

CITY OF TROY
Regular City Council Meeting
November 17, 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, Hendrickson, Italiano, Lanahan; Clerk Mitchell; Treasurer Roady; Absent Alderman Metcalf

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

Mayor Caraker was happy to introduce the Scout Master, Bob Reinneck with Troop 226 and these scouts are here tonight to earn their merit badge for Citizenship in the Community. He thanked the City for letting them come tonight and mentioned that they are chartered by the Troy United Methodist Church, and tonight is just a small portion of the troop we have 54 total.

READING AND APPROVAL OF MINUTES: Minutes from November 3, 2008 regular City Council meeting. Alderman Italiano moved, seconded by Alderman Adomite to approve the regular City Council meeting Minutes as written. Roll call vote was taken: Aldermen Adomite yea, Brannon yea, Davis yea, Evans abstain, Hendrickson yea, Italiano yea, Lanahan abstain, 5 yeas, 2 abstention, motion carries.

COMMUNICATIONS: Clerk Mitchell has nothing at this time.

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

Mayor Caraker commented we need to amend the Agenda to add under Legislative an Ordinance for IMLRMA Contribution Agreement between the City of Troy and the Illinois Municipal League. Alderman Davis moved, seconded by Alderman Evans to Amend the Agenda and add under Legislative an Ordinance for IMLRMA Contribution Agreement with IML. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Italiano, Lanahan yeas, 7 yeas, 0 nays, motion carries.

Troy O'Fallon Rd. Reconstruction Update: Mayor Caraker commented they have started boring the water line under the Troy O'Fallon Road to the empty lot where the ATM machine is. In working with IDOT and the Engineer the frustration we have had with the IL 162 project; there are two things we are going to do. For the US 40/Troy O'Fallon road project, we have specified in the contract that the work must be completed in 85 working days. The penalty to the Contractor for any days over this specified amount is \$1,550 per working day. This amount is a set IDOT standard amount. We did however; add a penalty that the Contractor could not restrict any driving lanes during the a.m. and p.m. peak hours.

Presentation of Reduction of Out of Town Sewer Rates: Administrator Soland commented we have an ordinance tonight concerning the change in the out of town sewer rates. A few years ago we had set the out of town sewer rate at \$20.75 for .00938/gal. now we lowering it to \$14.94. We feel it would justify lowering the rate in which we think is over due.

This does affect about 93 homes at this time, but this will seriously decrease their rate by 150% to about an 80% premium. We will have this in an ordinance form under Legislative. Alderman Lanahan asked if this would raise the tap-on-fees. Administrator Soland commented we are just lowering the sewer rate that is all nothing else is changing except for a few fees in the Police Department. Alderman Adomite commented he thinks this is a responsible step to take for the City to do. He understands the needs to recoup a little more

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for assess property taxes but this is a responsible thing to do. Alderman Italiano commented it was a unanimous decision by the committee.

Comments of Police Department Fees: Chief Rizzi, Jr. commented these fees will help us recoup some of the cost for example finger printing for non citizens of Troy. Currently in the ordinance you can charge for false alarms. We are looking to start making the businesses aware that some of them we are going to 20 to 30 false alarms a year. Also the sex offender's registrations we can charge for that, and towing services. The City of Collinsville is currently charging \$500.00 for towing but we won't go quite that high in the City of Troy. Chief Rizzi commented he went over these fees with Administrator Soland and they thought these were fair charges.

Estimated 2008 Tax Levy: Attorney Wigginton commented every year at this time all municipalities are required to pass a Tax Levy Ordinance. Attorney Wigginton commented this will have to be filed in December with the County Clerks office. Last years our total EAV not including TIF was \$175,472,000.00 and our tax rate last year was .7529 and the total extension received based upon that number was \$1,321,129.00. You can locate all this information on the County web site just click on the County clerk's office in Madison County and all the information you need is there. We have been operating under the position to do our best to keep this tax rate the same as last year. If we need a Public Hearing it will be held December 1st right before the next Council meeting. We are still waiting on some numbers to come in.

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

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

BUILDING AND ZONING COMMITTEE: *Alderman Adomite*

Building Inspector's Reports for October 2008: Alderman Adomite presented the Building report for October 2008 as follows: Estimated Value \$305,542.80, Fees collected was \$1,724.93, Building Permits Retired were \$797,750.43, and Inspection Fees collected were \$7,450.00. Alderman Adomite moved, seconded by Alderman Davis to approve the Building Inspector's report for October 2008 as presented. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Italiano, Lanahan yeas, 7 yeas, 0 nays, motion carries.

ECONOMIC DEVELOPMENT COMMITTEE: *Alderman Brannon*

Business Registration for October 2008: Alderman Brannon presented the Business Registration there was one Regular Commercial; Jackson Hewitt Tax Service at 108 S. Main Street, Tax preparation, there is one Code inspection for Jackson Hewitt Tax Service at 108 S. Main Street.

FINANCE COMMITTEE: *Alderman Lanahan*

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

Sales Tax Report from Illinois Department of Revenue for August/November 2008: Alderman Lanahan commented the Sales Tax Report from the IDR for August/November 2008 was \$98,226.08.

Bills to be approved and paid for Month of October/November 2008: Alderman Lanahan presented the Aged obligation Report Summary; Total Computer Checks are \$836,873.01, Total Manual Checks \$56,448.65 and the Grand Total is \$893,321.66. Administrator Soland commented that on the sheet he gave you has an explanation of the expenditure. A couple of extra expenses were for the IML Insurance Annual Premium of \$155,648.00, Police fund for \$71,597.00, Water fund \$51,364.00, Sewer fund \$17,122.00, Street fund \$9,339.00, Also our EPA Sewer Loan Payment of \$300,013.00 came due, and Materials/Supplies for Troy O'Fallon Road/Route. 40 Water Line relocation at \$62,913.00. The salt purchased for the roads this year was

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\$69,114.00. This entire extra amount was about \$600,000 out of the \$893,321.66. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Italiano, Lanahan yeas, 7 yeas, nays, motion carried. Time for Treasurer: Treasurer Roady commented that the Treasurer Report the second column second part of this fiscal year we had planned to spend more than we received. We have budgeted every month to make some of these large payments and will be back to normal next month.

LAND USE COMMITTEE: *Alderman Metcalf*

Report on Planning Commission: Mayor Caraker commented Aldermen Metcalf is absent and the only thing he has is the recommendation from the Planning Commission under Legislative.

LAW ENFORCEMENT & EMERGENCY SERVICES: *Alderwomen Hendrickson*

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

Chief Rizzi commented that he has received a letter of resignation from Officer Matt Long and Chief Rizzi, Jr. asked that the Council approve this tonight. Alderwomen Hendrickson moved, seconded by Alderman Evans to accept the letter of resignation from Officer Matt Long effective immediately. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Italiano, Lanahan yeas, 7 yeas, 0 nays, motion carries.

Chief Rizzi Jr. commented in reference to the Policing program and CERT program and the Neighborhood watch program, the Neighborhood watch program is not getting enough response but the other two are. We are going to put another add in the paper for the Neighborhood watch program. We should have enough to start the CERT program because they would like 15 to 20 people and we have about 19 responded.

Chief Rizzi, Jr. commented the crime statistics that came out in 2007 have been released by the state they show an increase over 2006. However 2006 the stats were quit a bit lower than 2004 and 2005. Even with similar communities in the area we were the second lowest. According to the numbers compared we are second lowest from similar communities in the area on crime rate.

Alderman Lanahan asked why our Police Officers are outside of City Limits. Chief Rizzi commented that he is unaware of them being outside of City limits unless they are on pursuit for writing a ticket.

Alderman Evans asked about the opening for the Police Department Officer. Chief Rizzi, Jr. commented we are testing now and should be done about the end of December or January. But, yes we need to get the process moving. Alderman Evans moved, seconded by Alderwomen Hendrickson to proceed with the vacancy for the Police Department with Board of Fire and Police Commissioners Approval. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Italiano, Lanahan yeas, 7 yeas, 0 nays, motion carried. Alderman Adomite asked if any body could be in the neighborhood watch program. Chief Rizzi, Jr. commented yes and to contact Lt. Shownes for any of these programs.

PUBLIC WORKS COMMITTEE: *Alderman Italiano*

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

Time for Director of Public Works: Director of Public Works (DPW) Secrest commented they replaced concrete and fixed holes on Meadowbrook, Burlington, and Old Homestead. Mowed some right-a-ways, did some work on Bouse Road where we put in a culvert. Repaired a storm sewer on Eagles Way, the street crew was helping the water crew put in the new water line on Troy O'Fallon Road. We have started on the

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Christmas light, checking all equipment in case we get an early snow. Water crew read meters and changed out some meters, repaired 3 service leaks and keeping ahead of Themes Construction on manholes, and they are supposed to start asphalt this week. Alderman Lanahan commented that there is a hole in the sidewalk in front of the Beauty shop on Market Street. DPW Secrest commented he will take a look at that.

LEGISLATIVE COMMITTEE: *Alderman Davis*

Resolution for Approval of Planning Commission Recommendation: Alderman Davis moved, seconded by Alderman Lanahan to adopt *Resolution 2008-14* the recommendation from the Planning Commission for the Preliminary Plat for Carrington Farms Villas on 50.66 acres, west side of Formosa Road. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Italiano, Lanahan yeas, 7 yeas, 0 nays, motion carries.

Ordinance Amending 2006-13: Alderman Davis moved, seconded by Alderman Evans to pass Ordinance *2008-21* Amending Ordinance 2006-13 and revising city fees and permit and service charges. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Italiano, Lanahan yeas, 7 yeas, 0 nays, motion carried.

Ordinance for IMLRMA: Alderman Davis moved, seconded by Alderman Adomite to pass Ordinance *2008-22* Authorizing the Execution of the IMLRMA Minimum/Maximum Contribution Agreement between the City of Troy and IML. Roll call vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Italiano, Lanahan yeas, 7 yeas, 0 nays, motion carried.

Mr. Clemens commented he would like to thank the City Council and he would like to thank the Chief of Police for his officers for doing a great job with all this construction. Also to point out what Alderman Lanahan said about officers being out side of City Limits when he was an officer you would go in pursuit that sometimes would take you outside until they stopped and that is where they will write the ticket.

Mayor Caraker thanked the Boy Scouts for attending and he has some City of Troy pins for them as they leave.

Alderman Davis moved, seconded by Alderman Italiano to go into Executive Session for the purpose of 5 ILCS 120/2 (c) (1) Employment, Compensation, Discipline, Performance or Dismissal of an Employee, and 5 ILCS 120/2 (c) (11) Pending Litigation. Voice vote was taken: Aldermen Adomite, Brannon, Davis, Evans, Hendrickson, Italiano, Lanahan yeas, 7 yeas, 0 nays, motion carried, went into Executive Session at 8:16 p.m. The Council Reconvened at 9:29 p.m. Alderman Davis moved, seconded by Alderman Brannon to adjourn, voice vote was taken: All Aldermen present yeas, 0 nays, motion carried, meeting adjourned at 9:29 p.m.

Tammy J. Mitchell, RMC, CMC
City Clerk