

MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF COLUMBIA,
ILLINOIS HELD TUESDAY, SEPTEMBER 6, 2011 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 type="checkbox"/> Present	<input checked="" type="checkbox"/> Absent	Huch	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent
Agne	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent	Mathews	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent
Niemietz	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent	Piazza	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent
Roessler	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent	Reis	<input checked="" type="checkbox"/> Present	<input type="checkbox"/> Absent

Quorum Present. *Alderman Ebersohl arrived at 7:10 P.M.

Those in attendance recited the Pledge of Allegiance.

Administrative Staff Present:

<input checked="" type="checkbox"/> City Clerk J. Ronald Colyer	<input checked="" type="checkbox"/> City Administrator Al Hudzik
<input checked="" type="checkbox"/> City Attorney Terry Bruckert	<input type="checkbox"/> Chief of Police & EMS Director Joe Edwards
<input checked="" 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 Community & 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	<input checked="" type="checkbox"/> Accounting Manager Linda Sharp
<input type="checkbox"/> Assistant City Engineer Tim Ahrens	<input type="checkbox"/> Head Librarian Erica Pyle
	<input checked="" type="checkbox"/> Plan Commissioner Caren Burggraf

II. READ AND APPROVE MINUTES

A. Regular City Council Meeting of August 15, 2011

The minutes of the Regular City Council Meeting of the City Council held Monday, August 15, 2011 were submitted for approval.

MOTION:

It was moved and seconded to approve the minutes of the Regular Meeting of the City Council held Monday, August 15, 2011 as on file at City Hall.

Moved by: Niemietz Second: Roessler Vote: Roll Call

Ebersohl	Absent	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 7 To 0

III. REPORT OF DEPARTMENTS/OFFICERS

A. Plan Commission Meeting Minutes - August 22, 2011

The Plan Commission Meeting Minutes of August 22, 2011 were presented to the City Council by Plan Commissioner Caren Burggraf.

B. Building Department

1. St. Paul UCC Request to Waive the Demolition Permit Fee of \$57.90 for the house at 124 N. St. Paul Street

MOTION:

It was moved and seconded to waive the Demolition Permit Fee for the St. Paul UCC Church to demolish the house at 124 N. St. Paul Street.

Moved by: Niemietz Second: Reis Vote: Roll Call

Ebersohl	Absent	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 7 To 0

2. George Weber Chevrolet - Building Materials Request

MOTION:

It was moved and seconded to allow George Weber Chevrolet to change the building materials on their building as per their request.

Moved by: Niemietz Second: Roessler Vote: Roll Call

Ebersohl*	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 To 0

3. Caito (Indoor Shooting Range) - Special Use Permit Request

Sue and Joe Caito appeared before the Council to request a special use permit for their property on BB Road for an indoor shooting range.

After discussion by the Aldermen, the Mayor, City Attorney Terry Bruckert and the Caitos, the request was tabled and referred to Committee.

4. Mosimann - Request to reduce front building line setback

See Ordinance No. 2893 under City Engineer's Report, Item III-D-6.

C. Community & Economic Development - Report

1. Heritage & Preservation Commission Meeting Minutes of June 24, 2011 and Narrative.
2. Welcome Center Steering Committee Meeting Notes of August 17, 2011
3. Art on the Bluffs - Special Event Request

Carol Fetcho and Lauren Nobbe appeared before the Council, representing Art on the Bluffs and describing its event and requested that the Council waive the Police Department and Public Works fees.

MOTION:

It was moved and seconded to approve the permit for the Art on the Bluffs Special Event to be held on Saturday, October 1, 2011 on Main Street from 10:00 A.M. to 6:00 P.M. and including the waiver of the Department of Public Works Fees.

Moved by: Reis Second: Huch Vote: Roll Call

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 To 0

4. Columbia High School Homecoming Parade - Special Event Request

MOTION:

It was moved and seconded to approve the permit for the Columbia High School Homecoming Parade to be held on Wednesday, September 14, 2011 from 6:00 P.M. to 7:00 P.M. on Main Street beginning at Eagleview Elementary at Cedar Street to the Bolm-Schuhkraft City Park.

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 To 0

5. Mutt & Me 5K/Fun Walk - Special Event Request

MOTION:

It was moved and seconded to approve the permit for the Mutt'n Me 5K Run & Fun Walk to be held on Sunday, September 25, 2011 from 8:00 A.M. to 2:00 P.M. at the Bolm-Schuhkraft City Park.

Moved by: Roessler Second: Mathews Vote: Roll Call

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 To 0

6. Ordinance Amending Chapter 15.64 (Historic Site Preservation) of the Municipal Code to Clarify and Update Guidelines and Procedures for Historic Preservation

Ordinance Withdrawn by Director of Community and Economic Development
Paul Ellis.

7. Ordinance Amending an Intergovernmental Agreement by and Among the City of Columbia, Monroe County, the City of Waterloo, and the Villages of Maeystown, and Valmeyer, for the Cooperative Development and Management of the Monroe County Welcome Center

MOTION:

It was moved and seconded to pass and approve Ordinance No. 2887, An Ordinance to Amend an Intergovernmental Agreement By and Among the City of Columbia, Illinois, Monroe County, Illinois, the City of Waterloo, Illinois, and the Villages of Maeystown, Illinois and Valmeyer, Illinois for the Cooperative Development and Management of the Monroe County Welcome Center.

Moved by: Niemietz Second: Agne Vote: Roll Call

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 To 0

8. Ordinance to Amend Section 2.49.030 and Ordinance No. 2871, Which Provides for the Appointment of Members of Certain Boards, Commissions and Committees

MOTION:

It was moved and seconded to pass and approve Ordinance No. 2888, An Ordinance to Amend Section 2.49.030 of the Municipal Code of the City of Columbia, Illinois and Ordinance No. 2871, which provided for the Appointment of Members of Certain Boards, Commissions and Committees of the City of Columbia, Illinois for the Fiscal Year of the City Commencing May 1, 2011 and Ending April 30, 2012.

Moved by: Agne Second: Ebersohl Vote: Roll Call

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 To 0

9. Ordinance to Authorize the Mayor to Execute an Agreement with SWT Design of St. Louis to Provide Park Master Planning Design Services for the Admiral Trost Development Subdivision Park

MOTION:

It was moved and seconded to pass and approve Ordinance No. 2889, An Ordinance to Authorize the Mayor of the City of Columbia, Illinois to Execute an Agreement with SWT Design of St. Louis to Provide Park Master Planning Design Services for the Admiral Trost Development Subdivision Park.

Moved by: Niemietz Second: Huch Vote: Roll Call

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 To 0

D. City Engineer/Department of Public Works

1. Engineer's Report

City Engineer Ron Williams presented the City Engineer, Department of Public Works Report to the City Council.

2. Ordinance Entering into Annexation Agreement with Immaculate Conception Roman Catholic Church

MOTION:

It was moved and seconded to pass and approve Ordinance No. 2890, An Ordinance Authorizing the Execution of an Annexation Agreement Between the City of Columbia, Illinois and the Immaculate Conception Roman Catholic Church for the Annexation and Zoning of a Tract of Real Estate Comprising 58.63 Acres, More or Less, having no assigned address, which property is located on Palmer Road in Monroe County, Illinois and Belongs to the Immaculate Conception Roman Catholic Church.

Moved by: Roessler Second: Reis Vote: Roll Call

Eberschl Yea Roessler Yea Piazza Yea
Agne Yea Huch Yea Reis Yea
Niemietz Yea Mathews Yea

Motion Carried 8 To 0

3. Ordinance Annexing Property Owned by Immaculate Conception Roman Catholic Church

MOTION:

It was moved and seconded to pass and approve Ordinance No. 2891, An Ordinance Annexing a Tract of Real Estate belonging to the Immaculate Conception Roman Catholic Church, having no assigned address, and comprising 58.63 acres, more or less, which property is located on Palmer Road in Monroe County, Illinois to the City of Columbia, Illinois.

Moved by: Reis Second: Niemietz Vote: Roll Call

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 To 0

4. Ordinance Zoning Property Owned by Immaculate Conception Roman Catholic Church

MOTION:

It was moved and seconded to pass and approve Ordinance No. 2892, An Ordinance Zoning Land Recently Annexed to the City of Columbia, Illinois belonging to the Immaculate Conception Roman Catholic Church located in Monroe County, Illinois, North of Palmer Road, Comprising 58.63 Acres, More or Less.

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 To 0

5. Ordinance Amending the Zoning Code to Allow an Indoor Shooting Range as a Special Use in the A-1, Agricultural District

Ordinance placed on hold, pending committee action

6. Ordinance Granting a Variance to the Front Yard Setback for Property at 260 Gall Road

MOTION:

It was moved and seconded to pass and approve Ordinance No. 2893, An Ordinance to grant a Zoning Code Variance to Gary F. and Joyce A. Mosimann for their Single Family Residential Property located at 260 Gall Road in the City of Columbia, Illinois to reduce the front yard setback from the required forty (40) feet to ten (10) feet, (amended to read fourteen (14) feet).

Moved by: Agne Second: Reis Vote: Roll Call

Ebersohl Yea Roessler Yea Piazza Yea
Agne Yea Huch Yea Reis Yea
Niemietz Yea Mathews Yea Hutchinson Yea

Motion Carried 9 To 0

7. Ordinance Entering into a Highway Authority Agreement with Neighborhood Service

MOTION:

It was moved and seconded to pass and approve Ordinance No. 2894, An Ordinance to authorize the City of Columbia, Illinois to enter into a Highway Authority Agreement with Neighborhood Service pertaining to soil and/or groundwater contamination on property located at 906 North Main Street in Columbia, Illinois.

Moved by: Ebersohl Second: Reis Vote: Roll Call

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 To 0

8. Ordinance Entering into an Agreement with Heneghan and Associates, P.C. for Professional Services Associated with Water Line Replacements

MOTION:

It was moved and seconded to pass and approve Ordinance No. 2895, An Ordinance to authorize an agreement to employ Heneghan and Associates, P.C. of Columbia, Illinois to perform professional services associated with the replacement of water lines along Evergreen Lane, Liberty Street and Washington Street in the City of Columbia, Illinois.

Moved by: Ebersohl Second: Reis Vote: Roll Call

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 To 0

9. Other Updates

Mr. Williams updated the Council on the status of projects on Kunz Street, Milton Street, the Gall Road Slope repair and the Oil and Chip Program.

E. City Attorney

City Attorney Terry Bruckert had no report.

F. Finance Department

1. Vouchers To Be Paid

MOTION:

It was moved and seconded to authorize the payment of vouchers received through September 1, 2011; the total amount of the vouchers to be paid is two hundred sixty-two thousand, three hundred sixteen dollars and ninety-six cents (\$262,316.96).

Moved by: Roessler Second: Reis Vote: Roll Call

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 To 0

2. Statement of Funds

The City's Statement of Funds through July 31, 2011 was presented to the City Council by Ms. Linda Sharp. The statement indicated a cash and investment balance of \$4,737,797.63. The balance is \$306,684.68 lower than the \$5,044,482.31 balance of June 30, 2011.

The statement indicated that, as of July 31, 2011, the State of Illinois is three months (May, June and July) behind in the payment of collected income tax receipts, totaling \$224,346.85 due to the City of Columbia.

MOTION:

It was moved and seconded to approve the Statement of Funds through July 31, 2011 as presented.

Moved by: Roessler Second: Ebersohl Vote: Roll Call

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 to 0

G. Administration Department - Report

1. Administrator's Report

City Administrator Al Hudzik had no formal report to present.

H. Mayor's - Report

1. Mayor's Report

During his report, Mayor Hutchinson introduced a resolution joining the City in a nationwide moment of remembrance of the 10th anniversary of the tragedy that occurred on September 11, 2001.

2. Resolution In Support of the City of Columbia, Illinois, Joining the National Moment of Remembrance of the 10th Anniversary of September 11th

MOTION:

It was moved and seconded to pass and approve Resolution No. 05-2011, A Resolution in Support of the City of Columbia, Illinois, Joining the National Moment of Remembrance of the 10th Anniversary of September 11th.

Moved by: Agne Second: Huch Vote: Roll Call

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 to 0

Accept Department and Officers Reports

MOTION:

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

Moved by: Agne	Second: Reis	Vote: Roll Call
Ebersohl Yea	Roessler Yea	Piazza Yea
Agne Yea	Huch Yea	Reis Yea
Niemietz Yea	Mathews Yea	

Motion Carried 8 To 0

IV. OLD BUSINESS

None.

V. NEW BUSINESS

None.

VI. REPORT OF STANDING COMMITTEES

A. Committee of the Whole

1. Motion: Recommend to the City council that City Staff be authorized to consult with Mark W. Weisman, Attorney with the firm of Gallop, Johnson & Neuman, on the employee job performance issues as discussed in Executive Session

MOTION:

It was moved and seconded that City Staff be authorized to consult with Mark W. Weisman, Attorney with the firm of Gallop, Johnson & Neuman, on the employee job performance issues as discussed in Executive Session.

Moved by: Ebersohl	Second: Huch	Vote: Roll Call
Ebersohl Yea	Roessler Yea	Piazza Yea
Agne Yea	Huch Yea	Reis Yea
Niemietz Yea	Mathews Yea	

Motion Carried 8 To 0

2. Regular Session Minutes - July 25, 2011

The Regular Session Minutes of the Committee of the Whole Committee Meeting held Monday, July 25, 2011 were presented for approval.

MOTION:

It was moved and seconded to approve the minutes of the Regular Session of the Committee of the Whole Committee Meeting held Monday, July 25, 2011 as on file at City Hall.

Moved by: Ebersohl	Second: Roessler	Vote: Roll Call
Ebersohl Yea	Roessler Yea	Piazza Yea
Agne Yea	Huch Yea	Reis Yea
Niemietz Yea	Mathews Yea	

Motion Carried 8 to 0

3. Regular Session Minutes - August 8, 2011

The Regular Session Minutes of the Committee of the Whole Committee Meeting held Monday, August 8, 2011 were presented for approval.

MOTION:

It was moved and seconded to approve the minutes of the Regular Session of the Committee of the Whole Committee Meeting held Monday, August 8, 2011 as on file at City Hall.

Moved by: Ebersohl Second: Niemietz Vote: Roll Call

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 to 0

4. Executive Session Minutes - August 22, 2011

The Executive Session Minutes of the Committee of the Whole Committee Meeting held Monday, August 22, 2011 were presented for approval.

MOTION:

It was moved and seconded to approve the minutes of the Executive Session of the Committee of the Whole Committee Meeting held Monday, August 22, 2011 as on file at City Hall.

Moved by: Ebersohl Second: Mathews Vote: Roll Call

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 to 0

5. Regular Session Minutes - August 22, 2011

The Regular Session Minutes of the Committee of the Whole Committee Meeting held Monday, August 22, 2011 were presented for approval.

MOTION:

It was moved and seconded to approve the minutes of the Regular Session of the Committee of the Whole Committee Meeting held Monday, August 22, 2011 as on file at City Hall.

Moved by: Ebersohl Second: Reis Vote: Roll Call

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 to 0

B. License, Insurance Claims, CEMA and Contracts

1. Regular Session Minutes - August 22, 2011

The Regular Session Minutes of the License, Insurance Claims, CEMA and Contracts Committee Meeting held Monday, August 22, 2011 were presented for approval.

MOTION:

It was moved and seconded to approve the minutes of the Regular Session of the License, Insurance Claims, CEMA and Contracts Committee Meeting held Monday, August 22, 2011 as on file at City Hall.

Moved by: Mathews Second: Huch Vote: Roll Call

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 to 0

C. Ambulance, Radio Communication and Dispatch

1. Motion: Recommend to the City Council the purchase of the tower needed to allow signal broadcasting on the Starcom 21 800 MHz P25 system after City Staff explores and identifies available funding options to allow for such purchase

MOTION:

It was moved and seconded to approve the purchase of the tower needed to allow signal broadcasting on the Starcom 21 800 MHz P25 system after City Staff explores and identifies available funding options to allow for such purchase.

Moved by: Reis	Second: Ebersohl	Vote: Roll Call
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Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 to 0

2. Regular Session Minutes - August 22, 2011

The Regular Session Minutes of the Ambulance, Radio Communication and Dispatch Committee Meeting held Monday, August 22, 2011 were presented for approval.

MOTION:

It was moved and seconded to approve the minutes of the Regular Session of the Ambulance, Radio Communication and Dispatch Committee Meeting held Monday, August 22, 2011 as on file at City Hall.

Moved by: Reis	Second: Niemietz	Vote: Roll Call
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Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 to 0

D. Water and Sewer

1. Motion: Recommend to the City Council adoption of the City's Water Service - Lawn Care and Sprinkling Policy (approved on August 3, 1998 and currently in effect) in ordinance form

MOTION: It was moved and seconded to approve the adoption of the City's Water Service - Lawn Care and Sprinkling Policy (approved on August 3, 1998 and currently in effect) in ordinance form.

Moved by: Piazza	Second: Agne	Vote: Roll Call
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Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 to 0

2. Regular Session Minutes - August 22, 2011

The Regular Session Minutes of the Water and Sewer Committee Meeting held Monday, August 22, 2011 were presented for approval.

MOTION:

It was moved and seconded to approve the minutes of the Regular Session of the Water and Sewer Committee Meeting held Monday, August 22, 2011 as on file at City Hall.

Moved by: Piazza Second: Agne Vote: Roll Call

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 to 0

E. Personnel

1. Executive Session Minutes - August 8, 2011

The Executive Session Minutes of the Personnel Committee Meeting held Monday, August 8, 2011 were presented for approval.

MOTION:

It was moved and seconded to approve the minutes of the Executive Session of the Personnel Committee Meeting held Monday, August 8, 2011 as on file at City Hall.

Moved by: Huch Second: Roessler Vote: Roll Call

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 to 0

2. Regular Session Minutes - August 8, 2011

The Regular Session Minutes of the Personnel Committee Meeting held Monday, August 8, 2011 were presented for approval.

MOTION:

It was moved and seconded to approve the minutes of the Regular Session of the Personnel Committee Meeting held Monday, August 8, 2011 as on file at City Hall.

Moved by: Huch Second: Roessler Vote: Roll Call

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 to 0

VII. CALL FOR COMMITTEE MEETINGS - SEPTEMBER 12, 2011

Committee of the Whole - Executive Session - 7:00 P.M. - Pending Litigation, Shooting Range ordinance, CUP discussion

Ambulance, Radio Communication and Dispatch - 7:10 P.M. - Communications Tower Discussion

Personnel - Executive Session - 7:20 P.M. - Review/Discussion of Investigative Report on working condition allegations

VIII. EXECUTIVE SESSION

A. Pending Litigation Update/Discussion

Mayor Hutchinson informed the Council that he would entertain a motion to go into Executive Session for an update/discussion on pending litigation.

MOTION:

It was moved and seconded to direct the Mayor to go into Executive Session at 8:30 P.M. for an update/discussion on pending litigation.

Moved by: Huch Second: Agne Vote: Roll Call

Ebersohl	Yea	Roessler	Yea	Piazza	Yea
Agne	Yea	Huch	Yea	Reis	Yea
Niemietz	Yea	Mathews	Yea		

Motion Carried 8 To 0

MOTTON:

It was moved and seconded to return to Regular Session of the City Council at 9:04 PM.

Moved by: Roessler Second: Huch Vote: Roll Call

Eberschl Yea Roessler Yea Piazza Yea
Agne Yea Huch Yea Reis Yea
Niemietz Yea Mathews Yea

Motion Carried 8 To 0

Upon return to Regular Session, Aldermen Ebersohl, Agne, Niemietz, Roessler, Huch, Mathews, Piazza, Reis 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. There was none.

IX. ADJOURNMENT

MOTION:

It was moved and seconded to adjourn the Regular City Council Meeting held Tuesday, September 6, 2011 at 9:05 P.M.

Moved by: Niemietz Second: Piazza Vote: Roll Call

Eberschl Yea Roessler Yea Piazza Yea
Agne Yea Huch Yea Reis Yea
Niemietz Yea Mathews Yea

Motion Carried. 8 To 0.


Kevin R. Hutchinson