

**CITY COUNCIL**  
Regular Meeting

June 15, 2009  
7:30 P.M.

**CALL TO ORDER:**

Mayor Gottman called the regularly scheduled meeting of the Vandalia City Council to order at 7:30 P.M.

**ROLL CALL:**

Aldermen present were: Cable, Brosman, Bennett, Black, Feldpouch, McNutt and Swarm. Hobler was absent.

**PLEDGE OF ALLEGIANCE:**

The Pledge of Allegiance to the American Flag was given by all present.

**MINUTES:**

A motion was made by Swarm and seconded by Black approving the minutes from June 1, 2009 meeting as presented. Motion carried.

**REGULAR BILLS:**

A motion was made by Black and seconded by McNutt approving the regular bills as presented. Motion carried.

**SPECIAL BILLS:**

A motion was made by Cable and seconded by Brosman approving all Special Bills as presented: Lowenbaum Partnership in the amount of \$2,287.50 for professional services; Online Solutions in the amount of \$3,600.00 for user subscription; South Central FS Inc. in the amount of \$1,988.74 for technical outside services on Mattes property; Ray O'Herron Co. in the amount of \$1,670.31 for helmets for the Police Dept.; Vandalia Main Street in the

amount of \$2,000 for partial commitment for the downtown enhancement project; Craig Martin Simon Design in the amount of \$10,288.11 for brochures; ADS Electric Corp. in the amount of \$1,658.84 for repairs at the Vandalia Lake; Tri-County Petroleum in the amount of \$7,856.60 for lake fuel; Burnside, Dees, Johnston, Sheafor & Kelly in the amount of \$1,674.95 for attorney fees; Thompson, Coburn Fagel in the amount for \$18,859.41 for legal services; Lee Mathews Equip. in the amount of \$4,860.00 for supplies; Vandalia Tractor Sales in the amount of \$4,050.00 for lawnmower at the cemetery; St. Jacob Winwater Works in the amount of \$1,649.90 for copper tubing; Midwest Meter Inc. in the amount of \$2,724.48 for meters; G.S. Robins & Co. in the amount of \$10,649.12 for supplies; Il. EPA in the amount of \$17,500.00 for NPDES fees; Motion carried.

**TREASURER'S REPORT:**

A motion was made by Brosman and seconded by Cable approving the Treasurer's Report as submitted. Motion carried.

**ORDINANCE #2009-6-15-A:  
AMENDING THE VANDALIA  
MUNICIPAL CODE AT CHAPTER  
15.04 BUILDING CODE ADOPTED**

A motion was made by Swarm and seconded by Black adopting Ordinance #2009-6-15-A, Amending The Vandalia Municipal Code At Chapter 15.04 Building Code Adopted.

Voting by roll call: Cable, yea; Feldpouch, yea; Bennett, yea; Black, yea; Swarm, yea; Brosman, yea; McNutt, yea; Hobler, absent. Motion carried.

**ORDINANCE #2009-6-15-B:**  
**AMENDING THE VANDALIA**  
**MUNICIPAL CODE AT CHAPTER**  
**2.56 EMERGENCY SERVICES**

A motion was made by Swarm and seconded by Brosman adopting Ordinance #2009-6-15-B, Amending the Vandalia Municipal Code At Chapter 2.56 Emergency Services.

Voting by roll call: Brosman, yea; Cable, yea; Swarm, yea; McNutt, yea; Feldpouch, Yea; Bennett, yea; Black, yea; Hobler, absent. Motion carried.

**APPOINTMENT OF DAVE HALL TO**  
**ZONING BOARD OF ADJUSTMENTS:**

A motion was made by Black and seconded by Feldpouch approving the endorsement of Dave Hall to the Zoning Board of Adjustments. Motion carried.

**REAPPOINTMENT OF RANDY**  
**EDWARDS TO LAKE COMMITTEE:**

A motion was made by Cable and seconded by McNutt to reappoint Randy Edwards to the Lake Committee. Motion carried.

**GALLATIN STREET SEWER**  
**IMPROVEMENTS-CHANGE ORDER #5**

A motion was made by Swarm and seconded by Black approving the Change Order #5 for the Gallatin Street Improvements. Motion carried.

The change order encompasses the lump sum amount provided by Mettler to install the additional manhole at 4<sup>th</sup> and Gallatin streets.

**ORDINANCE #2009-6-15-C:**  
**ESTABLISHING PREVAILING RATE**  
**OF WAGES**

A motion was made by Cable and seconded by Bennett, adopting Ordinance #2009-6-15-C, Establishing Prevailing Rate of Wages.

Voting by roll call: Black, yea; McNutt, yea; Swarm, yea; Feldpouch, yea; Bennett, yea; Brosman, yea; Cable, yea; Hobler, absent. Motion carried.

**ORDINANCE #2009-6-15-D:**  
**APPROVING A CERTAIN TAX**  
**INCREMENT DEVELOPMENT**  
**AGREEMENT BY AND BETWEEN THE**  
**CITY OF VANDALIA AND TED**  
**THOMPSON AND ANGIE THOMPSON**

A motion was made by Black and seconded by Swarm adopting Ordinance #2009-6-15-D, Approving A Certain Tax Increment Development Agreement By And Between The City of Vandalia And Ted Thompson and Angie Thompson.

For a period of nine (9) years giving a seventy percent (70%) reimbursement on new property taxes created by the increase of EAV from the development made to Thompson's Home Center.

The City shall also provide assistance in the form of \$7,500 grant to the developer.

Voting by roll call: Brosman, yea; Swarm, yea; Bennett, yea; Black, yea; McNutt, yea; Cable, yea; Feldpouch, yea; Hobler, absent. Motion carried.

**RESOLUTION #2009-6-15-E:**  
**AUTHORIZING EXECUTION OF AN**  
**EMPLOYMENT CONTRACT BETWEEN**  
**THE CITY OF VANDALIA AND**  
**MERLE ADERMANN**

A motion was made by Swarm and seconded by Feldpouch appointing Merle Adermann to the position of Emergency Management Coordinator for the City of Vandalia.

The term of this agreement shall be from June 15, 2009, through and including June 7, 2010.

Adermann will be paid \$15.00 per hour. The estimated amount of salary per year would be \$15,000.00

Voting by roll call: McNutt, yea; Black, yea; Brosman, yea; Swarm, yea; Bennett, yea; Cable, yea; Feldpouch, yea; Hobler, absent. Motion carried.

**RESOLUTION #2009-6-15-F:**  
**AUTHORIZING EXECUTION OF AN**  
**EMPLOYMENT CONTRACT BETWEEN**  
**THE CITY OF VANDALIA AND**  
**JOANN GIVENS**

A motion was made by Black and seconded by Swarm approving Resolution #2009-6-15-F, The Employment Contract of Director of Economic Development & Tourism JoAnn Givens to a four year contract.

Alderman Feldpouch stated that he felt the council should go with something shorter in length to a contract especially if there is a severance package included.

He remarked that this position was to be a performance based contract.

Voting by roll call: Swarm, yea; Black, yea; Bennett, yea; McNutt, yea; Brosman, yea; Cable, ye; Feldpouch, nay; Hobler, absent. Motion carried.

**RESOLUTION #2009-6-15-G:**  
**AUTHORIZING EXECUTION OF AN**  
**INTERGOVERNMENTAL AGREEMENT**  
**BETWEEN THE CITY OF VANDALIA**  
**AND THE FAYETTE COUNTY**  
**EMERGENCY TELEPHONE SYSTEMS**  
**BOARD**

A motion was made by Feldpouch and seconded by Bennett approving Resolution #2009-6-15-G, Authorizing Execution Of An Intergovernmental Agreement Between The City of Vandalia And The Fayette County Emergency Telephone Systems Board.

This agreement will allow the Emergency Telephone Systems Board to use the Police Department's dispatchers as a primary enhanced 911 backup to the Fayette County Sheriff's Office.

Voting by roll call: Cable, yea; Bennett, yea; Feldpouch, yea; McNutt, yea; Brosman, yea; Swarm, yea; Black, yea; Hobler, absent. Motion carried.

**RESOLUTION #2009-6-15-H:**  
**APPROVING A PROPOSAL FOR**  
**TRAFFIC IMPACT STUDY**

A motion was made by Cable and seconded by Brosman adopting Resolution #2009-6-15-H, Approving A Proposal For Traffic Impact Study.

Crawford, Bunte, Brammeier submitted a proposal in the amount of \$17,500.00 to perform such a study.

Dustin Riechmann representing CBB, will put together a detailed analysis on peak periods of weekdays, as well as traffic impacts from events and activities at the proposed complex.

The City will be reimbursed from Motown Technology and Sports Facility, Inc., at the completion of the traffic study.

Voting by roll call: Swarm, yea; Brosman, yea; Black, yea; Feldpouch, yea; Cable, yea; Bennett, yea; McNutt, yea; Hobler, absent. Motion carried.

**UNFINISHED BUSINESS:**

A motion was made by Brosman and seconded by Bennett approving Pay Request #3 from Mettler Development in the amount of \$101,467.88 for work completed on the Gallatin Street Enhancement Streetscape Project. Motion carried.

A motion was made by Brosman and seconded by Cable agreeing to Change Order #5 the installation of an additional manhole at Gallatin and 4<sup>th</sup> Streets in the amount of \$7,715.00. Motion carried.

A motion was made by Swarm and seconded by Cable asking HMG to go back to renegotiate additional storm sewer on Fifth Street. Motion carried.

Loren Jackson reported that most of the pavement has been removed between Sixth and Seventh Streets. The project is moving along very well.

**STANDING COMMITTEE REPORTS:**

A motion was made by Brosman and seconded by Cable to go out for bid for a dump truck for the Street Department. Motion carried.

Cable reported that the installation of new pumps at the lake could be completed by next week.

Swarm gave the monthly report for May. There was \$20,927.00 in fines paid. The city's portion was \$6,830.00.

Economic Development Director Joann Givens reminded everyone of the Bluegrass Festival that will kick off on Friday afternoon at 3:00 P.M. with the Prairie Land Pickers.

She also announced that Givens' Meat Shop will be sponsoring a BBQ Cook-Off on Saturday June 20<sup>th</sup> at 4:00 P.M.

Kevin and Sue McCarthy with KMOX will be celebrity judges for the event.

The winner will receive a \$50.00 gift card from Givens' Meat Shop.

Givens also mentioned that Motown is working to secure funding and find new partners for the entertainment facility.

**MAIN STREET REPORT:**

Dana Whiteman announced the architect with the Illinois Historical Preservation Association will be in Vandalia tomorrow to look at buildings to continue their "Paint the Town" project.

The next paint project will be Gathe Tax Service sometime in July.

Whiteman reminded everyone that tomorrow "Morning on Main Street" will be held at Something Special at 8:00 A.M. Everyone is invited to attend.

**ANNOUNCEMENTS FROM MAYOR  
GOTTMAN:**

Mayor Gottman reported that he attended the IML meeting at Rend Lake Resort on June 11<sup>th</sup>.

Mayor Gottman mentioned that he along with Larry Tish, Mayor of St. Elmo attended an IML meeting in Springfield of last week.

Mayor Gottman suggested everyone read the Open Meetings Act/FOIA Legislation. The bill SB 189 had passed both Houses but had not yet been signed by the Governor.

The Capitol Bill is awaiting the signature of the Governor. If signed we would be able to move forward on the second phase of the Kaskaskia College.

Mayor Gottman announced that there will be an informational meeting Thursday evening at 7:00 P.M. in the Council Chambers on the proposed Motown project.

Mayor Gottman reported that the City received a franchise fee check from NewWave Communications in the amount of \$5,764.08.

Mayor Gottman received a letter from the attorneys representing Wal-Mart requesting to withdraw their request for a Class D liquor license.

**CONCERNS FROM ALDERMEN:**

Alderman Brosman asked the council to reconsider replacing a section of sidewalk next to Dennis Grubaugh's building, on the northeast corner of Gallatin and Sixth Street.

Feldpouch asked if the city is going to do this for others who request it.

Brosman said there are some other areas in the downtown, right off of Gallatin that he thinks needs to be looked at.

Black asked Brosman if the city offered Grubaugh the standard sidewalk incentive.

Brosman said yes, but Grubaugh denied that offer.

Brosman stated that the replacement is somewhere around \$1,800. and would be done under the downtown streetscape project.

Morani reported there is \$25,000 set aside for work for needed areas and should not be used for sidewalk replacement.

Mayor Gottman asked for a roll call vote on the matter. Brosman, Bennett, Swarm and Cable all voted yea and Feldpouch, Black and McNutt voted no. Request was granted.

Feldpouch asked if the city ever approached I.D.O.T. about the possibility of getting stop lights at the intersection of Veterans Ave. and Sunset Drive.

Mayor Gottman stated that the city has requested, along with the turn lanes, but I.D.O.T. does not have the money and the traffic count was an issue.

**ADJOURNMENT:**

A motion was made by Black and seconded by Feldpouch to adjourn. Motion carried.

