

**MINUTES OF REGULAR SESSION  
HIGHLAND CITY COUNCIL  
MONDAY, MAY 21, 2012**

Mayor Michaelis called the Regular Session to order at 7:00pm. Council members Schwarz, Bardill, Bellm and Nicolaides were present. Others in attendance were City Manager Mark Latham, City Attorney Bruckert, Directors Cook, Gillespie, Korte and Rosen; Chief Bell, Building and Code Supervisor Limestall, EMS Captain Crosby, Treasurer Foehner, Deputy City Clerk Hediger, Latzer Library Director Kim, Tracey Robinson, 24 citizens and one member of the news media.

**MINUTES**

Councilman Bardill made a motion to approve the minutes of the May 7, 2012 Regular Session as attached; seconded by Councilwoman Bellm. Roll Call Vote: Bardill, Bellm and Nicolaides voted aye, none nay. Councilman Schwarz abstained. Motion carried.

**SPECIAL RECOGNITION**

Mayor Michaelis recognized Coach Jon Rinderer and the Highland High School Bass Fishing Team on their recent capture of the IHSA State Championship Title.

Coach Jon Rinderer recognized team members: Jared Mettler, A.J. Burns, and Evan Welz (not present due to work commitments), Joe Bardill, Shane Campbell, Austin Niggli, Eric Luitjohan, and Tony Shiletto, along with Coach Scott Sautman. The team qualified for the state championship tournament the last four seasons. There are nineteen sectionals throughout the state. We have to place first, second or third at a sectional event in order to qualify. Fifty-six teams competed in Carlyle, at the State Championship. Each team weights in their five largest fish each day. There are police radios in each boat, and everyone is required to wear a life vest at all times. One day, all the teams cleared the lake within ten minutes when the weather turned bad during the finals. We keep it as safe as possible.

**PROCLAMATION**

Mayor Michaelis read a document proclaiming the week of May 20 – 26 as Public Works Week in Highland.

Mayor Michaelis read a document proclaiming the week of May 20 – 26 as EMS Week in the City of Highland. EMS Captain Gary Crosby recognized all the EMS staff, including the Highland-Pierron Fire Department and HPFD Steve Plocher, present tonight. Captain Crosby recognized Todd Zobrist for his outstanding performance. He is truly someone that goes above and beyond the call of duty. While responding to a medical emergency the ambulance cut ruts in the yard. Todd returned

later to rake and reseed the area, so the person did not have to worry about it when they returned home. Due to Todd's efforts, address signs are popping up around the area – inside and outside city limits. You may say, Todd's signs are contagious. His motto is, 'If we can't find you, we cannot help.'

Mr. Zobrist stated I did not do this for any type of recognition. I did this because this is what the community needs. The majority of what we do is responding to emergency situations where time is of the essence.

## **PUBLIC FORUM**

### Citizens' Requests and Comments:

*Town East Lake Association – Lake Assistance Request* – Eunice Rogier, 15 Sunray Drive, a representative of the lake association, stated for some years now, we have had issues with sediment in the lake. The cove I live on was twelve feet deep at one time. In the life of the lake, we should only have about thirty-six inches of sediment; however, that cove is only two feet deep now. Mayor Michaelis pointed out we have discussed this before. At one time, there was a yard that did not have a retaining wall and was falling into the lake. Mrs. Rogier reported a retaining wall was built along that yard and the yard filled in. However, that was across the lake from this cove. A lot of the fill in of the cove is from development to the east that created run off into the lake during heavy rains. Mayor Michaelis asked has the lake association done a study on options to resolve the issue. Mrs. Rogier stated we have gotten estimates on different options, which is included in the information submitted. To dredge the cove, the estimate is \$7,000. Removal of sediment on the whole lake is \$45,000. We have put in three aeration systems, to assist with making the water cleaner; however, it does not do anything for the cove because of all the sediment. City Manager Latham noted there is a new home there now at the end of the cove. Mrs. Rogier responded yes. They are willing to put a wall in; however, they want to find out what we are going to do with the cove and coordinate with that. The property owner offered, if easement is needed to gain access to the cove for the work to be done, the equipment can cross through their yard. City Manager Latham suggested he and Public Works Director Joe Gillespie go out, take a look and discuss different options.

Don Johannes, 145 Sunfish, stated he lives on the same lake. Some time ago, we approach the council about the amount of runoff coming in to the lake from the north. There is a concrete-lined ditch, which the city put in, from the St. Rose Road, to assist with drainage from the north side of the St. Rose Road. Development to the north of the St Rose Road accelerated the amount of silt, water and dirt, and chemicals coming into the lake.

*2012 Kirchenfest Request* – No one present.

*Paint the Town Purple Request* – Barb Johannes, spoke in place of Paula Redman, Publicity Chair for Highland Relay for Life. She explained we are seeking permission to do the annual Paint the Town Purple project, which involves tying purple ribbons around various trees along Lindenthal, Poplar, Washington, Walnut and around the Square. The project would be done by the EvUCC youth group. The ribbons would remain up until after the Relay for Life, July 13-14, 2012. Councilwoman Bellm made a motion to approve the request of Highland Relay for Life to tie purple ribbons on trees around town as attached; seconded by Councilman Bardill. All council members voted aye, none nay. Motion carried.

*Public Sidewalk Use Request for Keith Jakel Scholarship Benefit Poker Run* – Susie Pfister, owner of Ethel's Tavern stated we are planning an All Vehicle Poker Run for June 24, to benefit a scholarship fund that is being established in memory of a good friend, Keith Jakel, who died in a tragic road construction accident a couple months ago. The Poker Run will start at Ethel's and ending at 501 Blues. I am asking permission to use the city sidewalks to accommodate the crowd. The event would start at 10:00am and end at 5:00pm. Councilman Bardill made a motion to approve use of the sidewalk on June 24 as requested; seconded by Councilwoman Bellm. Chief Bell asked how far down the sidewalk. Mrs. Pfister stated just to the end of my building on both sides. Chief Bell asked if more

tables would be set up outside. Mrs. Pfister replied yes. All council members voted aye, none nay. Motion carried.

Requests and Comments of Council:

None presented.

Staff Reports:

None presented.

## **NEW BUSINESS**

Approve Mayor's Reappointments to the Telecommunications Advisory Board, Police and Fire Commission, and the Liquor Control Commission – Councilwoman Bellm made a motion to approve mayor's reappointments of George Marron to the Telecommunications Advisory Board, John Cygan to the Police and Fire Commission, and Tim McGinley to the Liquor Control Commission, all for an additional three-year term as attached; seconded by Councilman Bardill. Roll Call Vote: Schwarz, Bardill, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #12-74/ORDINANCE Annexing City-Owned Property Near the Intersection of US Highway 40 and Hemlock Street – Councilman Bardill made a motion to approve Bill #12-74/Ordinance #2532 annexing city-owned property near the intersection of US Highway 40 and Hemlock Street as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Bardill, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #12-75/RESOLUTION Approving Marketing and Public Relations Agreement with Black Twig Marketing and Communications, LLC – Councilwoman Bellm made a motion to approve Bill #12-75/Resolution #12-05-2064 approving Marketing and Public Relations Agreement with Black Twig Marketing and Communications, LLC, in the amount of \$36,000 as attached; seconded by Councilman Bardill. Councilman Schwarz noted this agreement is for 45 hours of marketing service per month. He inquired, are going to re-evaluate after 90 days. City Manager Latham explained we are going to look at what ideas they can come up with to increase the volume of our HCS users and attract business to Highland. It is a performance-based agreement. Councilman Schwarz asked how we measure their performance. City Manager Latham responded growth of HCS and contacts with potential businesses coming in. We have a lot of creative people on our staff; however, we need to be more proactive and look at marketing to the outside. We are not getting the business hits this past year, so we need to get professional help. Councilman Schwarz inquired how we came across this company. City Manager Latham stated this company did some marketing with the Highland Arts Council, and they were very satisfied with the work they had done. We interviewed three other entities: one located in Highland, one from Glen Carbon and another in St. Louis. We felt most comfortable with this group. Councilman Schwarz asked is 45 hours per month consistent with the market. City Manager Latham reported the hours varied. Some organizations really felt strongly that we needed to put everything out via FaceBook and Twitter. We did not feel that was appropriate for the demographics of Highland. Roll Call Vote: Schwarz, Bardill, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #12-76/RESOLUTION Approving Delegate Agency Contract Between the Highland Parks & Recreation Department and Madison County Regarding City's Receipt of a PEP Grant – Councilman Bardill made a motion to approve Bill #12-76/Resolution #12-05-2065 approving Delegate Agency Contract between the Highland Parks & Recreation Department and Madison County regarding the city's receipt of a PEP Grant as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Bardill, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #12-77/RESOLUTION Approving Application for Special Use Permit to Allow the Operation of a Restaurant in Conjunction with the Bar/Tavern at an "I" Industrial Zoned Property at 1106 New Trenton Road – Councilwoman Bellm made a motion to approve Bill #12-77/Resolution #12-05-2066 approving application for Special Use Permit to allow the operation of a restaurant in conjunction with the bar/tavern at an "I" Industrial zoned property at 1106 New Trenton Road as attached; seconded by Councilman Bardill. Roll Call Vote: Schwarz, Bardill, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #12-78/ORDINANCE Granting Special Use Permit to Jean Schellenger to Allow Operation of a Restaurant in Conjunction with the Bar/Tavern at an "I" Industrial Zoned Property at 1106 New Trenton Road – Councilman Bardill made a motion to approve Bill #12-78/Ordinance #2533 granting Special Use Permit to Jean Schellenger to allow operation of a restaurant in conjunction with the bar/tavern at an "I" Industrial zoned property at 1106 New Trenton Road as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Bardill, Bellm and Nicolaides voted aye, none nay. Motion carried.

Bill #12-79/RESOLUTION Amending Paragraph 5.1 of Transport-Only Services Agreement with Avail Media, Inc., Previously Approved on September 6, 2011 – Councilwoman Bellm made a motion to approve Bill #12-79/Resolution #12-05-2067 amending Paragraph 5.1 of Transport-Only Services Agreement with Avail Media, Inc., previously approved on September 6, 2011 as attached; seconded by Councilman Bardill. Roll Call Vote: Schwarz, Bardill, Bellm and Nicolaides voted aye, none nay. Motion carried.

Approve Notice of Municipal Letting Bid #PW-05-12 for the Broadway Widening and Resurfacing Project – Councilman Bardill made a motion to approve Notice of Municipal Letting Bid #PW-05-12 for the Broadway Widening and Resurfacing Project as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Bardill, Bellm and Nicolaides voted aye, none nay. Motion carried.

Approve Preliminary Engineering Services Agreement with Oates Associates, Inc. for the Safe Routes To Schools Project – Councilwoman Bellm made a motion to approve Preliminary Engineering Services Agreement with Oates Associates, Inc. for the Safe Routes to Schools Project, in the amount of \$34,000 as attached; seconded by Councilman Bardill. Roll Call Vote: Schwarz, Bardill, Bellm and Nicolaides voted aye, none nay. Motion carried.

Approve Notice of Municipal Letting Bid #E-07-12 for Purchase of One 3750KVA Distribution Transformer – Councilman Bardill made a motion to approve Notice of Municipal Letting Bid #E-07-12 for the purchase of one 3750KVEA Distribution Transformer as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Bardill, Bellm and Nicolaides voted aye, none nay. Motion carried.

Award Bid #E-02-12 for Purchase of Forestry Truck and Chipper for the Electric Department – Councilwoman Bellm made a motion to award Bid #E-02-12 to Altec Industries, in the amount of \$139,592 for purchase of forestry truck and chipper for the Electric Department as attached; seconded by Councilman Bardill. Roll Call Vote: Schwarz, Bardill, Bellm and Nicolaides voted aye, none nay. Motion carried.

## **REPORTS**

Approve Warrants #878 – Councilman Bardill made a motion to approve Warrant #878 as attached; seconded by Councilman Schwarz. Roll Call Vote: Schwarz and Bardill voted aye, none nay. Bellm and Nicolaides abstained. Mayor Michaelis voted aye. Motion carried.

Councilwoman Bellm made a motion to temporarily adjourn, to conduct an Executive Session pursuant to the Illinois Open Meetings Act under Section 2(c)(11) for discussion of probable litigation; seconded Councilman Bardill. Roll Call Vote: Schwarz, Bardill, Bellm and Nicolaides voted aye, none nay. Motion carried. Meeting temporarily adjourned at 7:40pm.

Mayor Michaelis reconvened the Regular Session at 7:50pm. Council members Schwarz, Bardill, Bellm and Nicolaides were present. Also present were City Attorney Terry Bruckert, City Manager Latham, Director Gillespie, Latzer Library Director Angela Kim, Deputy City Clerk Hediger, and City Clerk Bellm.

Mayor Michaelis stated nothing discussed in Executive Session would be acted upon tonight.

Councilman Bardill made a motion to adjourn; seconded by Councilwoman Bellm. All council members voted aye, none nay. Motion carried and meeting adjourned at 7:50pm.

Joseph Michaelis, Mayor

Barbara Bellm, City Clerk