together. We are having a lot community interest already. We have also met with the Metro East Jeep Club and they are a bunch of very enthusiastic people we could bring in. Alderwomen Hendrickson also found out that the Ministries Unlimited would like to get involved as well. Alderwomen Hendrickson yielded the floor to Lt. Brent Shownes of the Troy Police Department.

Presentation of Volunteer Program (Lt. Shownes): Lt. Shownes commented the Police Department is getting back into community relations and in one of the programs we have been looking at are the Volunteers in Policing Program (VIP). There are about 1,700 different organizations through out the state that have these VIP Programs. What it is, is a volunteer that will come in and assists the Police Department and found that they help the EMS, Fire Department and the Police Department. Primarily they help with traffic control, help telecommunications answer phone, search and rescue, and things of that nature. If we set up a hotline we would like VIP volunteers to come in and answer phones, help with the parades, 4th of July, distributions' of boil orders and other things like that. Lt. Shownes commented that Dawn Mushill was great in organizing a small group and distributing the boil order notices. The VIP assisted the Highland Police Department during the ice storm last year where they checked on a lot of the elderly residents and one in medical situation. The main purpose for the VIP is that they fall under the umbrella of a major disaster such as a tornado, earth quake, etc. This is an organization that assists the Police Department they do not do any policing in any way, no ticket writing, arresting or anything of that nature.

Lt. Shownes commented we are still looking around at all our options. We are looking at an organization called Community Emergency Response Team (CERT) and it is under the umbrella of FEMA. There will be a 20 hour block of instruction/training for Disaster Preparedness, Fire Safety, Light Search and Rescue, and if you have any question you can ask City Clerk Tammy Mitchell she has been through the training already and is certified. After completion of the training you will receive a back pack, helmet, vest and other supplies for an emergency, like he said any question you can ask Clerk Mitchell. All equipment, manuals and training is free through FEMA. Lt. Shownes commented he will have an add in the Paper for volunteers and that is where we are at right now. Lt. Shownes commented he has spoken to the instructor and he is ready to put a class on here in Troy.

Mayor Caraker asked who would be in command. Lt. Shownes commented they will not just show up we will call the leader and they will have a phone tree where they would contact a group to assist us. They also learn in the training what they can and can't do. Alderman Evans asked about the explorers helping. Lt. Shownes commented that the Police Explorers are not trained for this sort of thing and to be in the training you need to be 18 years of age. Alderman Metcalf asked if there was any liability on this. Lt. Shownes commented the CERT is covered under the Good Samaritan Act and some others; there is always a risk of liability with

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anything you do. Alderman Davis asked what is the chain of command, first the Police Officer then the group. Lt. Shownes commented it will go through the Police Department first.

Presentation of One Year Accomplishments (Chief Rizzi, Jr.): Chief Rizzi, Jr. commented in this last year he has been very busy. Chief Rizzi Jr. commented they have made significant changes and advances in the department and he looks forward to making more in the future. He hopes that the mayor, administrator, and the council are happy with the progress the Police Department has made. He wanted to thank every one of the council and his staff because it took everybody to help make this progress possible. Chief Rizzi, Jr. commented he hopes that the city likes the changes that have been made. As you can see on this report the list of changes and progress that has been made in the last year. Mayor Caraker commented he would like to complement Chief Rizzi on a job well done. Alderman Evans commented this is a pretty good accomplishment for one year. Chief Rizzi Jr. commented he is working with Lt. Shownes who is heading up the neighborhood watch program and busy writing grants and working on these projects. Chief Rizzi Jr. commented that we are running another speed detail this month and most of the complaints we get are from people reading the news paper not getting the tickets. This is supposed to reduce the crime rate because word gets around that we have been running speed detail and criminals will not want to come to your town to commit crimes. We will see when the year end statistics comes out for crime rate and see if it is down.

PUBLIC WORKS COMMITTEE: *Alderman Italiano*

Water & Sewer Report for September 2008: Alderman Italiano moved, seconded by Alderman Lanahan to approve the Water & Sewer Report for September 2008 as presented. Roll call vote was taken: Aldermen Brannon, Davis, Evans, Hendrickson, Italiano, Lanahan, Metcalf yeas, 7 yeas, 0 nays, motion carries.

Award of material for Troy-O'Fallon Road: Alderman Italiano moved, seconded by Alderman Evans to approve the Materials Bid for Troy/O'Fallon Rd. from HD Waterworks Supply at the Bid of \$63,268.37. Administrator Soland commented that this is just for the Material and the Boring bids will come later. Roll call vote was taken: Aldermen Brannon, Davis, Evans, Hendrickson, Italiano, Lanahan, Metcalf yeas, 7 yeas, 0 nays, motion carries.

Director of Public Works: DPW Secrest commented they repaired 8 service leaks, one main break with a boil order. Installed four new services, finished flushing hydrants, and the Street Department put in two 24 inch culverts on Bouse Road. We have been helping L & W on Kenneth over there to help keep the cost down. We have been filling pot holes and repaired concrete on Avalon that the water crew tore up when we had a valve leaking, and we have been mowing the grass.

Code Official Frey commented that the Rental Program is going well the Land Lords are adapting well to this, and we should see good things in the future.

Alderman Evans commented up North they are seeing a problem with the cost of salt for this winter, and are we seeing that here. Administrator Soland commented that we have seen the increase we went from about \$30.00 a ton to \$80.00 a ton. Up North they are paying as much as \$130.00 a ton and we were lucky to be locked in at the \$80.00 a ton, every one is in the same boat with the supply and demand.

LEGISLATIVE COMMITTEE: *Alderman Davis*

Intergovernmental Agreement Madison County Transit: *Alderman Davis moved, seconded by Alderman Italiano to approve the Intergovernmental Agreement with the Madison County Transit and the City of Troy.* Attorney Wigginton went through the Intergovernmental Agreement with Madison County Transit. He explained that the bike trail is near completion and as part of that project in 2005 we entered into an agreement to maintain it. They came to us recently and while they have their crew out there, they would like to cleanup an area up to 100 feet. But as it stands they only have rights to the 30 foot easement. Attorney Wigginton commented after discussing this with the mayor we thought this to be wise programs to have

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Madison County Transit clean this up while they have their crew out there already. This will be at their cost and expense instead of the City workers. This will be at no cost to us and they will clean up trash, clean out culverts, and limbs from storms. Attorney Wigginton commented that they have offered to clean up not only their 30 feet but up to 100 feet of our easement at no cost to the city. Attorney Wigginton commented those homeowners that have encroached on city property under the mistaken belief that they had the right to do it. Then the Madison County Transit was tearing out home owner's garden and things not maliciously and at that time we had to put a stop to some of these people doing this. The city does not mind the flower garden or landscaping but that is not to say we will always allow it. But at this time we are not going to do anything about it. Attorney Wigginton commented that he has worked with their attorney, and they have come to an agreement, and it is before you tonight to vote on. *Roll call vote was taken: Aldermen Brannon, Davis, Evans, Hendrickson, Italiano, Lanahan, Metcalf yeas, 7 yeas, 0 nays, motion carries.*

Resolution to Accept Planning Commission Recommendation: Alderman Davis moved, seconded by Alderman Evans to adopt Resolution 2008-13 to accept the Planning Commission Recommendation to amend to the Zoning Classification from C-2 General Commercial to R-2 Medium Density Residential for 319, 326 and 327 Jarvis Court. Roll call vote was taken: Aldermen Brannon, Davis, Evans, Hendrickson, Italiano, Lanahan, Metcalf yeas, 7 yeas, 0 nays, motion carries.

Ordinance to Rezone Certain Property: Alderman Davis moved, seconded by Alderman Metcalf to pass Ordinance 2008-20 to Amend Ordinance 2004-21 of the Troy municipal Zoning Code for the purpose of Changing the Zoning District Classification of Specific Parcels to R-2 Medium Density Residential for lots 3 (319), 14 (326) and 4 (327) of Jarvis Ct. Roll call vote was taken: Aldermen Brannon, Davis, Evans, Hendrickson, Italiano, Lanahan, Metcalf yeas, 7 yeas, 0 nays, motion carries.

Alderman Evans asked if we could send a letter out to the residents in Country Village so the residents know what is going on. Attorney Wigginton commented that would be a great idea and we can have the Administration office get those out to the residents.

Mr. Blotevogel from Blotevogel Associates, Inc. wanted to know if the Final Plat for Windsor Way was going to be on the agenda. Paul Homann, City Engineer commented we had some questions on the drainage and it has not been passed yet. Mr. Blotevogel commented that answers his question.

Alderman Italiano moved, seconded by Alderman Davis to adjourn. Voice vote was taken: Aldermen Brannon, Davis, Evans, Hendrickson, Italiano, Lanahan, Metcalf yeas, 7 yeas, 0 nays, motion carries. Meeting adjourned at 8:46 p.m.

Tammy J Mitchell, RMC, CMC
City Clerk