

Ottawa, Illinois
August 6, 2013

Regular meeting of the Council of the City of Ottawa, Illinois.

Present: Commissioners Daniel F. Aussem, Wayne A. Eichelkraut Jr., Edward V. Whitney, Dale F. Baxter, and Mayor Robert M. Eschbach.
Absent: None.

Commissioner Baxter presented minutes of previous meetings.

Moved by Commissioner Baxter that the minutes of a regular meeting of the Council of the City of Ottawa, Illinois, held on Tuesday, July 16, 2013, and the minutes of a special meeting held on Tuesday, July 23, 2013, all be approved as recorded in the permanent files of the City Clerk.

Second by Eichelkraut.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Dr. Kathy Chamberlain from Frack Free Illinois wants the Council to learn more about the diseases from fracking and suggested that a physician come down and do a presentation. She also noted the pm limit of 2.5. Joyce Good, also from Frack Free Illinois added that the air monitor in Oglesby was removed. Farley Andrews spoke about Mississippi Sand. Peggy Enquist of South Ottawa, said that the problem is with the County and no air monitoring. She noted that she gave the City Clerk petitions and 33 more signatures were also added online to save Starved Rock. Paul Lafort a past city official from another community added that the City could be concerned about barge traffic and monitoring devices. Beverly Walter of Frack Free Illinois, questioned the traffic on Route 71 by Starved Rock and wondered if it was around 1,000 trucks a day. She concluded that would mean more accidents due to the roads and requested additional hearings. Jill Paulus of Wheaton, Illinois, thought about possibly retiring here in Ottawa and wondered about the diversity of income for sustainable income. Ashley Williams commented that her petition she dropped off to the City Clerk had over 16,000.00 signatures on it.

Megan Doan, Attorney at Hupp, Lanuti, Irion, & Burton P.C., represents Barry Smith. She asked about an annexation agreement for her client rather than just the force annexation due to the installation of a new well.

Commissioner Eichelkraut presented Biweekly Salary Payroll.

Moved by Commissioner Eichelkraut that the Biweekly Salary Payroll of July 19, 2013, in the amount of \$356,104.19, and the Biweekly Salary Payroll of August 2, 2013, in the amount of \$360,199.32, both be approved and warrants issued.

Second by Aussem.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Commissioner Eichelkraut presented Monthly Expense Report.

Moved by Commissioner Eichelkraut that the Monthly Expense Report of August 6, 2013, showing expenses in the amount of \$1,489,805.34, be approved and warrants issued.

Second by Baxter.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Commissioner Eichelkraut presented Motion.

Moved by Commissioner Eichelkraut that the Council authorize the application to apply for a grant for the equipment needed for the I-Fiber project

Second by Whitney.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Commissioner Eichelkraut presented Request.

Moved by Commissioner Eichelkraut that the Request from Jack Novotney for the City to waive its "No Wake" rule from 2:00 p.m. until 8:30 p.m. on Thursday, August 15, 2013, for a slalom course for the skiing group, be approved and the City Departments involved be notified of the event.

Second by Whitney.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Commissioner Aussem presented Resolution.

Moved by Commissioner Aussem that a Resolution authorizing the execution of sewer connection agreements between the City of Ottawa and multiple residential property owners, which have been on file for public inspection since July 16, 2013, be adopted.

Second by Whitney.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Commissioner Aussem presented Request.

Moved by Commissioner Aussem that the City Clerk be authorized to advertise for Bids for the Long Term Control Plan Phase 1.1 Contract "C". Bids will be received until Tuesday, August 27, 2013, at 10:00 a.m.

Second by Baxter.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Commissioner Aussem presented Change Orders.

Moved by Commissioner Aussem that Change Orders #1 & #2 from Colfax Corporation in the increased amount of \$6,100.00 for the old Central School Asbestos Abatement project be approved and paid from the Flood Buyout Fund.

Second by Eichelkraut.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Commissioner Whitney presented Report of Fire Chief.

Moved by Commissioner Whitney that the Report of Fire Chief, Jeffrey A. Newbury, for the month of July 2013, be received and placed on file.

Second by Eichelkraut.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Commissioner Whitney presented Resolution.

Moved by Commissioner Whitney that a Resolution authorizing the execution of an intergovernmental agreement between the City of Ottawa and Wallace Fire Protection District, regarding emergency medical services, which has been on file for public inspection since July 16, 2013, be adopted.

Second by Eichelkraut.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Commissioner Whitney presented Resolution.

Moved by Commissioner Whitney that a Resolution authorizing the execution of a settlement agreement between the City of Ottawa and Brett Kozlowski, be received and placed on file for public inspection.

Second by Eichelkraut.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented Report of Police Chief.

Moved by Mayor Eschbach that the Report of Police Chief, Brent A. Roalson, for the month of July 2013, be received and placed on file.

Second by Eichelkraut.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented Report of Registrar.

Moved by Mayor Eschbach that the Report of Registrar, Shelly L. Munks, for the month of July 2013, be received and placed on file.

Second by Whitney.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented Report of Parking Administration.

Moved by Mayor Eschbach that the Report of the Parking Administration Department showing fines collected of \$510.00, \$166.38 collected by CPI, and \$42.35 in meter coins, all for the month of July 2013, be received and placed on file.

Second by Aussem.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented Report of Building Official.

Moved by Mayor Eschbach that the Report of Building Official, Michael J. Sutfin, for the month of July 2013, be received and placed on file.

Second by Whitney.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented Report of Sidewalk Program.

Moved by Mayor Eschbach that the Report of the Sidewalk Program showing 5 participants in the amount of \$5,393.48, be approved and paid for from the General Corporate Fund.

Second by Eichelkraut.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented Ordinance.

Moved by Mayor Eschbach that an Ordinance annexing certain territories to the City of Ottawa, LaSalle County, Illinois, be passed and approved.

Second by Whitney.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented Ordinance.

Moved by Mayor Eschbach that an Ordinance approving and authorizing the execution of a redevelopment agreement between the City of Ottawa and Robert Paglis, which has been on file for public inspection since July 16, 2013, be passed and approved.

Second by Aussem.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented Resolution.

Moved by Mayor Eschbach that a Resolution approving and authorizing the execution of an employment agreement for an appointed city official between the City of Ottawa and Steve Hrasch as part time bus driver, which has been on file for public inspection since July 16, 2013, be adopted.

Second by Baxter.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented Resolution.

Moved by Mayor Eschbach that a Resolution authorizing the execution of a settlement agreement between the City of Ottawa, John Colt Landreth, and the Illinois Municipal League Risk Management Association, which has been on file for public inspection since July 23, 2013, be adopted.

Second by Eichelkraut.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented Resolution.

Moved by Mayor Eschbach that a Resolution authorizing the execution of an annexation agreement between the City of Ottawa, Archer Daniels Midland Company and American River Transportation Company, be received and placed on file for public inspection.

Second by Baxter.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented Resolution.

Moved by Mayor Eschbach that a Resolution authorizing the execution of an agreement between the City of Ottawa and the Illinois Department of Natural Resources, regarding the Flood Hazard Mitigation project, be received and placed on file for public inspection.

Second by Aussem.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented Report of the Plan Commission.

Moved by Mayor Eschbach that the Report of the Plan Commission meeting held on Monday, July 22, 2013, considering the rezoning request from Buckman Iron & Metal Company for property located at 1520 Warehouse Drive, be received and placed on file.

Be it further moved, the Council concur with the recommendation of the Plan Commission and the parcel be rezoned from Class "D-Commercial and Light Industrial District" to Class "E-Industrial District" and the follow up Ordinance be passed and approved.

Second by Eichelkraut.

Moved to table by Commissioner Eichelkraut.

Second by Aussem.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented Reports of Plan Commission.

Moved by Mayor Eschbach that the Reports of the Plan Commission meetings held on Wednesday, June 19, 2013, Monday, June 24, 2013, and Monday, July 15, 2013, considering the zoning and conditional use permit requests from Archer Daniels Midland Company and American River Transportation Company, be received and placed on file.

Be it further moved, an Ordinance approving "R-Rural Zoning District" and granting a conditional use permit be received and placed on file for public inspection.

Second by Whitney.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented Report of Zoning Board of Appeals.

Moved by Mayor Eschbach that the Report of the Zoning Board of Appeals meeting held on Thursday, July 18, 2013, considering variance requests from Bridget Meely for property located at 1517 West Madison Street, be received and placed on file. Be it further moved, the Council concur with the recommendation of the Zoning Board of Appeals and the front setback variance to construct a porch and the variance from the Fence Ordinance both be granted and the follow up Ordinance, be passed and approved.

Second by Baxter.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented Request.

Moved by Mayor Eschbach that the Request for rezoning from June Steder for property located at 920 West Main Street, be received and referred to the Plan Commission for review and recommendation.

Second by Whitney.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented Request.

Moved by Mayor Eschbach that the Request for a side yard setback variance from June Steder for property located at 920 West Main Street, be received and referred to the Zoning Board of Appeals for review and recommendation.

Second by Eichelkraut.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented Request.

Moved by Mayor Eschbach that the Request for variances from Connie Vignochi for property located at 1816 LaSalle Street, be received and referred to the Zoning Board of Appeals for review and recommendation.

Second by Whitney.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented Request.

Moved by Mayor Eschbach that the Request for a rear yard setback variance from David Kerwell for property located at 1621 Kansas Street, be received and referred to the Zoning Board of Appeals for review and recommendation.

Second by Baxter.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented Request.

Moved by Mayor Eschbach that the Request for rezoning from Kimberly Calhoun for property located at 1851 Columbus Street and 111-1/2 West Fremont Street, be received and referred to the Plan Commission for review and recommendation.

Second by Aussem.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented motion to recess.

Moved by Mayor Eschbach that this Council recess into Closed Session to discuss matters of personnel.

Second by Whitney.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Council recessed at 8:02 p.m.

Mayor Eschbach presented motion to reconvene.

Moved by Mayor Eschbach that this Council reconvene from Closed Session.

Second by Aussem.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Mayor Eschbach presented motion to adjourn.

Moved by Mayor Eschbach that this regular meeting be adjourned.

Second by Baxter.

Ayes: Aussem, Eichelkraut, Whitney, Baxter, and Mayor Eschbach.

Nays: None. Motion carried.

Council adjourned at 8:33 p.m.

Respectfully Submitted,

Shelly L. Munks, City Clerk