

**CITY COUNCIL**

Regular Meeting

May 1, 2017  
7:30 P.M.

**PLEDGE OF ALLEGIANCE:**

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

**CALL TO ORDER:**

Mayor Gottman called the regularly scheduled meeting of the Vandalia City Council to order.

**OATH OF OFFICE TO CITY CLERK PEGGY BOWEN:**

Mayor Rick Gottman administered the oath of office to City Clerk Peggy Bowen. Bowen is serving her sixth term in office. She is the longest serving Clerk for the City of Vandalia.

**OATH OF OFFICE TO MAYOR RICK GOTTMAN:**

City Clerk Peggy Bowen administered the oath of office to Mayor Rick Gottman. Gottman is serving his fifth term in office.

**ROLL CALL:**

Aldermen present were: Hubler, Rebbe, B. John Clark, Lester, Crawford, Barker and Hobler. Stunkel was absent.

**MOMENT OF SILENCE FOR HELEN CULBERTSON:**

A moment of silence was observed for Helen Culbertson who passed away last week.

**APPOINTMENT OF JOEL REBBE TO FILL 2 YEAR UNEXPIRED TERM FOR WARD III ALDERMAN:**

A motion was made by B. John Clark and seconded by Crawford approving the appointment of Joel Rebbe to fill a two year unexpired term for Ward III alderman. Motion carried.

**SWEARING IN OF THE ELECTED  
OFFICIALS FROM APRIL 4, 2017  
CONSOLIDATED ELECTION:**

At this time the Aldermen elected at the April 4, 2017 Consolidated Election were sworn in by City Clerk Peggy Bowen.

**MINUTES:**

A motion was made by Hobler and seconded by B. John Clark approving the minutes from the April 17, 2016 City Council Meeting. Motion carried.

**REGULAR BILLS:**

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

**SPECIAL BILLS:**

A motion was made by Hobler and seconded by Crawford approving the Special Bills: Jenner Ag, Inc. in the amount of \$6,055.00 for a 200 gallon De-Ice/Chemical sprayer for the Street Department; Land of Lincoln Credit Union in the amount of \$12,488.50 for payment on fire truck; Illinois South Tourism in the amount of \$6,220.00 for 4<sup>th</sup> quarter advertising & marketing; Ennis Traffic Safety in the amount of \$1,941.50 for street paint; Rusani Inc. in the amount of \$9,400.00 for a TIF reimbursement; Community Opportunities, Inc. in the amount of \$12,090.93 for the CEFS location at 517 W. Gallatin; Hurst Rosche Engineers in the amount of \$14,678.46 for Fifth & Randolph Construction; U.S. Bancorp in the amount of \$14,781.19 for water meters; HD Supply Waterworks in the amount of \$2,781.89 for anchor couplings; South Central FS in the amount of \$4,416.00 for tires for the loader for public works sewer; Brenntag Mid South, Inc. in the amount of \$7,827.19 for chemicals; Hawkins, Inc. in the amount of \$4,144.10 for chemicals; Motion carried.

**TOURISM COMMISSION MEETING  
MINUTES FROM MARCH 28,2017:**

A motion was made by Crawford and seconded by Barker approving the Tourism Commission Meeting Minutes as presented. Motion carried.

**PLANNING COMMISSION MEETING  
MINUTES FROM APRIL 18,2017:**

A motion was made by B. John Clark and seconded by Hubler approving the Planning Commission Meeting Minutes as presented. Motion carried.

**ORDINANCE FAILED:  
AMENDING THE CITY OF  
VANDALIA ZONING DISTRICT**

A motion was made by Hobler and seconded by Hubler Amending the City of Vandalia Zoning District.

Bruce & Kathleen Wright are seeking to amend the zoning from "RT" Two Family Residential to "RM" Multiple Family Residential.

The Wright's recently purchased the former Fayette County Health Department at 509 W. Edwards.

After discussion it was decided that the properties in that area were simply not meant to be multi-family facilities, they were meant to be single family homes.

Roll Call: Crawford, yea; Barker, nay; Hobler, nay; Rebbe, nay; Clark, nay; Lester, nay; Hubler, nay; Stunkel, absent. Ordinance failed.

**RESOLUTION #2017-5-1-A:  
APPROVING AN AGREEMENT FOR  
MARKETING SERVICES BETWEEN  
THE CITY OF VANDALIA, IL &  
FIRETEC**

A motion was made by Lester and seconded by B. John Clark Approving Resolution #2017-5-1-A, An Agreement For Marketing Services Between The City of Vandalia, Illinois And Firetec for the listing of the older ladder truck.

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

**APPROVAL OF BIDS FOR MFT MATERIAL LETTING FROM APRIL 24, 2017:**

A motion was made by B. John Clark and seconded Hobler approving the bids from the MFT Material Letting from April 24, 2017. Motion carried.

**AUTHORIZATION TO FILL VACANCY AT WATER TREATMENT PLANT:**

A motion was made by B. John Clark and seconded by Hobler approving the hiring of Alex Redman to fill the vacancy of Matt Wyant at the Water Treatment Plant. Motion carried.

**APPROVAL OF SALT DOME STRUCTURE AT CITY GARAGE:**

A motion was made by Lester and seconded by Barker approving the bid from Westendorf Construction in the amount of \$29,100.00 for a Norseman Structure 50' x 60' w/12' oc Truss Arch/Blue End Cap & Apron Salt Dome Structure. Motion carried.

**AUTHORIZATION TO REPLACE TWO (2) CHEMICAL FEED PUMPS:**

A motion was made by B. John Clark and seconded by Crawford authorizing to replace Two (2) Chemical Feed Pumps in the amount of \$2,738.30 from USABLUEBOOK Gurnee, Il. Motion carried.

**AUTHORIZATION FOR REPAIR OF PUMP AT WAL-MART LIFT STATION:**

A motion was made by Barker and seconded by Crawford authorizing the repair of a pump at Wal-Mart Lift Station in the amount of \$5,402.27 from Vandevanter Engineering. Motion carried.

**ORDINANCE #2017-5-1-B: AMENDING THE CITY OF VANDALIA ZONING DISTRICT MAP:**

A motion was made by Hobler and seconded by Hubler, Approving Ordinance #2017-5-1-B, Amending The City of Vandalia Zoning District Map.

Walter Barenfanger requested a Petition for Amendment of the City of Vandalia Zoning Ordinance.

Barenfanger has been approached by a potential developer that is seeking to build an assisted living facility for Alzheimer patients. Therefore, the property would need to be rezoned to "RM" Multiple Family Residential to make the facility a permitted use.

This would include all of Lots 3 and 4 and 50 ft of the western parts of Lots 8 & 9 of L.T.'s Central West Subdivision.

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

**ORDINANCE #2017-5-1-C:**  
**AMENDING THE CITY OF**  
**VANDALIA MUNICIPAL CODE AT**  
**CHAPTER 9, PUBLIC PEACE,**  
**MORALS AND WELFARE AT**  
**SECTION 9.12.040 OBSTRUCTING**  
**STREETS**

A motion was made by Hubler and seconded B. John Clark Adopting Ordinance #2017-5-1-C, Amending The City of Vandalia Municipal Code At Chapter 9, *Public Peace, Morals And Welfare* At Section 9.12.040 Obstructing Streets.

No person shall rake, deposit, dump, or cause to be raked, placed, deposited or dumped any leaves, trash, organic materials, or other debris, into any ditch or onto that portion of the public right-of-way improved by gravel, oil and chat or other hard surfacing material for vehicular traffic except when such materials are bagged or otherwise contained as required for trash or landscape/lawn waste pickup purposes.

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

**ORDINANCE #2017-5-1-D:**  
**AMENDING THE VANDALIA**  
**MUNICIPAL CODE AT TITLE 8,**  
**HEALTH & SAFETY AT CHAPTER**  
**8.16 GARBAGE COLLECTION AND**  
**DISPOSAL, SECTION 8.16.010**  
**DEFINITIONS**

A motion was made by Hubler and seconded by Hobler Adopting Ordinance #2017-5-1-D, Amending the Vandalia Municipal Code At Title 8, Health & Safety, At Chapter 8.16 Garbage Collection And Disposal, Section 8.16.010 Definitions.

"Other refuse" includes, but is not limited to leaves, tree trimmings, branches, stumps, brush, grass, yard trimmings and weeds.

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

**ORDINANCE #2017-5-1-E:**  
**ORDINANCE AMENDING THE CITY**  
**OF VANDALIA MUNICIPAL CODE**  
**AT CHAPTER 9, PUBLIC PEACE,**  
**MORALS AND WELFARE AT**  
**SECTION 9.12.060 BONFIRES**

A motion was made by Hubler and seconded by B. John Clark Adopting Ordinance #2017-5-1-E, Amending The City of Vandalia Municipal Code At Chapter 9, *Public Peace, Morals And Welfare* At Section 9.12.060 Bonfires.

No person shall, within the City Limits, burn any material in open air or inside a stove or other enclosed apparatus kept outside a building and designed to contain burning material.

1. Exceptions include: leaves, tree trimmings, branches, stumps & brush.
2. Apparatuses designed to burn wood, corn or pellets to heat a home.
3. Open fire pits measuring no more than four (4) feet wide from any angle and burning only wood.

Burning shall not be done:

1. On streets, alleys or public right-of-ways
2. When weather conditions, such as wind, may cause burning embers to be carried off the premises.
3. When smoke generated by the fire

creates a visibility hazard on a street or alley.

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

**APPROVAL OF THE  
CEMETERY/LANDFILL COMMITTEE  
MEETING MINUTES FROM APRIL  
24, 2017 AS SUBMITTED:**

A motion was made by Hubler and seconded by Crawford approving the Cemetery/Landfill Committee Meeting Minutes from April 24, 2017 as submitted. Motion carried.

**ORDINANCE #2017-5-1-F:  
CREATING A CLASS J LIQUOR  
LICENSE PERMITTING THE SALE  
OF BEER AND WINE ONLY IN A  
LICENSED VIDEO GAMING PARLOR**

A motion was made by Hubler and seconded by Crawford Adopting Ordinance #2017-5-1-F, Creating a Class J Liquor License Permitting The Sale Of Beer And Wine Only In A Licensed Video Gaming Parlor.

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

**ORDINANCE #2017-5-1-G:  
AMENDING CHAPTER 5.08  
ALCOHOLIC BEVERAGE SALES OF  
THE VANDALIA MUNICIPAL CODE**

A motion was made by B. John Clark and seconded by Crawford Adopting Ordinance #2017-5-1-G, Amending Chapter 5.08 Alcoholic Beverage Sales Of The Vandalia Municipal Code.

Class J Licenses, authorizing the retail of beer and wine only in a video gaming parlor as specified at 5.08.280. The fee shall be \$1,000.00.

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

**ORDINANCE #2017-5-1-H:**  
**AMENDING THE VANDALIA**  
**MUNICIPAL CODE AT TITLE V**  
**BUSINESS LICENSES AND**  
**REGULATIONS AT SECTION**  
**5.08.070 NUMBER OF LICENSES**

A motion was made by Crawford and seconded by Hubler, Adopting Ordinance #2017-5-1-H, Amending The Vandalia Municipal Code At Title V Business Licenses And Regulations At Section 5.08.070 Number of Licenses.

Title V Business Licenses and Regulations of the Vandalia Municipal Code is amended at Section 5.08.070 Number of Licenses by deletion of any reference therein to Class A Licenses and substitution of the following in lieu of:

Not more than One (1) Class A Licenses shall be currently in effect at any one time.

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

**ORDINANCE #2017-5-1-I:**  
**AMENDING THE VANDALIA**  
**MUNICIPAL CODE AT TITLE V**  
**BUSINESS LICENSES &**  
**REGULATIONS AT SECTION**  
**5.08.070 NUMBER OF LICENSES**

A motion was made by Hobler and seconded by B. John Clark Adopting Ordinance #2017-5-1-I, Amending The Vandalia Municipal Code At Title V Business Licenses & Regulations At Section 5.08.070 Number of Licenses.

Not more than two (2) Class H Licenses shall be currently in effect at any one time.

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

**AUTHORIZATION TO SEEK BIDS**  
**FOR CITY CAR LEASE:**

A motion was made by B. John Clark and seconded by Crawford authorizing the City to seek bids for City car lease. Motion carried.



**AUTHORIZATION TO ACCEPT  
RESIGNATION OF BRIAN STOUT  
AS ECONOMIC DEVELOPMENT &  
TOURISM DIRECTOR:**

A motion was made by Barker and seconded by B. John Clark accepting the resignation of Brian Stout as Economic Development & Tourism Director. Motion carried.

On Friday, April 28<sup>th</sup>, Stout submitted his resignation. Stout states that, "working for the city has truly been an honor. Being able to serve the citizens of the community has brought about a new found respect for the individuals who want to make Vandalia the best it can be."

**ORDINANCE #2017-5-1-J:  
AN ORDINANCE AMENDING  
SALARIES FOR FISCAL YEAR MAY  
1, 2017-APRIL 30, 2018**

A motion was made by Crawford and seconded by Barker Adopting Ordinance #2017-5-1-J, Amending the Salaries for Fiscal Year May 1, 2017-April 30, 2018.

Roll Call vote: Clark, yea; Hubler, yea; Crawford, yea; Crawford, yea; Hobler, yea; Rebbe, yea; Lester, yea; Barker, yea. Motion carried.

**RESOLUTION #2017-5-1-K:  
AUTHORIZING EXECUTION OF AN  
EMPLOYMENT CONTRACT BETWEEN  
THE CITY OF VANDALIA AND  
LATISHA L. PASLAY**

A motion was made by Crawford and seconded by B. John Clark Approving Resolution #2017-5-1-K, Authorizing Execution Of An Employment Contract Between The City of Vandalia And Latisha L. Paslay.

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

**ORDER OF APPOINTMENT FOR  
TREASURER:**

A motion was made by Crawford and seconded by B. John Clark approving the Order of Appointment For Treasurer to LaTisha Paslay. Motion carried.

\$4,000.00 is the sum as an annual salary for the duties of Treasurer.

**RESOLUTION #2017-5-1-L:**  
**RATIFYING AND AFFIRMING**  
**ORDER OF APPOINTMENT OF CITY**  
**TREASURER**

A motion was made by Crawford and seconded by Hubler Approving Resolution #2017-5-1-L, Ratifying And Affirming Order of Appointment Of City Treasurer.

The appointment of LaTisha Paslay as Treasurer of the City of Vandalia for the period of May 1, 2017 through April 30, 2021, pursuant to the Order of Appointment by Mayor Gottman.

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

**RESOLUTION #2017-5-1-M:**  
**AUTHORIZING EXECUTION OF AN**  
**EMPLOYMENT CONTRACT BETWEEN**  
**THE CITY OF VANDALIA AND**  
**JEFFERY D. RAY**

A motion was made by Lester and seconded by B. John Clark Approving Resolution #2017-5-1-M, Authorizing Execution Of An Employment Contract Between The City of Vandalia and Jeffery Ray.

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

**RESOLUTION #2017-5-1-N:**  
**AUTHORIZING EXECUTION OF AN**  
**EMPLOYMENT CONTRACT BETWEEN**  
**THE CITY OF VANDALIA AND**  
**MARLIN FILER**

A motion was made by B. John Clark and seconded by Barker Approving Resolution #2017-5-1-N, Authorizing Execution Of An Employment Contract Between The City of Vandalia and Marlin Filer.

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

**RESOLUTION #2017-5-1-O:**  
**AUTHORIZING EXECUTION OF AN**  
**EMPLOYMENT CONTRACT BETWEEN**  
**THE CITY OF VANDALIA AND TOM**  
**HENRICHSMEYER**

A motion was made by Hobler and seconded by B. John Clark Approving Resolution #2017-5-1-O, Authorizing Execution Of An Employment Contract Between The City of Vandalia and Tom Henrichsmeyer.

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

**RESOLUTION #2017-5-1-P:**  
**AUTHORIZING EXECUTION OF AN**  
**EMPLOYMENT CONTRACT BETWEEN**  
**THE CITY OF VANDALIA AND SAM**  
**KERR**

A motion was made by Hobler and seconded by Hubler Approving Resolution #2017-5-1-P, Authorizing Execution Of An Employment Contract Between The City of Vandalia And Sam Kerr.

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

**RESOLUTION #2017-5-1-Q:**  
**AUTHORIZING EXECUTION OF AN**  
**EMPLOYMENT CONTRACT BETWEEN**  
**THE CITY OF VANDALIA AND**  
**MARK AUGENSTEIN**

A motion was made by Hobler and seconded by Barker Approving Resolution #2017-5-1-Q, Authorizing Execution Of An Employment Contract Between The City of Vandalia And Mark Augenstein.

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

**RESOLUTION #2017-5-1-R:**  
**AUTHORIZING EXECUTION OF AN**  
**EMPLOYMENT CONTRACT BETWEEN**  
**THE CITY OF VANDALIA AND**  
**MARTIN HUSKEY**

A motion was made by Crawford and seconded by Hobler Approving Resolution #2017-5-1-R, Authorizing Execution Of An Employment Contract Between The City of Vandalia And Martin Huskey.

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

**RESOLUTION #2017-5-1-S:**  
**AUTHORIZING EXECUTION OF AN**  
**EMPLOYMENT CONTRACT BETWEEN**  
**THE CITY OF VANDALIA AND**  
**ZACHARY A. KOPP**

A motion was made by B. John Clark and seconded by Barker Approving Resolution #2017-5-1-S, Authorizing Execution Of An Employment Contract Between The City of Vandalia and Zachary A. Kopp.

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

**RESOLUTION #2017-5-1-T:  
AUTHORIZING EXECUTION OF AN  
EMPLOYMENT CONTRACT BETWEEN  
THE CITY OF VANDALIA AND  
DANIEL BARENFANGER**

A motion was made by Barker and seconded by B. John Clark Approving Resolution #2017-5-1-T, Authorizing Execution Of An Employment Contract Between The City of Vandalia and Daniel Barenfanger.

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

**APPROVAL OF APPOINTMENT OF  
JERRY SWARM TO PLANNING  
COMMISSION:**

A motion was made by Barker and seconded by B. John Clark endorsing the appointment of Jerry Swarm to the Planning Commission. Swarm will replace Steve Barker who was recently elected to the city council. Motion carried.

**MAYOR'S REPORT:**

Mayor Gottman announced that he attended the Illinois TIF Conference in Springfield last week. Mayor Gottman said that it was a very good meeting. Somethings brought to light in regard to TIF law and etc.

Mayor Gottman announced that he and LaTisha Paslay will meet with the TIF attorney in Chicago on May 17<sup>th</sup>.

Next week, Mayor Gottman will be meeting with a consultant of TIF.

At the TIF Conference there was an election of the Board of Directors and Mayor Gottman was re-elected to the Board of Directors for the Illinois TIF Association.

Mayor Gottman attended the IML meeting in Springfield.

**STANDING COMMITTEES:**

LaTisha Paslay reported that she and Public Works Director, Marlin Filer have been working on a list of guidelines for the residents to follow in regard to Street Department pickup procedures.

The ordinances will go into effect June 1, 2017.

Fifth St. and Randolph is just about completed. Waiting on the striping of the road. A ribbon cutting will take place on the opening of the road very soon.

Habler said that he would like to comment on the recycling. He felt it was important to keep the electronic recycling offered by the Fayette County Soil and Water Conservation District.

The nearest place to go for electronic recycling is Champaign.

Mayor Gottman encouraged residents to voice their opinions on the proposal to add a \$1.25 monthly surcharge to residents' water bills to support the recycling programs.

Mayor Gottman commented, I don't know if any of you have received calls and Aldermen Clark and Rebbe said they had. All being negative towards the additional charge to the water bill.

Mayor Gottman said that he received a quote from Slack Glass to replace the windows in the front office. He plans to meet with Andy Lester to review the quote.

Habler reported that the informational meeting to discuss annexation of the Vandalia Lake into the City of

Vandalia has been rescheduled for June 24<sup>th</sup> due to several unable to attend the meeting this Saturday evening. The meeting will be held at 10:00 A.M. in the city council chambers.

Mayor Gottman is asking the media to get the word out that the City of Vandalia is looking for a full-time Economic Development Director.

**ANNOUNCEMENTS & CONCERNS:**

Lester asked where the city stands with the sidewalk replacement plan at this time. Anyone with ideas should get with Marlin Filer.

Lester also questioned what kind of grants does the city have in the pipeline?

Mayor Gottman said that we are working on one for the Water Plant.

Lester asked about any road work, to get in line for when funding comes available.

Mayor Gottman said that he has been in contact with all three engineering firms that the city has used, HMG, Hurst & Rosche and Crawford & Associates.

Lester also asked, has there been any discussion with the owner of the wall across the street from City Hall when he plans to fix it? Mayor Gottman said that he has been meeting with the owner.

Mayor Gottman is asking in writing the committee that you would like to chair and the committees that you would like to be on.

A contact information list of elected officials and department heads along with meeting dates was passed out to the alderman and the news media.

Mayor Gottman said, there is nothing for Executive Session, but wanted to cover something under Executive Session; there are only three reasons to go into Executive Session: land acquisition the sale or inquiring of land; individual personnel matter; pending legal action.

**ADJOURNMENT :**

There being nothing further to discuss, a motion was made by Hobler and seconded by Crawford to adjourn.

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CITY CLERK









