

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF COLUMBIA,
ILLINOIS HELD MONDAY, OCTOBER 20, 2008 IN THE COUNCIL ROOM OF CITY HALL

I. CALL TO ORDER

Mayor Hutchinson called the City Council of Columbia, Illinois to order at 7:00 PM. Upon Roll Call, the following members were:

Ebersohl	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent	Row	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent
Agne	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent	Hejna	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent
Niemietz	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent	Oberkfell	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent
Unnerstall	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent	Stumpf	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent

Quorum Present.

Administrative Staff Present:

<input checked="" type="checkbox"/> City Clerk Wes Hoeffken	<input type="checkbox"/> Accounting Manager Linda Sharp
<input checked="" type="checkbox"/> City Attorney Tom Adams	<input checked="" type="checkbox"/> Chief of Police Joe Edwards
<input type="checkbox"/> Building Inspector Al Holden	<input type="checkbox"/> City Treasurer Bob Naumann
<input checked="" type="checkbox"/> City Engineer Ron Williams	<input checked="" type="checkbox"/> Director of Economic Development Paul Ellis
<input type="checkbox"/> Fire Chief Mike Roediger	<input checked="" type="checkbox"/> Deputy Chief of Police Jerry Paul
<input type="checkbox"/> Deputy CEMS Director Ken Buss	

The Council recited the Pledge of Allegiance.

II. APPROVAL OF MINUTES

The minutes of the Executive Session of the City Council held Monday, October 6, 2008 were submitted for approval.

Corrections were forwarded to Mr. Hoeffken. Approval of the minutes was deferred until corrections from Mr. Adams and Mr. Skigen are incorporated into the minutes and distributed to the Council.

The minutes of the Regular Meeting of the City Council held Monday, October 6, 2008 were submitted for approval.

Corrections were forwarded to Mr. Hoeffken.

MOTION:

It was moved and seconded to approve the minutes of the Regular Meeting of the City Council held Monday, October 6, 2008, as amended and on file at City Hall.

Moved by: Unnerstall Second: Stumpf Vote: Roll Call

Ebersohl	Yea	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea		

Motion Carried 8 To 0

III. DELEGATIONS

There were no delegations present.

IV. REPORT OF OFFICERS

A. Library Board

The monthly report of the Library Board was presented to the Council.

B. Police Department

The report of the Police Department was presented to the Council.

Chief Edwards recognized Patrolman William Lowe and Telecommunicator Kevin Robinson who were recognized by the Terrorist Screening Center for their involvement in arresting a person on the national terrorist watch list.

Mr. Hoeffken administered the Oath of Office to Sergeant Jason Donjon.

C. EMS Department

The monthly report of the Columbia Emergency Medical Service was presented to the Council.

D. City Engineer

The report of the City Engineer was presented to the Council.

1. Levee Road Repairs

MOTION:

It was moved and seconded to proceed with levee repairs along DD Road as recommended by the City Engineer.

Moved by: Ebersohl Second: Stumpf Vote: Roll Call

Ebersohl	Yea	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea		

Motion Carried 8 To 0

E. Community and Economic Development

The report of the Director of Community and Economic Development was presented to the Council.

1. National Main Street Conference

MOTION:

It was moved and seconded to approve the attendance of Mr. Paul Ellis as a presenter at the National Main Street Conference, contingent upon sufficient funds in the Community Development budget.

Moved by: Niemietz Second: Ebersohl Vote: Roll Call

Ebersohl	Yea	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea		

Motion Carried 8 To 0

F. Plan Commission

The report of the Plan Commission was presented to the Council.

1. Big Box Store Ordinance

Mr. Russ Horsley requested guidance from the Council about the big box ordinance research the Plan Commission has been conducting. Alderman Unnerstall stated he would like to get a thumbs up or down from the Plan Commission as to whether the City should adopt such an ordinance, and then make a recommendation to the Council as to what should be included in such an ordinance.

G. City Attorney

1. Ordinance No. 2684 - Identity Theft Prevention Program

MOTION:

It was moved and seconded to pass Ordinance No. 2684, an ordinance amending the City of Columbia, Illinois Municipal Code to add thereto a chapter to be

entitled "Identity Theft Prevention Program" the same to be Chapter 3.44 of Title 3 "Revenue and Finance" of the Municipal Code.

Moved by: Stumpf Second: Niemietz Vote: Roll Call

Ebersohl	Present	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Nay	Hejna	Yea	Hutchinson	Yea

Motion Carried 8 To 1

2. City Administrator

MOTION:

It was moved and seconded to ratify the Order of the Columbia City Council to employ Mr. Hank Sinda as an interim City Administrator, which was adopted by the City Council meeting held Monday, October 6, 2008.

Moved by: Niemietz Second: Ebersohl Vote: Roll Call

Ebersohl	Yea	Unnerstall	Nay	Oberkfell	Nay
Agne	Yea	Row	Nay	Stumpf	Nay
Niemietz	Yea	Hejna	Nay		

Motion Failed 5 To 3

3. Ordinance No. 2685 - Utility Adjustment Agreement

MOTION:

It was moved and seconded to pass Ordinance No. 2685, an ordinance authorizing a Utility Adjustment Agreement between the City of Columbia, Illinois and the Illinois Department Of Transportation (IDOT) for the City of Columbia, Illinois to receive reimbursement from the State of Illinois for the cost to acquire utility easements and to relocate a city waterline required for the widening of the Illinois Highway 158 right-of-way in the City and to approve the form of the agreement.

Moved by: Ebersohl Second: Row Vote: Roll Call

Ebersohl	Yea	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea	Hutchinson	Yea

Motion Carried 9 To 0

H. City Clerk

Mr. Hoeffken presented his report to the Council.

I. Mayor

Mayor Hutchinson presented his report to the Council.

MOTION:

It was moved and seconded to accept the report of all Departments and Officers as presented.

Moved by: Row Second: Oberkfell Vote: Voice

Ebersohl	Yea	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea		

Motion Carried 8 To 0

V. CLAIMS & ACCOUNTS

A. Vouchers

MOTION:

It was moved and seconded to authorize the payment of vouchers received through October 17, 2008; the total amount of the vouchers to be paid is two hundred sixty-seven thousand, nine hundred ninety-one dollars, and thirty-nine cents (\$267,991.39).

Moved by: Hejna Second: Stumpf Vote: Roll Call

Ebersohl Yea	Unnerstall Yea	Oberkfell Yea
Agne Yea	Row Yea	Stumpf Yea
Niemietz Yea	Hejna Yea	

Motion Carried 8 To 0

B. Statement of Funds

The report of the Statement of Funds was presented to the Council.

MOTION:

It was moved and seconded to accept the report of the Statement of Funds as presented.

Moved by: Hejna Second: Oberkfell Vote: Roll Call

Ebersohl Yea	Unnerstall Yea	Oberkfell Yea
Agne Yea	Row Yea	Stumpf Yea
Niemietz Yea	Hejna Yea	

Motion Carried 8 To 0

VI. OLD BUSINESS

There was no Old Business brought before the Council.

VII. NEW BUSINESS

A. REJIS Order for Additional Hours

MOTION:

It was moved and seconded to approve the Order for Additional Hours for REJIS to provide 100 additional hours of IT Support Services to the City of Columbia, Illinois.

Moved by: Hejna Second: Row Vote: Roll Call

Ebersohl Yea	Unnerstall Yea	Oberkfell Yea
Agne Yea	Row Yea	Stumpf Yea
Niemietz Yea	Hejna Yea	

Motion Carried 8 To 0

B. Telephone System

Mayor Hutchinson inquired if anyone had any questions regarding the phone system analysis prepared by Theresa Lucas-Stephan. Mayor Hutchinson added representatives were present from Harrisonville Telephone Company. Alderman Unnerstall recommended this issue be referred to Committee.

C. NIMS Training

Mayor Hutchinson reminded the Council to complete the request to provide proof of their NIMS Training certification as requested by Chief Edwards. Mayor

Hutchinson then explained the City has the receipt of a \$32,000.00 grant contingent upon completion of this training by the Council.

D. City Web Site

Alderman Oberkfell stated he has received calls from several constituents regarding the redirect of the Citizens For Columbia domain to the City web site and wants to know if this is legal. Alderman Hejna stated Progress For Columbia previously purchased two domains, citizens4columbia.net and citizens4columbia.com and were routed to Progress For Columbia, but are now routed to the City web site. Alderman Niemietz inquired if the City has any action in this matter. Alderman Unnerstall stated this is a legal issue where a private group is directing a domain to the City web site. Alderman Unnerstall then requested Mr. Adams research this issue and report back to the Council.

E. Personnel Code

Alderman Unnerstall requested Alderman Niemietz call a Personnel Committee to look at ways to improve employee review guidelines, including a requirement that all reviews are conducted during normal business hours, all reviews be done as one-on-one versus two-on-one, and a copy of the review be provided to the employee before the review. Alderman Niemietz stated a review process already exists and reviews are to be conducted between the supervisor and the employee. Alderman Niemietz added the review in question was originally scheduled with the City Clerk and City Administrator, but since he has left, she was going to be present, but had another meeting to attend, and subsequently deferred this to the Mayor. Alderman Niemietz then explained the Personnel Code already contains procedures for reviews and does not see a need to change that process. Alderman Unnerstall added there were problems with a recent review and wanted to discuss this in Personnel Committee. Alderman Niemietz stated she would not call a meeting for this since this issue has not been brought to the attention of the Personnel Committee by the employee. Alderman Niemietz concluded that there are procedures that have not been followed.

VIII. REPORT OF STANDING COMMITTEES

A. Municipal Buildings, Property, and Capital Improvements Committee

Minutes of the Municipal Buildings, Property, and Capital Improvements Committee meeting held Monday, October 13, 2008 were presented to the Council for approval.

MOTION:

It was moved and seconded to approve the minutes of the Municipal Buildings, Property, and Capital Improvements Committee meeting held Monday, October 13, 2008 as on file at City Hall.

Moved by: Oberkfell Second: Row Vote: Roll Call

Ebersohl Yea	Unnerstall Abstain	Oberkfell Yea
Agne Yea	Row	Stumpf Yea
Niemietz Yea	Hejna	

Alderman Unnerstall abstained since he was not present for the meeting.

Motion Carried 8 To 0

B. Committee Of The Whole

Minutes of the Executive Session of the Committee of the Whole and the Committee Of The Whole meeting held Monday, October 13, 2008 were presented to the Council for approval.

1. Micah's Way Street Closure

MOTION:

It was moved and seconded to accept the recommendation of the Committee Of The Whole and approve the request of Mrs. Amanda Keeven, of 212 Micah's Way to close Micah's Way from the intersection of Micah's Way and Robert Drive to 208 Micah's Way for a block party on October 19, 2008 from 1:30 PM until 6:30 PM, contingent upon coordination with the Police Department, City Clerks Office, and the Department of Public Works.

Moved by: Ebersohl Second: Oberkfell Vote: Roll Call

Ebersohl	Yea	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea		

Motion Carried 8 To 0

2. STS Custom Homes Litigation

MOTION:

It was moved and seconded to accept the recommendation of the Committee Of The Whole and appoint Tom Adams as co-counsel for the STS Custom Homes litigation.

Moved by: Ebersohl Second: Row Vote: Roll Call

Ebersohl	Yea	Unnerstall	Yea	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea		

Motion Carried 8 To 0

3. Committee Meeting Minutes

Alderman Unnerstall stated he was going to vote no because he thinks it is important for the public to know what aldermen say at meetings.

MOTION:

It was moved and seconded to accept the recommendation of the Committee Of The Whole and change the format of Committee Meeting minutes to bullet points without names of aldermen, and to review this change at the first regular Committee Meeting of January 12, 2009.

Moved by: Ebersohl Second: Row Vote: Roll Call

Ebersohl	Yea	Unnerstall	Nay	Oberkfell	Nay
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Nay		

Motion Carried 5 To 3

Alderman Ebersohl deferred approval of the Executive Session of the Committee Of The Whole minutes since the minutes were just received prior to the meeting.

MOTION:

It was moved and seconded to approve the minutes of the Committee Of The Whole Committee meeting held Monday, October 13, 2008 as on file at City Hall.

Moved by: Ebersohl Second: Row Vote: Roll Call

Ebersohl	Yea	Unnerstall	Abstain	Oberkfell	Yea
Agne	Yea	Row	Yea	Stumpf	Yea
Niemietz	Yea	Hejna	Yea		

Alderman Unnerstall abstained since he was not present for the meeting.

Motion Carried 8 To 0

C. Ordinance, Planning, and Zoning Committee

Minutes of the Ordinance, Planning, and Zoning Committee meeting held Monday, October 13, 2008 were presented to the Council for approval.

MOTION:

It was moved and seconded to approve the minutes of the Ordinance, Planning, and Zoning Committee meeting held Monday, October 13, 2008 as on file at City Hall.

Moved by: Agne Second: Niemietz Vote: Roll Call

Ebersohl Yea	Unnerstall Yea	Oberkfell Yea
Agne Yea	Row Yea	Stumpf Yea
Niemietz Yea	Hejna Yea	

Motion Carried 8 To 0

IX. CALL FOR COMMITTEE MEETINGS

Monday, October 27, 2008

7:00 PM - Ordinance, Planning, and Zoning
7:10 PM - License, Insurance Claims, CEMA, and Contracts
7:20 PM - Finance, Claims, Bonds, and Interest
7:30 PM - Ambulance, Radio communication, and Dispatch
7:40 PM - Parks, Playgrounds, and Recreation

X. EXECUTIVE SESSION

Mayor Hutchinson informed the Council that he would entertain a motion to go into Executive Session for the purpose of discussing personnel.

MOTION:

It was moved and seconded to direct the Mayor to go into Executive Session at 8:20 PM for the purpose of discussing personnel.

Moved by: Agne Second: Niemietz Vote: Roll Call

Ebersohl Yea	Unnerstall Yea	Oberkfell Yea
Agne Yea	Row Yea	Stumpf Yea
Niemietz Yea	Hejna Yea	

Motion Carried 8 To 0

MOTION:

It was moved and seconded to return to Regular Session of the City Council at 8:27 PM.

Moved by: Agne Second: Niemietz Vote: Roll Call

Ebersohl Yea	Unnerstall Yea	Oberkfell Yea
Agne Yea	Row Yea	Stumpf Yea
Niemietz Yea	Hejna Yea	

Motion Carried 8 To 0

Upon return to Regular Session, Aldermen Eberschl, Agne, Niemietz, Unnerstall, Row, Hejna, Oberkfell, Stumpf and Mayor Hutchinson were present.

Mayor Hutchinson inquired if there was any business to be brought before the Council as a result of the Executive Session.

A. Personnel

MOTION:

It was moved and seconded to direct the City Engineer to proceed with the personnel issue as discussed in Executive Session.

Moved by: Niemietz Second: Row Vote: Roll Call

Ebersohl Yea	Unnerstall Yea	Oberkfell Yea
Agne Yea	Row Yea	Stumpf Yea
Niemietz Yea	Hejna Yea	

Motion Carried 8 To 0

XI. ADJOURNMENT

MOTION:

It was moved and seconded to adjourn the Regular City Council Meeting held Monday, October 20, 2008 at 8:28 PM.

Moved by: Row Second: Niemietz Vote: Roll Call

Ebersohl Yea	Unnerstall Yea	Oberkfell Yea
Agne Yea	Row Yea	Stumpf Yea
Niemietz Yea	Hejna Yea	

Motion Carried 8 To 0

Wesley J. Hoeffken
Wesley J. Hoeffken, City Clerk

Kevin B. Hutchinson
Mayor Kevin B. Hutchinson