

**CITY COUNCIL**

Regular Meeting

November 7, 2016

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.

**PLEDGE OF ALLEGIANCE:**

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

**ROLL CALL:**

Swarm, Hubler, Rebbe, Lester, Stunkel, Hobler, Crawford and B. John Clark.

**MINUTES:**

A motion was made by Swarm and seconded by Crawford approving the minutes from the October 17, 2016 as presented. Motion carried.

A motion was made by Swarm and seconded by Crawford approving the Special City Council minutes from October 24, 2016 as resented. Motion carried.

**REGULAR BILLS:**

A motion was made by Stunkel and seconded by B. John Clark approving the regular bills as submitted. Motion carried.

**SPECIAL BILLS:**

A motion was made by Stunkel and seconded by B. John Clark approving the Special Bills as submitted: Illinois Municipal League Risk Management Association in the amount of \$155,744.82 for December 31, 2016-December 31, 2017 Insurance; Fayette Co. Treasurer in the amount of \$2,640.75 for

4<sup>th</sup> quarter animal control; Ameren Illinois in the amount of \$3,726.38 for street lights; Land of Lincoln Credit Union in the amount of \$12,488.50 for loan on fire truck; Hurst-Rosche Engineering in the amount of \$15,366.82 for engineering services on the Fifth & Randolph Bridge; Allen Hunter in the amount of \$2,308.37 for TIF reimbursement; U.S. Bancorp in the amount of \$14,781.19 for monthly payment on water meters; Dezurik, Inc. in the amount of \$5,307.00 for a rubber seated butterfly valve; Sidener Environmental Services in the amount of \$4,115.91 for valves, tubings and repairs; Brenntag Mid South, Inc. in the amount of \$20,056.90 for chemicals; Cedarchem, LLC in the amount of \$10,739.82 for Cedarclear bulk. Motion carried.

**TREASURER'S REPORT:**

A motion was made by Stunkel and seconded by Hobler approving the Treasurer's Report to be filed for audit. Motion carried.

**ORDINANCE #2016-11-7-A:  
AMENDING THE VANDALIA  
MUNICIPAL CODE AT TITLE V  
BUSINESS LICENSES &  
REGULATIONS AT SECTION  
5.08.070 NUMBER OF LICENSES**

A motion was made by B. John Clark and seconded by Crawford adopting Ordinance 2016-11-7-A, Amending the Vandalia Municipal Code At Title V Business Licenses and Regulations At Section 5.08.070 Number of Licenses.

Not more than Eight (8) Class E Licenses shall be currently in effect at any one time.

Roll Call: Hubler, yea; Swarm, yea; Stunkel, yea; Hobler, yea; Rebbe, yea; Clark, yea; Lester,

yea; Crawford, yea. Motion carried.

**FIRST READING OF LIQUOR  
LICENSE-CLASS A-MEYER OIL  
CO:**

A first reading was for Meyer Oil Company. Randy Meyer, president of Meyer Oil Company has applied for a Class A liquor license along with video gaming in the location where Burger King is now.

Burger King will not be renewing its lease for the space that is adjacent to the Mach I convenience store.

Mr. Meyer described the expansion as a major renovation that will begin construction in March 2017.

**FIRST READING OF LIQUOR  
LICENSE-CLASS A-DISCOUNT  
TOBACCO:**

A first reading was for Duffy and Associates, Inc. D/B/A Discount Tobacco. Steve Kerber is also requesting a Class A liquor license along with video gaming.

Both licenses will be voted on at the November 21<sup>st</sup> council meeting.

**ORDINANCE #2016-11-7-B:  
AN ORDINANCE PROHIBITING THE  
USE OF GROUNDWATER AS A  
POTABLE WATER SUPPLY BY THE  
INSTALLATON OR USE OF  
POTABLE SUPPLY WELLS OR BY  
ANY OTHER METHOD:**

A motion was made by B. John Clark and seconded by Swarm adopting Ordinance #2016-11-7-B, Ordinance Prohibiting The Use Of Groundwater As A Potable Water Supply By The Installation Or Use Of Potable Supply Wells Or By Any Other Method.

Location of the property is at 105 and 127 W. Gallatin St., Vandalia, IL.

Roll Call: Stunkel, yea; Hubler, yea; Clark, yea; Swarm, yea; Crawford, yea; Rebbe, yea; Lester, yea; Hobler, yea. Motion carried.

**ORDINANCE #2016-11-7-C:**  
**RESOLUTION APPROVING A**  
**HIGHWAY AUTHORITY AGREEMENT**

A motion was made by Swarm and seconded by B. John Clark adopting Resolution #2016-11-7-C, Approving A Highway Authority Agreement.

DaLee Oil Company, Inc. has requested execution of a Supplemental Ordinance pertaining to prohibiting the use of groundwater as a potable water source in an area East of First Street.

Roll Call: Hobler, yea; Swarm, yea; Lester, yea; Rebbe, yea; Hubler, yea; Clark, yea; Stunkel, yea; Crawford, yea. Motion carried.

**ORDINANCE #2016-11-7-D:**  
**AUTHORIZING THE EXECUTION OF**  
**THE IMLRMA MINIMUM/MAXIMUM**  
**CONTRIBUTION AGREEMENT**

A motion was made B. John Clark and seconded by Stunkel, Adopting Ordinance #2016-11-7-D, Authorizing The Execution Of The IMLRMA Minimum/Maximum Contribution Agreement.

The agreement is for one year beginning 12/31/2016 to 12/31/2017.

The city will make one payment of \$155,744.82 based on the Min/Max Minimum Contribution.

Roll Call: Rebbe, yea; Stunkel, yea; Clark, yea; Crawford, yea; Lester, yea; Hobler, yea; Swarm, yea; Hubler, yea; Motion carried.

**ORDINANCE #2016-11-7-E:**  
**ORDINANCE AMENDING THE**  
**VANDALIA MUNICIPAL CODE AT**  
**TITLE 8, HEALTH & SAFETY, AT**  
**CHAPTER 8.16 GARBAGE**  
**COLLECTION AND DISPOSAL**

A motion was made by Hubler and seconded by Stunkel adopting Ordinance 2016-11-7-E, Amending the Vandalia Municipal Code at Title 8, Health & Safety, At Chapter 8.16 Garbage Collection And Disposal.

The ordinance now stipulates that the orange toters shall be kept and maintained upon the residential lot and shall not be upon the street side of said residential lot.

Roll Call: Hobler, yea; Swarm, yea; Lester, yea; Rebbe, yea; Hubler, yea; Clark, yea; Stunkel, yea; Crawford, yea. Motion carried.

**RESOLUTION #2016-11-7-F:**  
**APPROVING AN AGREEMENT FOR**  
**PRELIMINARY ENGINEERING**  
**SERVICES BETWEEN THE CITY OF**  
**VANDALIA, ILLINOIS, AND**  
**HURST-ROSCHÉ ENGINEERS, INC.**

A motion was made by B. John Clark and seconded by Crawford, Approving An Agreement For Preliminary Engineering Services Between the City of Vandalia, IL And Hurst-Rosche Engineers, Inc.

Roll Call: Swarm, yea; Hubler, yea; Crawford, yea; Stunkel, yea; Hobler, nay; Rebbe, yea; Lester, yea; Clark, yea. Motion carried.

**RESOLUTION #2016-11-7-G:**  
**APPROVING A MEMORANDUM OF**  
**AGREEMENT FOR COSPONSORSHIP**  
**BETWEEN THE CITY OF**  
**VANDALIA, ILLINOIS, AND**  
**GROUPCARES-WORKCAMPS**

A motion was made B. John Clark and seconded by Hobler adopting Resolution #2016-11-7-G, Approving A Memorandum Of Agreement For Cosponsorship Between The City of Vandalia, Illinois, And Groupcares-Workcamps.

Roll Call: Hobler, yea; Lester, yea; Stunkel, yea; Rebbe, yea; Hubler, nay; Clark, yea; Swarm, yea; Crawford, nay. Motion carried.

**RESOLUTION #2016-11-7-H:  
AUTHORIZATION OF CONTRACT  
CHANGES**

A motion was made by Stunkel and seconded by Lester approving Resolution #2016-11-7-H, Authorization Of Contract Change which is the contract change order on the bridge project at Fifth & Randolph St. which includes the relocation of a 6" water mains at that location. The estimated cost of the main relocations is \$126,632.85. The city's portion will be \$25,326.57 due to 80%/20% share with the State. Motion carried.

**AUTHORIZATION TO SEEK BIDS  
FOR 1 SQUAD CAR:**

A motion was made by B. John Clark and seconded by Stunkel giving authorization to seek bids for 1 squad car. It is a budgeted item. Motion carried.

**AUTHORIZATION TO PURCHASE  
CIVIC CLARITY UPGRADE FOR  
CITY CLERK AND WATER & SEWER  
DEPARTMENT:**

A motion was made by Swarm and seconded by B. John Clark authorizing the purchase of the Civic Clarity Upgrade for the City Clerk & Water & Sewer Department.

A down payment of \$5,000 is due upon execution of the contract with \$19,050 due in May 2017 and the remaining \$19.050 due in May 2018. Motion carried.

**APPROVAL OF WATER & SEWER  
AND CEMETERY & LANDFILL  
COMMITTEE MEETING MINUTES  
FROM OCTOBER 26, 2016:**

A motion was made by Hubler and seconded by Swarm approving the Water & Sewer and Cemetery & Landfill Committee Meeting Minutes from October 26, 2016 as presented. Motion carried.

**APPROVAL OF TIF ADVISORY  
COMMITTEE MEETING MINUTES  
FROM NOVEMBER 3, 2016:**

A motion was made by Stunkel and seconded by B. John Clark approving the TIF Advisory Committee Meeting Minutes from November 3, 2016 as presented. Motion carried.

**ORDINANCE #2016-11-7-I:  
APPROVING A CERTAIN TIF  
AGREEMENT BY & BETWEEN THE  
CITY OF VANDALIA AND AUSTIN  
HOLDINGS GROUP, INC.**

A motion was made by Hobler and seconded by Stunkel to double the amount recommended by the City's TIF Advisory Committee from \$40,000.00 to \$80,000.00 to Austin Holdings Group.

Chad Austin has purchased the former Eagles Club at 112 N. Sixth Street with plans to use that building for a sports bar/restaurant.

Austin Holdings Group will be doing a major renovation of the building.

The total costs of rehabilitation, reconstruction, or repair or remodeling of existing public or private buildings is estimated at \$161,700.00

TIF eligible costs will include: complete renovation of the top story of the facility, new windows, ADA compliant restrooms, new exterior finish.

The developer will receive \$80,000 in the form of 1 annual payment to be paid from the Special Allocations Fund, Vandalia TIF.

Roll Call: Swarm, yea; Rebbe, yea; Stunkel, yea; Hubler, yea; Hobler, yea; Clark, yea; Lester, yea; Crawford, yea. Motion carried.

**ORDINANCE #2016-11-7-J:  
APPROVING A CERTAIN TIF  
AGREEMENT BY AND BETWEEN THE  
CITY OF VANDALIA AND STACIA  
FIELDS**

A motion was made by B. John Clark and seconded by Hobler approving Ordinance #2016-11-7-J, TIF Agreement Between The City of Vandalia & Stacia Fields.

Ms. Fields is planning to open a coffee shop, The Coffee Bean Espresso Shed, a drive-thru Coffee Shop.

The total costs of rehabilitation, reconstruction, or repair or remodeling of existing public or private buildings is \$27,813.37.

TIF Eligible costs will include: plumbing, bathroom addition, deck materials, and HVAC.

The Developer will receive no more than \$7,500.00 in the form of 1 annual payment to be paid from the Special Allocation Fund, Vandalia TIF.

Roll Call Vote: Hubler, nay; Swarm, yea; Stunkel, yea; Crawford, nay; Rebbe, yea; Hobler, yea; Clark, yea; Lester, yea. Motion carried.

**RESOLUTION APPROVING AN  
AGREEMENT FOR BUILDING USE  
BETWEEN THE CITY OF  
VANDALIA, IL AND RADLIFF  
PROPERTIES, LLC.**

Radliff Properties, LLC proposed an Indemnity Agreement for the use of the former Allen's Furniture building to be used for the Santa House.



City Attorney Connor said that he has some concerns with the ambiguities in the agreement.

Lester asked whether the city's insurance carrier would have a problem with this agreement and both Connor and Mayor Gottman said that it would.

The issue died for a lack of a motion.

**MAYOR'S REPORT:**

Mayor Gottman announced that the Weston House Event Center is now open.

The event center will handle weddings, receptions, reunions, parties and meeting spaces.

It is located at 1405 Veterans Ave., the former Good Will Store.

Mayor Gottman announced that Olde Tyme Christmas is this weekend. The lighting of the Christmas tree will take place at 5:00 p.m. on Friday evening.

On Thursday, November 17<sup>th</sup>, there will a community meeting with Kaskaskia College at 3:30 p.m. at the Kaskaskia College in Vandalia.

Mayor Gottman announced that a Beautification Meeting is coming up also.

The beautification committee has been very busy by the city parking lot. Planting mums and various other projects throughout town.

**STANDING COMMITTEES:**

B. John Clark reported that Schulte Construction started on the sidewalk replacement where the building collapsed. He is working with the city to try to finish it up before Friday evening.

The Vandalia Water Department received a certificate of commendation in recognition of achieving the highest standard of compliance for at least twenty years in accordance with the Illinois Fluoridation Act from The Illinois Department of Public Health.

Swarm reported that the company came in on Tuesday to start working on the lift station out by Wal-Mart. They left Friday afternoon.

Mayor Gottman said that the City of Vandalia and the Chamber of Commerce will meet this Thursday to talk about Economic Development.

Mayor Gottman announced that the Chamber of Commerce Office has relocated above the First National Bank. This Thursday at 5:00 they will have an open house with a ribbon cutting at 5:30 P.M.

The State Farm Insurance has reopened. There will be a ribbon cutting on November 19<sup>th</sup> at 10:00 A.M.

Mayor Gottman mentioned the City of Vandalia hosted Cory Jobe the Illinois Director of Tourism. He spoke at the Chamber Meeting

and followed up with a reception for him at the Capitol View Restaurant.

**COUNCIL CONCERNS:**

Crawford stated to the council that she received a call from a resident in Vandalia, John Williams in regard to his damaged toter which was hit by a vehicle on Jefferson St.

He said, that he could not get a straight answer from Doty Sanitation on who is responsible for damages to the toters not caused by the owner.

He said, that he would like it stated for public record whose responsibility is it to toters damaged by someone other than the owner.

Mayor Gottman said that he would follow up with Doty Sanitation.

**ADJOURNMENT:**

A motion was made by Hobler and seconded by B. John Clark to adjourn. Motion carried.

---

CITY CLERK





