

**MINUTES OF THE REGULAR MEETING
OF THE LA SALLE CITY COUNCIL
HELD IN THE COUNCIL CHAMBERS,
745 SECOND STREET, LA SALLE, IL.
7:00 P.M., Tuesday, December 16, 2014**

CALL TO ORDER

The meeting was called to order by Mayor Jeff Grove at 7:00 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present- Mayor Grove, Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider

Excused Absence: Alderman Ptak

APPROVAL OF MINUTES

Moved by Alderman Demes and seconded by Alderman Reynolds that the minutes of the regular City Council meeting held on Tuesday, December 2, 2014 and the Special City Council meeting held on Tuesday, December 9, 2014 are accepted and placed on file. Each and every alderman has a copy.

Voice vote, all ayes. Motion carried.

PETITIONS

Moved by Alderman Duncan and seconded by Alderman Herndon to approve the requests of Ameren Illinois to break ground at 827 Gooding Street, 538 Wright Street, 522 La Fayette Street, 209 Creve Coeur Street and 1006 First Street to replace poles at each location and 74 Creve Coeur to replace two poles. Each and every alderman has a copy.

Voice vote, all ayes. Motion carried.

Mayor Grove explained that this new addition to Rotary Park is being paid in full by the entities making the request.

Moved by Alderman Herndon and seconded by Alderman Duncan to grant the request of the LaSalle Rotary Club and the LaSalle Park Board to give permission to Mr. Dan Nagel to lay out and create a Frisbee disc golf course at Rotary Park and Prairie Park provided that funds being donated are sufficient to cover expenses of the same and related matters.

Voice vote, one nay. A roll call vote was taken with All Ayes except for Alderman Bacidore voting Nay. After further confirmation that the City would not be responsible for any of the costs associated with the course, Alderman Bacidore changed his vote to AYE.

ROLL CALL:AYES: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider

NAY: None Absent: Alderman Ptak Abstain: None

Motion Carried 7-0

Moved by Alderman Lavieri and seconded by Alderman Schneider to refer the request from Agudas Achim Bnai Moshe regarding premises commonly known as 428 Gooding and 428 ½ Gooding to the Planning Commission and Zoning Board of Appeals if necessary to consider the approval of a plat of subdivision and related waivers and/or variances and exceptions from the Subdivision and/or Zoning Ordinances and related matters.

Voice vote. All ayes. Motion carried.

COMMUNICATIONS

Moved by Alderman Lavieri and seconded by Alderman Herndon to accept and place on file the Illinois Department of Transportation Report showing the Motor Fuel Tax Allotment for November 2014 of \$21,115.13. Each and every alderman has a copy.

Voice vote, all ayes. Motion carried.

SPECIAL COMMITTEES

Moved by Alderman Schneider and seconded by Alderman Herndon to accept the recommendation of the Planning Commission to approve the request to rescind prior preliminary plat in regard to the prior Planned Unit Development involving premises commonly known as an approximate 6 acre, more or less, parcel on the southwestern portion of premises formerly known as part of Frontier Lodge premises (including three townhouse buildings and other property) in the vicinity of the northwest corner of the intersection of Route 178 and Route 80 and related matters.

ROLL CALL: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider

NAY: None Absent: Alderman Ptak Abstain: None

Motion Carried 7-0

OLD BUSINESS

Possible Ordinance regarding a potential Franchise Agreement was passed on until the December 30 meeting as Attorney McPhedran is still gathering information from other communities.

Moved by Alderman Herndon and seconded by Alderman Schneider to approve, pay, and place on file Pay Estimate #1 from Universal Asphalt and Excavating, Inc. for the Lincoln Avenue Sewer project totaling \$81,935.10. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider

NAY: None Absent: Alderman Ptak Abstain: None

Motion Carried 7-0

City Engineer Brian Brown recapped the status of the Lincoln Avenue project. Alderman Herndon thanked all involved in the project.

Alderman Duncan questioned the status of the La Fayette Street project. Brian Brown explained that a letter was mailed today to the residents of the 1200 and 1300 blocks of La Fayette Street. Each and every alderman was also mailed a copy of the letter. This letter contains a detailed update on the timeline and status of the grant process. Residents were asked to check the temperature of the water coming into their homes if there is an extended period of temperatures below freezing. If the temperature is below 35°, residents were advised to contact City Hall. Mr. Brown anticipates going out for bid in February or March, with construction beginning in April to replace the water main.

Alderman Demes brought up the odor on First Street and inquired again as to the source of the odor. A lengthy discussion followed. It was agreed that the City Engineer and Superintendent of Public Works will continue to look for remedies to solve this problem and research what other communities with combined sewers have done to solve this issue.

NEW BUSINESS

There was no New Business.

ORDINANCES AND RESOLUTIONS

Moved by Alderman Duncan and seconded by Alderman Schneider to approve and place on file **Ordinance 2531**: an Ordinance Levying for Corporate Purposes for the City of La Salle, La Salle County, Illinois for the fiscal year beginning May 1, 2014 and ending April 30, 2015. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider

NAY: None Absent: Alderman Ptak Abstain: None

Motion Carried 7-0

Ordinance 2531—an Ordinance Levying for Corporate Purposes for the City of La Salle, La Salle County, Illinois for the fiscal year beginning May 1, 2014 and ending April 30, 2015.

Finance Director John Duncan explained that Resolution 201419 is the only bond that comes out of the General Fund and it is also paid with a rebate from the IRS on the interest portion of the bond. The payment this is \$65, 800.

Attorney McPhedran indicated for the record that the Resolution Bonds abating principal and interest, are bonds that could be included as part of the tax levy, however, historically the city has chosen not to levy for them in order to lighten the burden on the tax payer.

Moved by Alderman Lavieri and seconded by Alderman Herndon to approve and place on file **Resolution 201419** Abating principal and interest on \$695,000.00 Taxable General Obligation Bonds, Series 2010, of the City of La Salle, La Salle County, Illinois for the tax levy year of 2014. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider

NAY: None Absent: Alderman Ptak Abstain: None

Motion Carried 7-0

Resolution 201419- Abating principal and interest on \$695,000.00 Taxable General Obligation Bonds, Series 2010, of the City of La Salle, La Salle County, Illinois for the tax levy year of 2014.

This bond is for road improvements and is paid for out of Motor Fuel Funds.

Moved by Alderman Duncan and seconded by Alderman Schneider to approve and place on file **Resolution 201420** Abating principal and interest on \$1,000,000 General Obligation Bonds, Series 2012A, of the City of La Salle, La Salle County, Illinois for the tax levy year of 2014. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider

NAY: None Absent: Alderman Ptak Abstain: None

Motion Carried 7-0

Resolution 201420- Abating principal and interest on \$1,000,000 General Obligation Bonds, Series 2012A, of the City of La Salle, La Salle County, Illinois for the tax levy year of 2014.

This bond is for water department projects and it is paid through water funds.

Moved by Alderman Demes and seconded by Alderman Reynolds to approve and place on file **Resolution 201421** abating principal and interest on \$2,600,000 General Obligation Bonds (Alternate Revenue Source), Series 2006, of the City of La Salle, La Salle County, Illinois for the tax levy year of 2014. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider

NAY: None Absent: Alderman Ptak Abstain: None

Motion Carried 7-0

Resolution 201421- abating principal and interest on \$2,600,000 General Obligation Bonds (Alternate Revenue Source), Series 2006, of the City of La Salle, La Salle County, Illinois for the tax levy year of 2014.

This bond is for sewer work and it is paid through sewer funds.

Moved by Alderman Bacidore and seconded by Alderman Demes to approve and place on file **Resolution 201422** Abating principal and interest on \$1,875,000 General Obligation Bonds, Series 2010B, of the City of La Salle, La Salle County, Illinois for the tax levy year of 2014.

Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider

NAY: None Absent: Alderman Ptak Abstain: None

Motion Carried 7-0

Resolution 201422- Abating principal and interest on \$1,875,000 General Obligation Bonds, Series 2010B, of the City of La Salle, La Salle County, Illinois for the tax levy year of 2014.

This bond is for Rotary Park Phase I and is paid for by TIF 3 Funds.

Moved by Alderman Duncan and seconded by Alderman Lavieri to approve and place on file **Resolution 201423** Abating principal and interest on \$800,000 General Obligation Bonds, Series 2012B, of the City of La Salle, La Salle County, Illinois for the tax levy year of 2014. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider

NAY: None Absent: Alderman Ptak Abstain: None

Motion Carried 7-0

Resolution 201423- Abating principal and interest on \$800,000 General Obligation Bonds, Series 2012B, of the City of La Salle, La Salle County, Illinois for the tax levy year of 2014.

Moved by Alderman Lavieri and seconded by Alderman Herndon to approve and place on file **Resolution 201424** requesting authorization from IDOT for construction permits regarding commercial entrances for the Beck's Development and related matters. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider

NAY: None Absent: Alderman Ptak Abstain: None

Motion Carried 7-0

Resolution 201424- requesting authorization from IDOT for construction permits regarding commercial entrances for the Beck's Development.

Moved by Alderman Herndon and seconded by Alderman Lavieri to approve and place on file **Ordinance 2532:** an ordinance further regulating the sale of cigarettes and amending Ordinance 1703 and corresponding Codes. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider

NAY: None Absent: Alderman Ptak Abstain: None

Motion Carried 7-0

Ordinance 2532 - further regulating the sale of cigarettes and amending Ordinance 1703 and corresponding codes

Moved by Alderman Demes and seconded by Alderman Schneider to approve and place on file **Ordinance 2533:** an ordinance approving and authorizing the execution of a TIF District Redevelopment Agreement between the City of La Salle, La Salle County, Illinois and Carus Family Real Estate, LLC and related matters. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Herndon, Schneider (Mayor Grove voted Aye)

NAY: None Absent: Alderman Ptak Abstain: Alderman Duncan

Motion Carried 7-0

Ordinance 2533- approving and authorizing the execution of a TIF District Redevelopment Agreement between the City of La Salle, La Salle County, Illinois and Carus Family Real Estate, LLC.

Attorney McPhedran indicated for the record that his office did not participate in the draftsmanship or the negotiations because his firm represents the client in this matter.

Moved by Alderman Lavieri and seconded by Alderman Herndon to approve and place on file **Ordinance 2534**: an ordinance authorizing the Execution of the IMLRMA Minimum/Maximum Contribution Agreement. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider

NAY: None Absent: Alderman Ptak Abstain: None

Motion Carried 7-0

Ordinance 2534 - an ordinance authorizing the Execution of the IMLRMA Minimum/Maximum Contribution Agreement.

Moved by Alderman Herndon and seconded by Alderman Schneider to approve and place on file **Ordinance 2535**: an ordinance Rescinding and Repealing Ordinance Number 1960 Regarding Planned Unit Development and Preliminary Plat Involving the Former Premises Commonly Known as the "Frontier Lodge" Premises and Related Matters. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider

NAY: None Absent: Alderman Ptak Abstain: None

Motion Carried 7-0

Ordinance 2535 - Rescinding and Repealing Ordinance Number 1960 Regarding Planned Unit Development and Preliminary Plat Involving the Former Premises Commonly Known as the "Frontier Lodge" Premises and Related Matters.

Mayor Grove and Attorney McPhedran explained that the ordinances regarding the previous Frontier Lodge property are necessary to clear the slate in order that Mr. Voss can move forward with his proposed project. Because Frontier Lodge was a failed development, rescinding the ordinances negates previous action.

Moved by Alderman Lavieri and seconded by Alderman Herndon to approve and place on file **Ordinance 2536**: an ordinance formalizing Cancellation and Rescission of Prior Predevelopment Agreement between the City of LaSalle and Frontier Lodge and Related Matters. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider

NAY: None Absent: Alderman Ptak Abstain: None

Motion Carried 7-0

Ordinance 2536 - formalizing Cancellation and Rescission of Prior Predevelopment

**Agreement between the City
of LaSalle and Frontier Lodge
And Related Matters.**

Attorney McPhedran briefly explained the agreement details and Brian Brown explained MTCO's plan to install fiber optic cable.

Moved by Alderman Lavieri and seconded by Alderman Herndon to approve and place on file **Ordinance 2537**: an ordinance authorizing the Execution of License Agreement and Permit with MTCO Communications, Inc. subject to modifications as the Mayor, Superintendent of Public Works, City Engineer and City Attorney jointly approve. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider

NAY: None Absent: Alderman Ptak Abstain: None

Motion Carried 7-0

**Ordinance 2537- authorizing
the Execution of License
Agreement and Permit with
MTCO Communications, Inc.**

COMMENTS

Mr. Leonard Keenan of Rockwell Road inquired if the fiber optic project would disturb the right-of-way. Brian Brown explained there would be no excavating; it will all be done by directional bore.

Alderman Lavieri indicated there is some break-up at the intersection of Rt. 351 and Civic Road. Superintendent Bumgarner stated that an expansion joint at the loop detector has been damaged and will be repaired this spring or summer.

Alderman Herndon stated that the Open Forum written by Peru residents regarding the Rotary Park light display was very nice. Mayor Grove thanked everyone who has volunteered to work and has gotten involved.

APPROVAL OF BILLS

Moved by Alderman Lavieri and seconded by Alderman Duncan that bills submitted totaling \$426,529.95 (Total Payroll \$183,502.09, Bills to be Paid \$127,143.80, Total Bills Paid \$115,884.06) be accepted, paid and placed on file. Each and every alderman has a copy.

ROLL CALL: AYE: Alderman Demes, Bacidore, Reynolds, Lavieri, Duncan, Herndon, Schneider

NAY: None Absent: Alderman Ptak None Abstain: None

Motion Carried 7-0

Mayor Grove thanked officials, staff, the Public Works department and the residents of La Salle for giving officials the honor and privilege of serving. He wished everyone a Merry Christmas.

Moved by Alderman Reynolds and seconded by Alderman Demes to adjourn the meeting. Voice vote, all ayes. Motion is carried.

ADJOURNED 7:52 p.m.

Carrie Brown, City Clerk