

Ottawa, Illinois
December 20, 2011

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

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

Commissioner Eichelkraut presented minutes of previous meeting.
Moved by Commissioner Eichelkraut that the minutes of a regular meeting of the Council of the City of Ottawa, Illinois, held on Tuesday, December 6, 2011, be approved as recorded in the permanent files of the City Clerk.

Second by Whitney.

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

Nays: None. Motion carried.

Commissioner Eichelkraut presented Biweekly Salary Payroll.

Moved by Commissioner Eichelkraut that the Biweekly Salary Payroll of December 9, 2011, in the amount of \$300,121.21, be approved and warrants issued.

Second by Whitney.

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 December 20, 2011, showing expenses in the amount of \$1,573,671.98, be approved and warrants issued.

Second by Baxter.

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

Nays: None. Motion carried.

Commissioner Eichelkraut presented Monthly Salary Payroll.

Moved by Commissioner Eichelkraut that the Monthly Salary Payroll of December 12, 2011, in the amount of \$11,862.50, be approved and warrants issued.

Second by Aussem.

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

Nays: None. Motion carried.

Commissioner Eichelkraut presented Monthly Financial Report.

Moved by Commissioner Eichelkraut that the Monthly Financial Report of City Clerk, Shelly L. Munks, for the month of November 2011, be received and placed on file.

Second by Whitney.

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

Nays: None. Motion carried.

Commissioner Eichelkraut presented Tabled motion/Resolution.

Moved by Commissioner Eichelkraut that the tabled motion regarding the Resolution designating representatives of the City of Ottawa for collective bargaining be returned to the table. Be it further moved, an amended Resolution designating the Mayor, Commissioners Aussem, Eichelkraut, and Baxter together with Corporation Counsel, as the representatives, be adopted.

Second by Baxter.

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

Nays: Whitney. Motion carried.

Commissioner Eichelkraut presented Ordinance.

Moved by Commissioner Eichelkraut that an Ordinance authorizing the execution of the IMLRMA's minimum/maximum contribution agreement for calendar year 2012, which has been on file for public inspection since December 6, 2011, be passed and approved.

Second by Baxter.

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

Nays: None. Motion carried.

Commissioner Eichelkraut presented Ordinance.

Moved by Commissioner Eichelkraut that an Ordinance levying taxes in the City of Ottawa, LaSalle County, Illinois, for the fiscal year beginning May 1, 2011, and ending April 30, 2012, and authorizing the City Clerk of the City of Ottawa to certify to the County Clerk of LaSalle County, Illinois, the several amounts required to be raised by taxation for the corporate purposes of said City for said fiscal year, which has been file for public inspection since December 6, 2011, be passed and approved.

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

Nays: None. Motion carried.

Commissioner Aussem presented Change Order.

Moved by Commissioner Aussem that Change order number 3 from Marseilles Sheet Metal in the amount of \$2,106.00 for the IVCC Satellite Center, be accepted and paid for from the Enterprise Zone Fund.

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 placement of a portion of parking lot on public property located on the west right of way of Clinton Street for the Hi-way Restaurant located at 210 West Norris Drive, be adopted.

Second by Eichelkraut.

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

Nays: None. Motion carried.

Commissioner Whitney presented Ordinance.

Moved by Commissioner Whitney that an Ordinance amending Section 34-36 of the Municipal Code of the City of Ottawa, LaSalle County, Illinois, regarding ambulance mileage rates, be passed and approved.

Second by Aussem.

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

Nays: None. Motion carried.

Commissioner Whitney presented Ordinance.

Moved by Commissioner Whitney that an Ordinance amending Chapter 34, Section 34-35(c) of the Municipal Code of the City of Ottawa, LaSalle County, Illinois, regarding fire prevention and protection for nonresidents, be passed and approved.

Second by Baxter.

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

Nays: None. Motion carried.

Commissioner Baxter presented Payment.

Moved by Commissioner Baxter that the Invoice from Midwest Testing Services for inspection and material testing services performed in connection with the 2011 Motor Fuel Tax Maintenance of City streets in the amount of \$6,620.00, be approved and paid form the Motor Fuel Tax Fund.

Second by Eichelkraut.

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

Nays: None. Motion carried.

Commissioner Baxter presented Payment.

Moved by Commissioner Baxter that Engineer's payment estimate number 2 for work completed by Advanced Asphalt Company on the 2011 MFT Maintenance of City streets in the amount of \$50,864.73, be approved and paid from the Motor Fuel Tax 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 authorizing all actions necessary to create a governmental electric aggregation program with opt-out provisions pursuant to Public Act 096-0176; to direct the Clerk of LaSalle County, to submit a ballot question to all electors and to declare an emergency, 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 amending Ordinance number 62-2011 annexing certain territory to the City of Ottawa, LaSalle County, Illinois, for the purpose of correcting and clarifying a legal description, be passed and approved.

Second by Whitney.

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 intergovernmental agreement between the City of Ottawa and the Ottawa Port District, 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 Resolution.

Moved by Mayor Eschbach that a Resolution authorizing legal action against 529 Guthrie Street, be adopted.

Second by Baxter.

Moved to table this Resolution by Commissioner Aussem.

Second by Whitney.

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 dismissal of legal action regarding the Nakajima storm sewer, 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 an agreement between the City of Ottawa and McClure Engineering for the EDA Grant for the Ottawa Industrial Park, 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 Resolution.

Moved by Mayor Eschbach that a Resolution approving and authorizing the execution of employment agreements for appointed city officials in Frank Youngblood and Robert Marten as part time bus drivers, which has been on file for public inspection since December 6, 2011, be adopted.

Second by Whitney.

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

Nays: None. Motion carried.

Mayor Eschbach presented Resolution.

Moved by Mayor Eschbach that a Resolution accepting an Illinois urban forest grant for technical assistance and emerald ash borer restoration and authorizing the execution of a sub-grant agreement, which has been on file for public inspection since December 6, 2011, 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 execution and amendment of a downstate operating assistance grant agreement between the City of Ottawa and the State of Illinois, Department of Transportation, which has been on file for public inspection since December 6, 2011, 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 of Support for a CDBG Disaster Recovery program grant, be adopted.

Second by Whitney.

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

Nays: None. Motion carried.

Mayor Eschbach presented Resolution.

Moved by Mayor Eschbach that a Resolution for meeting the urgent need national objective for a disaster recovery public infrastructure grant, be adopted.

Second by Eichelkraut.

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

Nays: None. Motion carried.

Mayor Eschbach presented Report of Plan Commission/Ordinance.

Moved by Mayor Eschbach that the Report of the Plan Commission meeting held on Monday, December 12, 2011, considering the rezoning request from Kanawha Property & Investment LLC for property located at 528-530 West Lafayette Street, be received and placed on file. Be it further moved, the Council concur with the recommendation of the Plan Commission and the property be rezoned from Class "C-2 General Business District" to Class "B-Multi Family Residence District" 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 Report of Zoning Board of Appeals/Ordinance.

Moved by Mayor Eschbach that the Report of the Zoning Board of Appeals meeting held on Thursday, December 15, 2011, considering the variance request from International Titanium Powder for property located at 1501 Titanium Drive, 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 yard setback variance be granted and the follow up Ordinance be passed and approved.

Second by Whitney.

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

Nays: None. Motion carried.

Mayor Eschbach presented Resolution.

Moved by Mayor Eschbach that a Resolution granting the approval of a change to the Heritage Harbor Planned Unit Development and imposing conditions for such approval for Lots 7 & 53 in the West Peninsula Unit 1, 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 motion to adjourn.

Moved by Mayor Eschbach that this regular meeting be adjourned.

Second by Aussem.

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

Nays: None. Motion carried.

Council adjourned at 7:34 p.m.

Respectfully Submitted,

Shelly L. Munks, City Clerk