

**MINUTES OF REGULAR SESSION
HIGHLAND CITY COUNCIL
MONDAY, AUGUST 18, 2014**

Mayor Michaelis called the Regular Session to order at 7:00pm. Council members Schwarz, Frey, Bellm and Nicolaides were present. Others in attendance were City Manager Mark Latham, City Attorney John Long; Directors Cook, Gillespie, Imming, Korte, Rosen, Schoeck and Peek; Police Chief Bell, Fire Chief Bloemker, EMS Lieutenant Crosby, EMT Captain Rusteberg, Supervisor Limestall, Tracy Robinson, Officer x, Library Director Kim, Treasurer Foehner, Deputy City Clerk Hediger, City Clerk Bellm, five representatives of Highland Education Alliance, four citizens and one member of the news media.

MINUTES

Councilman Schwarz made a motion to approve the minutes of the August 4, 2014 Regular Session as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

PUBLIC FORUM

Citizens' Requests and Comments:

Highland Band Parents' Association Square Use Request – Bob BonDurant, representing HBPA, with HBPA President Beth Guse present, explained we have looked at various fundraisers. Each year, we have been selling lemon shake-ups at different events, which frankly, we do not make much money doing for the amount of time. Someone came up with the idea to do a Cow Pie Bingo. Mr. BonDurant stated we are requesting permission to have Cow Pie Bingo at the Thursday, September 25 Farmers' Market. We would fence in an area of the Square and paint 2'x2' squares within the area, which would be the spaces matching to tickets sold. Whomever has the square where the cow makes his deposit would be the winner. We have other activities planned for the event also, to raise funds. We hope this draws a large crowd, but it is not tried and true. There may be ten people that come out for it; there may be five hundred people. We would defer to the city on what we would need for as far as street closures, limited parking, or emergency staff. Mayor Michaelis asked why any street would need to be closed during the event. Mr. BonDurant stated that he did not know of any specific reason. We have secured the cow already, which is a show cow, so it will be rather tame. We just do not know how large of a crowd is going to be there. Councilman Schwarz asked Director Rosen if he has any concerns about the Square. Director Rosen replied no. Councilman Nicolaides verified that we are not allowing them to close off any streets. Mayor Michaelis stated we are not. Councilman Schwarz made a motion to allow the Highland Band Parents Association to use the Square on Thursday, September 25, from 4:30pm – 8:30pm, for Cow Pie Bingo and fundraising as requested; seconded by Councilman Nicolaides. Roll Call Vote: Schwarz, Frey and Nicolaides voted aye, none nay. Councilwoman Bellm stated since this will be held at the Farmers' Market and I will be a vendor there, I am abstaining. Motion carried.

Highland Education Association - Presentation of Information Regarding Current Union Negotiations – Shyanne Shively, President of the Highland Education Alliance (HEA) stated you know that we currently have a situation with the school board and administration and have not reached a contract agreement yet. We know there is no better place to live than Highland. We have supportive community members and staff. We have a highly skilled faculty with more than 72% having their master degrees and 10% having achieved the national board certification. There is also the quality parents and students. Highland teachers maintain a high standard. Parents work hard to encourage their children to succeed. Most exceed the state achievement standards. Over half exceed Prairie State Standardized Tests. It is only achievable with parent support in the home and educators.

We have been working on an agreement since April. The school board and administrators have made some unacceptable demands. They want us to give up contributions to family insurance, which they have withdrawn that since we filed our intent to strike. We have had no increase in salary since 2010-2011 school year. Yet, the reduction in staff has meant more duties and responsibilities. The reduction in staff impact students with increased class sizes. Administration now says we should give up the contribution to the teachers' pension. This would allow the teachers to be replaced at a lower cost. Teachers are also seeking language changes to recall and layoff terminology. Due to recent issues, the teachers have proposed language to allow for a hostile free workplace. At end of school year, 2013-2014, the school had a working cash balance \$2,930, 915 with resources of \$4,577,907. Ms. Shively stated they would answer any questions anyone may have.

Requests of Council:

No requests or comments made.

Staff Reports:

Nothing to report at this time.

NEW BUSINESS

Bill #14-90/RESOLUTION Amending Resolution No. 14-08-2224, Adopted August 4, 2014, Concerning the Trial Agreement with iVelocity America, LLC – Councilwoman Bellm made a motion to approve Bill #14-90/Resolution #14-08-2226 amending Resolution No. 14-08-2224, adopted August 4, 2014, concerning the Trial Agreement with iVelocity America, LLC as attached; seconded by Councilman Schwarz. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Bill #14-91/RESOLUTION Approving Intergovernmental Agreement With Madison County for Computer-Aided Dispatch/Records Management System Expansion Project – Councilman Schwarz made a motion to approve Bill #14-91/Resolution #14-08-2227 approving Intergovernmental Agreement with Madison County for Computer-Aided Dispatch/Records Management System Expansion Project as attached; seconded by Councilwoman Bellm. Councilman Schwarz noted the extension is subject to a 2% increase. Chief Bell reported with this agreement there is a guarantee of four years with no increase across the board. Extension beyond that is subject to an increase. Councilman Schwarz inquired this will provide better information through software. Chief Bell stated any time you can share information with other units enhances our capabilities. Our system is very good; however, it is getting up there in age and we feel, with the four years, we can plan for the increases. I do believe that after four years, there may be maintenance costs involved in the contract, as the county will maintain the server. Councilman Schwarz asked what happens with our current server. Chief Bell stated we will continue to maintain it. It only costs about \$2500 per year. We feel it is worth that for the thirty-some years of data built into. The length of time we keep it depends on how quickly the county gets their system up and the costs associated with continuing maintenance. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Bill #14-92/RESOLUTION Approving Additional Software License Agreement and Standard Software Maintenance Agreement with New World Systems, Inc., to Enable the Highland Police Department to Participate in the Madison County New World Systems CAD/RMS User Group – Councilwoman Bellm made a motion to approve Bill #14-92/Resolution #14-08-2228 approving additional software license agreement and standard software maintenance agreement with New World Systems, Inc., to enable the Highland Police Department to participate in the Madison County New World Systems CAD/RMS User Group as attached; seconded by Councilman Schwarz. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Bill #14-93/RESOLUTION Approving *Healthways Provider Agreement* and Associated Program Schedules with American Healthways Services, LLC, to Allow Korte Recreation Center To Become a Facility in American Healthways Services, LLC’s Network of Facilities for Providing Subsidized Basic Fitness Memberships and Services to Members of Sponsoring Organizations – Councilman Schwarz made a motion to approve Bill #14-93/Resolution #14-08-2229 approving *Healthways Provider Agreement* and associated program schedules with American Healthways Services, LLC, to allow Korte Recreation Center to become a facility in American Healthways Services, LLC’s network of facilities for providing subsidized basic fitness memberships and services to members of sponsoring organizations as attached; seconded by Councilwoman Bellm. Councilman Schwarz asked do they pay a membership fee. Director Rosen stated they do. Current members will maintain memberships and gets a \$30 monthly credit. Councilman Schwarz questioned the reason for the less than year memberships and the ten-visit passes. Director Rosen explained those memberships are for “snowbirds” or those who want to stay active in the winter months. People visiting from out of town or vacationing here with family use the ten-visit passes, which exposes them to the services provided. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Bill #14-94/ORDINANCE Declaring Outdated Equipment to be Surplus Property and Authorizing its Sale for Scrap Value Thereof – Councilwoman Bellm made a motion to approve Bill #14-94/Ordinance #2633 declaring outdated equipment to be surplus property and authorizing its sale for scrap value thereof as attached; seconded by Councilman Schwarz. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Bill #14-95/ORDINANCE Declaring 100 Failed ADB Set-Top Boxes to be Surplus Property and Authorizing the Disposal Thereof - Councilman Schwarz made a motion to approve Bill #14-95/Ordinance #2634 declaring 100 Failed ADB Set-Top Boxes to be surplus property and authorizing the disposal thereof as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Bill #14-96/RESOLUTION Approving *Operator Agreement* for Highland Communication Services with Respect to *Amended and Restated Aggregator Affiliation Agreement* Between Scripps Networks, LLC, Television Food Network, G.P., Cooking Channel, LLC, and the Travel Channel, LLC, on One Side and National Telco Television Consortium, LLC on the Other Side – Councilwoman Bellm made a motion to approve Bill #14-96/Resolution #14-08-2230 approving *Operator Agreement* for Highland Communication Services with respect to *Amended and Restated Aggregator Affiliation Agreement* between Scripps Networks, LLC, Television Food Network, G.P., Cooking Channel, LLC, and the Travel Channel, LLC, on one side and National Telco Television Consortium, LLC on the other side as attached; seconded by Councilman Schwarz. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Award Bid #PW-13-14 for the Purchase of One 1/2-Ton Pickup Truck for Use by the Water Reclamation Facility – Councilman Schwarz made a motion to award Bid #PW-13-14 to Wright Automotive, in Hillsboro, IL, for the amount of \$22,637, for the purchase of one 1/2-Ton Pickup Truck for use by the Water Reclamation Facility as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Award Bid #PW-14-14 for the Purchase of One ¾-Ton Pickup Truck for Use by Water Distribution/Sewer Collection Department – Councilwoman Bellm made a motion to award Bid #PW-14-14 for the purchase of one ¾-Ton Crew Cab 4x5 Pickup Truck for use by Water Distribution/Sewer Collection Department to Bob Ridings, Inc. of Taylorville, IL, for the amount \$33,325 as attached. Mayor Michaelis asked that the council to reject any and all bids as there was inconsistencies in the bid specs that went on this. Councilwoman Bellm made a motion to reject all bids on this item; seconded by Councilman Schwarz. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Award Bid #EMS-15-14 for Purchase of Communications Tower Generator – Councilman Schwarz made a motion to award Bid #EMS-15-14 for purchase of 30kW emergency generator for the communication tower to Alert Electric, of St. Jacob, IL, for the amount of \$21,431.00 as attached; seconded by Councilwoman Bellm. Councilman Nicolaides asked if 30kW is kind of overkill for that little building. EMS Lieutenant Crosby responded he struggled with that also. However, based upon the size of the electric service we have for the building it is not. Councilman Nicolaides asked how much equipment there really is in that building. Lieutenant Crosby reported there are the actual transmitters, HVAC for the building, four repeaters, tower system lighting, and backup modules. If we are going by the standards, they recommend larger, since we installed a 200-amp service; however, we do not intend to load it to that point. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Discussion – Business Registration Program – Director Lisa Peek and Chief Zoning Officer Kevin Limestall presented the proposed Business Registration Program. Lisa explained we want to create a database of businesses to assist when people are inquiring about site location. In exchange, we would offer to these businesses free publicity on the city's website. Kevin explained this would be a simple excel spreadsheet. Lisa stated we are only asking for basic information of name of business; address; how they are classified; and, their website information. Councilman Nicolaides inquired we cannot require them with a business license program. City Attorney Long explained we cannot require a business license. There is a fine in the ordinance if they do not participate; however, they can continue to do business. If the community is non-home rule, the communities cannot require a license. Councilman Schwarz asked could we not just send out a questionnaire. Director Peek responded this is a more formal program requiring owners of the businesses to participate by putting the information out there versus someone locally managing and providing the in the information they want with a questionnaire. Mayor Michaelis inquired what the penalty would be for not complying. Attorney Long explained it would be mandatory with a fine and we included a carrot that if they respond by a specific time we would promote their business for free through our website. Councilman Nicolaides summarized it is a business licenses by a different name. Attorney Long noted a different name and it is legal. Councilman Nicolaides inquired if there is a fee. Councilwoman Bellm noted the registration fee is \$20 per year according to the proposal.

Mayor Michaelis expressed concern of how it works to sell this as a promotion tool for the businesses when we are requiring this. At the same time, I do not know that we should be charging the businesses. Councilwoman Bellm stated I understand the reason for the fee; however, it will need some good PR. Additionally, there is a fine for new businesses that start up and are not registered. I would suggest a grace period, as they may not be aware of this requirement. To paraphrase Brad Korte, if we can see it, smell it, or taste it, we do not need to know about it. Councilman Schwarz expressed if it is listed on the city's website, it may come across that we are endorsing the business. Councilwoman Bellm stated I understand that if I am interested in starting up a specific type of business, I would be interested to know how many similar businesses like this already exist in Highland. Stores, offices, and warehousing need to register. If they are registered, we would know about the type of business activity going on at that location and we would be able to confront them with the issues the neighbors bring forward. Councilman Nicolaides expressed businesses should be registered so that emergency staff knows where they area. Councilman Frey stated he agrees with everything. Councilman Schwarz stated I think it is redundant and I do not approve of the costs. He

is concerned about the information being correct and remaining current. Mayor Michaelis stated he would like staff to proceed with business registration and have no fees. I would also like to have the penalty removed. He asked that they tweak the ordinance based upon the council's discussion.

REPORTS

Approve Warrant #959 – Councilwoman Bellm made a motion to approve Warrant #959 as attached; seconded by Councilman Schwarz. Roll Call Vote: Schwarz, Frey and Bellm voted aye, none nay. Councilman Nicolaides abstained. Motion carried.

Councilwoman Bellm made a motion to approve 2(c)(1) to discuss a personnel matter; seconded by Councilman Schwarz. Roll Call Vote: Schwarz, Frey, Bellm and Nicolaides voted aye, none nay. Motion carried and meeting temporarily adjourned at 7:52pm.

Mayor Michaelis reconvened the Regular Session at 8:05pm. Council members Nicolaides, Bellm, Frey and Schwarz were present. Also present were City Manager Latham, City Attorney Long, Director Schoeck, Chief Bell, Deputy City Clerk and City Clerk Bellm.

Mayor Michaelis stated any items discussed in Executive Session will not be acted upon tonight.

Councilwoman Bellm made a motion to adjourn; seconded by Councilman Schwarz. All council members voted aye, none nay. Motion carried and meeting adjourned at 8:06pm.

Joseph Michaelis, Mayor

Barbara Bellm, City Clerk