

**MINUTES OF REGULAR SESSION
HIGHLAND CITY COUNCIL
MONDAY, SEPTEMBER 15, 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, Rosen, and Schoeck; Police Chief Bell, Fire Chief Bloemker, Supervisor Limestall, Office Schlarmann, Tracey Robinson, Library Director Kim, Deputy City Clerk Hediger, City Clerk Bellm, six citizens and one member of the news media.

MINUTES

Councilman Schwarz made a motion to approve the minutes of the September 2, 2014 Regular Session as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

PROCLAMATION

Mayor Michaelis read a document proclaiming September 17 – 23, 2014 as Constitution Week and asked the citizens to reframe the ideals our forefathers envisioned for us.

PUBLIC FORUM

Citizens' Requests and Comments:

Veterans' Day Parade and Square Use Request – Lenny Gall, 2014 Parade Chairman along with Dan Kapp, Tony Haisler, and Harold Schallenger requested permission for the V.F.W. Post #5694, American Legion Post #439 and Moose Lodge #2479 to sponsor and hold the third annual Veterans' Day Parade on Sunday, November 9, 2014, starting at 2:30pm. This will be held in conjunction with National Veterans' Week, which is November 9 – 15, 2014 and asked that the city do a proclamation for this. Councilwoman Bellm made a motion to grant permission for the V.F.W., American Legion and Moose Lodge to hold a Veterans' Day Parade and presentations on Sunday, November 9, 2014 as requested; seconded by Councilman Schwarz. Mayor Michaelis inquired about the parade route. Mr. Galls stated the parade route will be the same as last year, starting at the intersection of Olive and Main, then proceeding west on Main Street to the Square with a brief ceremony to be held at the Square. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Prairie Trails Subdivision Block Party Request – Sarah Hapack, 65 Arrowleaf Street, noted, as organizer of the event, that each year our subdivision hosts a block party, which gives neighbors the opportunity to socialize and meet one another, and for the kids to play together. This year, we have moved the location to Baneberry, which would only affect residence of 290, 295 and 300 Baneberry.

We are requesting permission to block off a section of Baneberry on Friday, September 26, 2014, 5pm to midnight. I have obtained the signatures of the homeowners of the three homes that would have their driveways blocked off during this time and have provided those signatures. Councilman Schwarz made a motion to approve the requested for street closure of a portion Baneberry on September 26, 2014, from 5pm to 12pm for a neighborhood block party as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Requests of Council:

No comments or requests.

Staff Reports:

City Manager Latham reported that the Streets & Alleys Division has won the Illinois Operators Rode again this year. This year, the operators were Bill Aegerter and Barkley Schlaefer.

NEW BUSINESS

Bill #14-120/RESOLUTION Approving Water Purchase Contract Agreement With the Village of Grantfork – Councilwoman Bellm made a motion to approve Bill #14-120/Resolution #14-09-2249 approving Water Purchase Contract Agreement with the Village of Grantfork as attached; seconded by Councilman Schwarz. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Bill #14-121/ORDINANCE Vacating the South 0.20 Acres of Raeber Road (Formerly Known As North Hill Lane) – Councilman Schwarz made a motion to approve Bill #14-121/Ordinance #2640 vacating the south 0.20 acres of Raeber Road (formerly known as North Hill Lane) as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Bill #14-122/ORDINANCE Amending Residency Requirement Set Forth in Section 3.5 of the Employee Handbook – Councilwoman Bellm made a motion to approve Bill #14-122/Ordinance #2641 amending residency requirement set forth in Section 3.5 of the *Employee Handbook* as attached; seconded by Councilman Schwarz. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Bill #14-123/RESOLUTION Approving Change Order No. 2 Submitted by Insituform Technologies USA, LLC for Cured-In-Place-Pipe Sewer Rehabilitation Project (PW-02-14) – Councilman Schwarz made a motion to approve Bill #14-123/Resolution #14-09-2250 approving Change Order No. 2 submitted by Insituform Technologies USA, LLC for Cured-In-Place-Pipe Sewer Rehabilitation Project (PW-02-14) for a deduction amount of \$155,466 as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Bill #14-124/RESOLUTION Rejecting All Bids Submitted for the Nagel Drive Reconstruction and Zobrist Field Trail Restoration Project, Bid #PR-12-14 – Councilwoman Bellm made a motion to approve Bill #14-124/Resolution #14-09-2251 rejecting all bids submitted for the Nagel Drive Reconstruction and Zobrist Field Trail Restoration Project, Bid #PR-12-14 as attached; seconded by Councilman Schwarz. Mayor Michaelis noted all bids came in considerable higher. City Manager Latham stated we believe the timing and workload of contractors drove up the price. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Bill #14-125/ORDINANCE Declaring Police Department Boat as Surplus Property and Authorizing Its Sale – Councilman Schwarz made a motion to approve Bill #14-125/Ordinance #2642 declaring Police Department Boat as surplus property and authorizing its sale as attached; seconded by

Councilwoman Bellm. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Councilman Schwarz made a motion to combine agenda Items G - L/Bills #14-126 - #14-131, respectively, a part of an omnibus vote, as they are similar in nature; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Frey, Bellm and Nicolaides voted aye, none nay. Mayor Michaelis voted aye. Motion carried.

Councilman Schwarz made a motion to approve Bills #14-126 - #14-131/Resolutions #14-09-2252 - #14-09-2257, respectively, as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried approving the following:

Bill #14-126/RESOLUTION #14-09-2252 Approving *Mid-Atlantic Sports Network Member Participation Agreement* with Respect to the *Binding Affiliate Term Sheet* Between TCR Sports Broadcasting Holding, LLP d/b/a Mid-Atlantic Sports Network on One Side and National Telco Television Consortium, LLC on the Other Side for the Purpose of Obtaining MASN Channel Programming.

Bill #14-127/RESOLUTION #14-09-2253 Approving *Member Redzone Agreement* with Respect to the *Redzone Agreement* Between NFL Enterprises, LLC on One Side, and National Telco Television Consortium, LLC on the Other Side.

Bill #14-128/RESOLUTION #14-09-2254 Approving *Endorsement Form (Affiliate Guarantee)* with Respect to the *Affiliation Agreement* Between HRTV, LLC, on One Side, and National Telco Television Consortium, LLC, on the Other Side, for the Purpose of Obtaining HRTV Programming.

Bill #14-129/RESOLUTION #14-09-2255 Approving *NTTC Member Agreement* with Respect to the *NTTC-TVAG Affiliation Agreement* Between ODS Technologies, LP d/b/a TVG Network on One Side and National Telco Television Consortium, LLC on the Other Side for the Purpose of Obtaining TVG Programming.

Bill #14-130/RESOLUTION #14-09-2256 Approving *Member Participation Form* with Respect to the *Affiliation Agreement* Between MSG Holdings, LP on One Side and National Telco Television Consortium, LLC on the Other Side, for the Purpose of Obtaining MSG Programming.

Bill #14-131/RESOLUTION #14-09-2257 Approving *NTTC Member Election Letter to be Included in the Outdoor Channel Affiliation Agreement* with Respect to the *Outdoor Channel Affiliation Agreement Sub-Distribution and Private Cable Aggregation Agreement* Between Outdoor Channel Holdings, Inc. on One Side and National Telco Television Consortium, LLC on the Other Side for the Purpose of Obtaining Outdoor Channel HD Programming.

Approve Notice of Municipal Letting, Bid #E-16-14, for the Purchase of One New ½-Ton Crew Cab 4x4 Pickup Truck for the Electric Department – Councilwoman Bellm made a motion to approve Notice of Municipal Letting, Bid #E-16-14, for the purchase of one new ½-Ton Crew Cab 4x4 Pickup Truck for the Electric Department as attached; seconded by Councilman Schwarz. All council members voted aye, none nay. Motion carried.

REPORTS

Approve Warrants #961 & #962 – Councilman Schwarz made a motion to approve Warrants #961 & #962 as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. 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)(21) for discussion of executive session minutes, Section 2(c)(2) for discussion of collective negotiating matters, and Section 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 7:17pm.

Mayor Michaelis reconvened the Regular Session at 7:36pm. Council members Nicolaides, Bellm, Frey and Schwarz were present. Also present were City Manager Latham, City Attorney Long, Directors Cook, Rosen and Schoeck, Building and Code Official Limestall, Staff Member Robinson, Deputy City Clerk and City Clerk Bellm.

NEW BUSINESS (Continued):

Bill #14-132/RESOLUTION Approving Labor Agreement Between City and International Union of Operating Engineers, Local 399, for a Four-Year Term Beginning on May 1, 2014, and Ending on April 30, 2018 – Councilman Schwarz made a motion to approve Bill #14-132/Resolution #14-09-2258 approving labor agreement between City and International Union of Operating Engineers, Local 399, for a four-year term beginning on May 1, 2014, and ending on April 30, 2018 as attached; seconded by Councilwoman Bellm. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried.

Councilwoman Bellm made a motion to adjourn; seconded by Councilman Schwarz. Roll Call Vote: Schwarz, Frey, Bellm, and Nicolaides voted aye, none nay. Motion carried and meeting adjourned at 7:37pm.

Joseph Michaelis, Mayor

Barbara Bellm, City Clerk