

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF COLUMBIA,
ILLINOIS HELD MONDAY, DECEMBER 1, 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 type="checkbox"/> City Attorney Tom Adams	<input type="checkbox"/> Chief of Police Joe Edwards
<input checked="" type="checkbox"/> Building Inspector Al Holden	<input type="checkbox"/> City Treasurer Bob Naumann
<input type="checkbox"/> City Engineer Ron Williams	<input type="checkbox"/> Director of Economic Development Paul Ellis
<input type="checkbox"/> Fire Chief Mike Roediger	<input type="checkbox"/> Deputy Chief of Police Jerry Paul
<input type="checkbox"/> Deputy CEMS Director Ken Buss	

The Council recited the Pledge of Allegiance.

Alderman Hejna questioned the Agenda that had been placed on the desk of each Alderman prior to the meeting. Mayor Hutchinson stated he had submitted a revised agenda last week. Aldermen Hejna and Unnerstall questioned the validity of using the revised agenda. Mayor Hutchinson stated he would use the agenda posted Wednesday, November 26, 2008.

II. APPROVAL OF MINUTES

The minutes of the first Executive Session of the City Council held Monday, November 17, 2008 were submitted for approval.

MOTION:

It was moved and seconded to table approval of the minutes of the first Executive Session of the City Council held Monday, November 17, 2008, until Mr. Skigen has a chance to provide his review of the minutes.

Moved by: Ebersohl Second: Unnerstall Vote: Roll Call

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

Motion Carried 8 To 0

The minutes of the second Executive Session of the City Council held Monday, November 17, 2008 were submitted for approval.

MOTION:

It was moved and seconded to approve the minutes of the second Executive Session of the City Council held Monday, November 17, 2008, as on file at City Hall.

Moved by: Row Second: Unnerstall Vote: Roll Call

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

Motion Carried 8 To 0

The minutes of the Regular Meeting of the City Council held Monday, November 17, 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, November 17, 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

The minutes of the Special Meeting of the City Council held Tuesday, November 18, 2008 were submitted for approval.

MOTION:

It was moved and seconded to approve the minutes of the Special Meeting of the City Council held Tuesday, November 18, 2008, as on file at City Hall.

Moved by: Row Second: Stumpf Vote: Roll Call

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

Alderman Ebersohl abstained because he left the meeting early. Alderman Niemietz abstained because she was not present for the meeting.

Motion Carried 8 To 0

III. DELEGATIONS

A. Columbia Lakes Trustees

Mr. Doug Spitz, a Trustee for the Columbia Lakes IV Homeowners Association, stated the trustees have reviewed the report of the IEPA regarding the previously identified dump site. The trustees believe Mr. Jones, the developer, satisfied the Association's concerns, and requested the Council approve the plat for the Columbia Lakes IV Subdivision.

Alderman Oberkfell inquired if the Association was willing to accept the property in question as common ground for the subdivision. Mr. Spitz stated yes. Alderman Oberkfell stated the latest version of the final plat does not identify the dump site and it should be corrected to designate the location of the dump site. Alderman Oberkfell then stated each homeowner in Columbia Lakes should be contacted and notified of the site and the possible impact if the site is later determined to contain contaminants. Mayor Hutchinson inquired how many times the Council is going to change the target to get this plat approved, and reminded the Council the City Attorney has previously informed the Council they do not have any legal ground to not approve the plat because of the dedication of the dump site as common ground. Alderman Unnerstall stated that while the report did not find any contaminants, it also did not guarantee none exist. Mr. Spitz stated the possibility of contaminants is merely hearsay, and there are many farms within the area that had family dump sites that have now been developed as residential areas. Alderman Hejna stated she grew up in the area, is familiar as to the location of the dump site, and is aware the previous owners contracted with a waste hauler that dumped on the property. Alderman Hejna then inquired as to how many residents were present for the meeting with Mr. Jones. Ms. Susan Walla stated 24 homes were represented at the meeting. Alderman Stumpf stated the homeowners association

is willing to accept the responsibility for the dump site and it is time for the City to move forward with the plat approval. Alderman Agne stated the final plat should designate the location of the dump site. Ms. Walla stated the report indicates the dump site contains household items and the homeowners association is comfortable with the report and with what is in the dump site. Ms. Walla also stated potential future homeowners will be given a full disclosure of the dump site.

IV. REPORT OF OFFICERS

A. Building and Zoning

The monthly report of the Building and Zoning Department was presented to the Council.

B. Plan Commission

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

C. 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: Niemietz Second: Agne 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 November 26, 2008; the total amount of the vouchers to be paid is one hundred ninety-nine thousand, five hundred twenty dollars, and eighty-one cents (\$199,520.81).

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 Statement of Funds and the Revenue Budget reports were presented to the Council.

MOTION:

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

Moved by: Hejna Second: Unnerstall 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

There was no New Business brought before the Council.

VIII. REPORT OF STANDING COMMITTEES

A. Personnel Committee

Minutes of the Personnel Committee meeting held Monday, November 24, 2008 were presented to the Council for approval.

1. Interim City Administrator

Mayor Hutchinson stated he would like a motion to appoint Mr. Hudzik as the Interim City Administrator. Alderman Unnerstall stated the Council cannot take action on this issue because it was not included in the agenda. Mayor Hutchinson stated it was discussed as part of the Personnel Committee meeting and this has not been a problem in the past when Alderman Unnerstall has brought items before the Council that were not on the agenda. Mayor Hutchinson then stated Mr. Hudzik is going to be appointed because the City cannot continue to operate without someone to oversee the daily activities of the City. Alderman Hejna stated the City does not need an Administrator because the department heads are well paid to manage their respective departments and are doing a good job at that. Alderman Hejna then stated all the previous Administrator did was call the labor attorney whenever anything came up and added a "notice of abandonment" will need to be put into Mr. Traxler's personnel folder if a replacement administrator is appointed. Alderman Hejna also stated the Mayor has not presented any detail regarding salary, hours to be worked, and duties for Mr. Hudzik.

MOTION:

It was moved and seconded to employ Mr. Al Hudzik as the Interim City Administrator for the remainder of the fiscal year commencing December 2, 2008 and ending April 30, 2009.

Moved by: Niemietz Second: Ebersohl Vote: Roll Call

Alderman Unnerstall stated the motion is a violation of the Open Meetings Act and the Freedom of Information Act. Alderman Hejna also expressed concern because Mr. Hudzik does not have any experience as a city administrator.

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

Motion Failed 5 To 3

MOTION:

It was moved and seconded to approve the minutes of the Personnel Committee meeting held Monday, November 24, 2008 as on file at City Hall.

Moved by: Niemietz Second: Ebersohl Vote: Roll Call

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

Alderman Oberkfell abstained because he was not present for the meeting.

Motion Carried 8 To 0

B. Refuse Collection and Recycling Committee

Minutes of the Refuse Collection and Recycling Committee meeting held Monday, November 24, 2008 were presented to the Council for approval.

1. Reliable Sanitation Service, Inc.

Alderman Row requested action on this item be deferred until he has more time to research the financial implication with Ms. Sharp.

2. Household Hazardous Waste Pick-up

MOTION:

It was moved and seconded to accept the recommendation of the Refuse Collection and Recycling Committee and approve requesting from the IEPA a one-day household hazardous waste pick-up to be held in conjunction with the City of Columbia 2009 Annual Recycle day.

Moved by: Row Second: Ebersohl Vote: Roll Call

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

Alderman Oberkfell abstained because he was not present for the meeting.

Motion Carried 8 To 0

MOTION:

It was moved and seconded to approve the minutes of the Refuse Collection and Recycling Committee meeting held Monday, November 24, 2008 as on file at City Hall.

Moved by: Row Second: Agne Vote: Roll Call

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

Alderman Oberkfell abstained because he was not present for the meeting.

Motion Carried 8 To 0

C. Finance, Claims, Bonds and Interest Committee

Minutes of the Finance, Claims, Bonds and Interest Committee meeting held Monday, November 24, 2008 were presented to the Council for approval.

MOTION:

It was moved and seconded to approve the minutes of the Finance, Claims, Bonds and Interest Committee meeting held Monday, November 24, 2008 as amended and on file at City Hall.

Moved by: Hejna Second: Stumpf Vote: Roll Call

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

Alderman Oberkfell abstained because he was not present for the meeting.

Motion Carried 8 To 0

IX. CALL FOR COMMITTEE MEETINGS

There was no Call for Committee meetings.

x. **ADJOURNMENT**

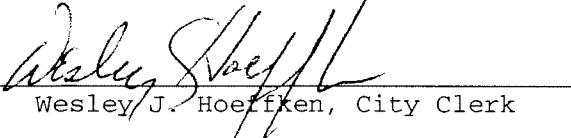
MOTION:

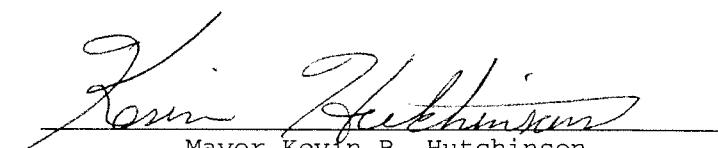
It was moved and seconded to adjourn the Regular City Council Meeting held Monday, December 1, 2008 at 7:38 PM.

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


Wesley J. Hoeffken, City Clerk


Mayor Kevin B. Hutchinson