

**CITY OF RED BUD, ILLINOIS
CITY COUNCIL
MEETING MINUTES
MONDAY, MAY 1, 2023
Red Bud City Hall
City Council Chambers**

The City Council of Red Bud, Randolph County, Illinois met on Monday, May 1, 2023, at 6:00 P.M. at the Red Bud City Hall, Council Chambers.

Members Present: Mayor Susan Harbaugh, Ben Schwartzkopf, Curt Guebert, Mike Rheinecker, Bill Hanebutt, Jeremy DeMond, Rodney Nevois, Kyle Donjon, Alan Piel

Members Absent:

Others Present: City Attorney Paul Ray, Attorney Rick Cooper, Treasurer Michael Doiron, City Superintendent Josh Eckart, Code Administrator Jeff Mueller, Police Chief John Brittingham, Admin. Assist. Pam Poetker, City Clerk Joanne Cowell

I. Pledge of Allegiance

II. Call to Order at 6:00 P.M. by Mayor Harbaugh

III. Roll Call by City Clerk Joanne Cowell

IV. Approval of Financial Statements

Motion made by Council Member Nevois, seconded by Council Member Hanebutt to approve the Financial Statements as presented and file for audit. The vote was as follows: Schwartzkopf, aye; Guebert, aye; Rheinecker, aye; Hanebutt, aye; DeMond, aye; Nevois aye; Donjon, aye; Piel, aye. Motion carried.

V. Approval of Estimated and Listed Bills

Motion made by Council Member Hanebutt, seconded by Council Member Guebert, to approve the estimated and listed bills. The vote was as follows: Guebert, aye; Rheinecker, aye; Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye. Motion carried.

VI. Consideration of any Additional Bills

Adm. Asst. Poetker presented an invoice from Illinois Country Harvest, for the work done in front of city hall, in the amount of \$847.80

Motion made by Council Member Donjon, seconded by Council Member Rheinecker, to approve payment of the invoice from Illinois Country Harvest for work done in front of city hall as contracted, in the amount of \$847.80 . The vote was as follows: Rheinecker,

aye; Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye. Motion carried.

VII. Correspondence and Public Guest Comments

A. Healthy Communities Alliance Proclamation

Mayor Harbaugh read the Healthy Communities Alliance National Prevention Week Proclamation, May 7-13, 2023, which she will be signing later. She thanked Mrs. Erin Legendre and Ryker Papenberg for their leadership efforts in helping to decline the use of alcohol, drugs, and tobacco.

VIII. Consent Agenda—Items Originated at Committee Level

Please note: Items with ** were removed from the consent agenda.

Consent Agenda – Items Originated at Committee Level as Indicated in ()

A. City Council Meeting Minutes from April 3 and April 17, 2023

Approval of minutes from April 3 and April 17, 2023, meetings

Motion made by Council Member Piel, seconded by Council Member Nevois, to approve under the omnibus designation, the consent agenda items A through P. The vote was as follows: Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye. Motion carried.

B. FY 2024 Budget, Capital Plans, and Appropriation Ordinance No. 1520 (Finance)

Approval of the FY 2024 Budget and Appropriation Ordinance No. 1520

Motion made by Council Member Piel, seconded by Council Member Nevois, to approve under the omnibus designation, the consent agenda items A through P. The vote was as follows: Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye. Motion carried.

C. Depositories and Investments Ordinance No. 1518 (Finance)

This eliminates the need for a resolution each time funds are invested.

Authorization of approval of ORDINANCE NO. 1518: "AN ORDINANCE AMENDING TITLE III, CHAPTER 32 OF THE CITY OF RED BUD CODE OF ORDINANCES 2021 PERTAINING TO DEPOSITORIES AND INVESTMENTS"

Motion made by Council Member Piel, seconded by Council Member Nevois, to approve under the omnibus designation, the consent agenda items A through P. The vote was as follows: Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye. Motion carried.

D. Pay Increases – Full-Time and Part-Time Non-Managerial Employees (Personnel)

Approval of authorization to give a 6.5% cost of living raise, effective with the first full pay period in May 2023, to all city hourly employees, including part-time.

Motion made by Council Member Piel, seconded by Council Member Nevois, to approve under the omnibus designation, the consent agenda items A through P. The vote was as follows: Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye. Motion carried.

- E. Request from V8Resto for Partial Closure of Brand Street (Cultural)
Approval of authorization of the request from V8 Speed & Resto Shop to partially close Brand Street on May 13, 2023, from 9:00 A.M.-3:30 P.M. to accommodate a classic car show and shop tour

Motion made by Council Member Piel, seconded by Council Member Nevois, to approve under the omnibus designation, the consent agenda items A through P. The vote was as follows: Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye. Motion carried.

- F. Request from St. John the Baptist Catholic Church (Cultural)
Approval of authorization of the request from St. John the Baptist Catholic Church to reserve Ratz Park #1 & 3 on August 26, 2023, less fees

Motion made by Council Member Piel, seconded by Council Member Nevois, to approve under the omnibus designation, the consent agenda items A through P. The vote was as follows: Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye. Motion carried.

- G. Request from Sparta Animal Clinic on May 7, 2022 (Cultural)
Approval of authorization of the request from Sparta Animal Clinic for use of Ratz Park #1 on May 20, 2023, 1:15-2:30 P.M., less fee, to offer a vaccination clinic

Motion made by Council Member Piel, seconded by Council Member Nevois, to approve under the omnibus designation, the consent agenda items A through P. The vote was as follows: Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye. Motion carried.

- H. Request from Knights of Columbus to Collect at Four Way (Cultural)
Approval of authorization of the request from Evansville Knights of Columbus to collect at the four-way on September 15, 2023, from, 3:00 -6:30 P.M.

Motion made by Council Member Piel, seconded by Council Member Nevois, to approve under the omnibus designation, the consent agenda items A through P. The vote was as follows: Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye. Motion carried.

- I. Firemen's Parade Resolution (Cultural)
Approval of authorization of Resolution No. 23-001: "A RESOLUTION AUTHORIZING APPROVAL OF THE STREET CLOSING FOR THE RED BUD FIRE DEPARTMENT PARADE" for Sunday, June 25, 2023, 3:45 to 5:30 P.M.

Motion made by Council Member Piel, seconded by Council Member Nevois, to approve under the omnibus designation, the consent agenda items A through P. The vote was as follows: Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye. Motion carried.

- J. Concrete Program Request – St. John's Lutheran Church (Public Works)
Approval of authorization of the request from St. John's Lutheran Church to participate in the sidewalk replacement program

Motion made by Council Member Piel, seconded by Council Member Nevois, to approve under the omnibus designation, the consent agenda items A through P. The vote was as follows: Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye. Motion carried.

- K. Lawnmower Replacement Proposal (Public Works)
Approval of authorization to purchase a John Deere Z970R ZTrak mower and blocker from Sydenstricker Nobbe Partners, NTE \$14,050.00

Motion made by Council Member Piel, seconded by Council Member Nevois, to approve under the omnibus designation, the consent agenda items A through P. The vote was as follows: Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye. Motion carried.

- L. Krack Electric Agreement – 4821 Blackjack Rd. (Public Works)
Approval of authorization of the “Electric Service Agreement” with Lance R. and Nicole A. Krack, regarding only electrical lines allowed in their easement at 4821 Blackjack Road

Motion made by Council Member Piel, seconded by Council Member Nevois, to approve under the omnibus designation, the consent agenda items A through P. The vote was as follows: Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye. Motion carried.

- M. Metro-Ag, Inc. Contract (Public Works)
Authorization to approve the annual Metro-Ag, Inc. contract for sewage removal

Motion made by Council Member Piel, seconded by Council Member Nevois, to approve under the omnibus designation, the consent agenda items A through P. The vote was as follows: Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye. Motion carried.

- N. EAP Agreement with Comwell (Public Works)
Approval of authorization to update the contract with Comwell, to coincide with the mayor’s term of May 1, 2023 – April 30, 2027

Motion made by Council Member Piel, seconded by Council Member Nevois, to approve under the omnibus designation, the consent agenda items A through P. The vote was as follows: Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye. Motion carried.

- O. Contract with Alber Water Services (Public Works)
Approval of authorization to update the contract with Albers Water Services, to coincide with the mayor’s term of May 1, 2023 – April 30, 2027

Motion made by Council Member Piel, seconded by Council Member Nevois, to approve under the omnibus designation, the consent agenda items A through P. The vote was as follows: Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye. Motion carried.

- P. Hubbard Land Donation (Zoning)

Approval of authorization of ORDINANCE NO. 1516: "AN ORDINANCE ACCEPTING REAL PROPERTY AND DESIGNATING PARK AREA"

Motion made by Council Member Piel, seconded by Council Member Nevois, to approve under the omnibus designation, the consent agenda items A through P. The vote was as follows: Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye. Motion carried.

IX. Reports of Standing Committee, Departments and Other Committees, Boards & Commissions

A. Finance Committee - Meeting April 17, 2023

1. Maturing CDs

None

2. Kone Proposal – Annual Certification of Elevator

If there are any repairs necessary, a separate proposal will be submitted.

Motion made by Council Member Nevois, seconded by Council Member Rheinecker, to authorize approval of the Kone, Inc. proposal for annual certification of elevator, NTE \$795.00. The vote was as follows: DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye; Hanebutt, aye. Motion carried.

B. Personnel Committee - Meeting April 17, 2023

1. Annual Pay Raises – Department Heads

Motion made by Council Member DeMond, seconded by Council Member Piel, to authorize approval of a 6.5% cost of living raise for each department head, effective with the first full pay period in May. The vote was as follows: Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye; Hanebutt, aye; DeMond, aye. Motion carried.

2. \$3,000 Pay Increases – Utility Billing Clerk and Utility Clerk

Council Member DeMond stated that the FOP said that they wanted to grieve/negotiate this. Discussion followed. The FOP's ability to grieve any other staff increases, need to be addressed in the spring, 2024 negotiations.

Motion made by Council Member Schwartzkopf, seconded by Council Member Nevois, to authorize approval to increase the utility billing clerk and the utility clerk salary by \$3,000/year, prior to the cost-of-living increase. The vote was as follows: Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, nay; Rheinecker, nay; Hanebutt, nay; DeMond, aye; Nevois, aye. Motion carried with a 5 aye - 3 nay vote.

3. Part-Time Pay Increase to \$15.00 Per Hour Prior to Annual Increases

Motion made by Council Member Schwartzkopf, to bring the minimum wage for all city employees, full and part-time, to \$15.00/hour, prior to the annual increase. Motion died for lack of second.

4. Gifts for Retirees and Life Insurance Increase Ordinance No. 1521

Motion made by Council Member DeMond, seconded by Council Member Rheinecker, to authorize approval of ORDINANCE NO. 1521: "AN ORDINANCE AMENDING TITLE

III, CHAPTER 41 OF THE CITY OF RED BUD CODE OF ORDINANCES 2021

PERTAINING TO EMPLOYEE BENEFITS.” The vote was as follows: Piel, aye;

Schwartzkopf, aye; Guebert, aye; Rheinecker, aye; Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye. Motion carried.

5. Jeff Mueller Job Title Change to Code Administrator/City Engineer
Mueller said that the title “city engineer” disappeared from his job title sometime in 2021. Mueller said he was not concerned with his title until the wage study was done and his title of code administrator showed him as being overpaid, not taking into consideration the engineer duties he is performing for the city. Discussion was held. Attorney Ray stated that according to the ordinance, the position Mueller is holding is Code Administrator. It is possible to either change the ordinance or appoint Mueller as city engineer, in addition to code administrator. This will be addressed at a future meeting.

- C. Public Health & Safety Committee - Meeting April 17, 2023

Nothing to report

- D. Public Works Committee - Meeting April 17, 2023

1. IRWA Training Request – Chad Grohmann

Motion made by Council Member Guebert, seconded by Council Member Schwartzkopf, to authorize approval to send Chad Grohmann to training entitled “Keeping up with Your Paperwork/Pump Hydraulics” in Grand Tower on June 6, 2023. The vote was as follows: Schwartzkopf, aye; Guebert, aye; Rheinecker, aye; Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye. Motion carried.

- E. Zoning Committee - Meeting April 17, 2023

Nothing to report

- F. Cultural Committee - Meeting April 1, 2023

1. Red Bud Firemen’s Picnic Special Requests Letter

Motion made by Council Member Schwartzkopf, seconded by Council Member Nevois, to authorize approval of the special requests, as stated in the letter from the Red Bud Fire Department, dated April 17th, for their annual Fireman’s Picnic, June 23-25, 2023. The vote was as follows: Guebert, aye; Rheinecker, aye; Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye. Motion carried.

2. Farmer’s Market Revisions Ordinance No. 1519

Motion made by Council Member Schwartzkopf, seconded by Council Member DeMond, to authorize approval of ORDINANCE NO. 1519: “AN ORDINANCE AMENDING TITLE X, CHAPTER 105 OF THE CITY OF RED BUD CODE OF ORDINANCES 2021 PERTAINING TO FARMERS’ MARKETS.” The vote was as follows: Rheinecker, aye; Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye. Motion carried.

G. Executive Session Minutes Review Committee – No Meeting
Nothing to report

H. Planning Commission – Meeting April 18, 2023
There will be two hearings at the May 16th meeting.

I. Economic Development Commission – No Meeting

1. Authorization to Apply for DRA Funding for Development of EIP

Motion made by Council Member Rheinecker, seconded by Council Member Hanebutt, to authorize approval to apply for DRA funding for development of the East Industrial Park. The vote was as follows: Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye. Motion carried.

2. Enterprise Zone Territory Change – Approval of Documents

Motion made by Council Member Rheinecker, seconded by Council Member Nevois, to authorize approval of ORDINANCE NO. 1522: “AN ORDINANCE TO DELETE TERRITORY FROM AND TO ADD TO THE MONROE/RANDOLPH COUNTY ENTERPRISE ZONE AND TO ADOPT AN AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT.” The vote was as follows: DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye; Hanebutt, aye. Motion carried.

J. Recreational Facilities – Meeting April 17, 2023

1. Acceptance of \$1,000 Grant from Randolph County Farm Bureau
Bill Hanebutt voluntarily built the produce stand.

Motion made by Council Member Donjon, seconded by Council Member Schwartzkopf, to authorize approval to accept the \$1,000 grant from the Randolph County Farm Bureau for a produce stand at the community garden. The vote was as follows: Nevois, aye; Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye; Hanebutt, aye; DeMond, aye. Motion carried.

2. Inside Painting at Swimming Pool

Motion made by Council Member Donjon, seconded by Council Member Hanebutt, to authorize approval of the proposal from Darrell Salger Painting to paint the pool house, NTE \$5,803.95. The vote was as follows: Donjon, aye; Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye; Hanebutt, aye; DeMond, aye; Nevois, aye. Motion carried.

K. Parks and Recreation Committee – Meeting April 5, 2023
The next meeting is Wednesday, May 3rd.

X. Old Business
None

XI. New Business

A. Oath of Office for Newly Elected City Officials

1. City Clerk Joanne Cowell was sworn in by Mayor Susan Harbaugh.

2. Mayor Susan Harbaugh, Treasurer Michael Doiron, Alderman Ward I Jeremy DeMond, Alderman Ward II Kyle Donjon, Alderman Ward III Rodney Nevois, Alderman Ward IV Alan Piel, Alderman Ward IV Leroy (Mike) Rheinecker (2-year unexpired term) were sworn in by City Clerk Joanne Cowell.

Mayor Harbaugh thanked Attorney Paul Ray for his twelve years of service to the city. Attorney Rick Cooper (covering for Rebecca Cooper) took his place at the council table.

Motion made by Council Member Hanebutt, seconded by Council Member Rheinecker, to hold an omnibus vote for agenda items 11B-I. The vote was as follows: Piel, aye; Schwartzkopf, aye; Guebert, aye; Rheinecker, aye; Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye. Motion carried.

- B. Appointments and Reappointments
- | | | |
|-----|---|---|
| 1. | Police Chief (CC Chapter 52: 16-18) | John Brittingham |
| 2. | ESDA Coordinator | John Brittingham |
| 3. | School Crossing Guards | Peggy Sauer
Karen Junge |
| 4. | Animal Control Warden | Steven Sumner |
| 5. | Part-time Patrolmen | Jason Neff
Chris Felix
Josh Wirth
Rusty Sellers
Dan Smith |
| 6. | City Superintendent (CC Chapter 32: 74-76) | Josh Eckart |
| 7. | Administrative Assistant (CC Chapter 32: 74-76) | Pamela Poetker |
| 8. | Deputy Registrar & Clerk | Pamela Poetker |
| 9. | FOIA & Open Meetings Act Officer | Pamela Poetker |
| 10. | Code Administrator (CC Chapter 32: 67-71) | Jeff Mueller |
| 11. | City Attorney | Rebecca Cooper |
| 12. | Liaison Members | |
| | Fire Department | Curt Guebert |
| | ESDA | Bill Hanebutt |
| | Parks & Recreation | Kyle Donjon |
| | Library Board | Ben Schwartzkopf |
| | Planning Commission | Alan Piel |
| | Business/Chamber of Commerce | Rodney Nevois |
| | Community Foundation of Red Bud | Jeremy DeMond |
| | Economic Development | Mike Rheinecker |
- C. *Omitted from agenda (Clerk note)*
- D. Appointments to the Library Board (9 Member) 3 Yr. Term
1. Jamie McClellan
 2. Blenda Ingalls

3. Debra Gielow

- E. Appointment to the Planning Commission (9 Member) 3 Yr. Term
 1. Andrea Martin
 2. Larry Mehring
 3. John Holzum

- F. Appointment to the Parks and Recreation Committee (9 Member) 3 Yr. Term
 1. Deb Opel
 2. Ryan Koudela
 3. Kyle Herriman

- G. Appointments to Economic Dev. Commission (12 Members & 1 Council Member) 4 Yr. Term
 1. Warren Frank
 2. Greg Birchler
 3. Tom Heizer

- H. Designated Depository
 1. Primary: Dieterich Bank - Red Bud Branch
 2. Secondary: North County Savings Bank, Illinois Funds, Buena Vista Bank

- I. Committee Appointments
 1. Public Health & Safety
Bill Hanebutt, Chairman
Mike Rheinecker
Curt Guebert
Rodney Nevois
Kyle Donjon
 2. Finance
Rodney Nevois, Chairman
Bill Hanebutt
Mike Rheinecker
Ben Schwartzkopf
Alan Piel
 3. Public Works
Curt Guebert, Chairman
Kyle Donjon
Bill Hanebutt
Ben Schwartzkopf
Mike Rheinecker
 4. Zoning
Alan Piel, Chairman
Curt Guebert
Ben Schwartzkopf
Jeremy DeMond
Rodney Nevois
 5. Cultural
Ben Schwartzkopf, Chairman
Jeremy DeMond

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| 6. | Personnel | Mike Rheinecker
Kyle Donjon
Curt Guebert
Jeremy DeMond, Chairman
Alan Piel
Kyle Donjon
Mike Rheinecker
Curt Guebert |
| 7. | Recreational Facilities | Kyle Donjon, Chairman
Bill Hanebutt
Jeremy DeMond
Rodney Nevois
Alan Piel |
| 8. | Executive Session Minutes Review | Ben Schwartzkopf, Chairman
Jeremy DeMond
Rodney Nevois
Alan Piel
Bill Hanebutt
<i>(Other Participants: City Clerk,
City Attorney)</i> |

Motion made by Council Member Hanebutt, seconded by Council Member Schwartzkopf, to approve agenda items 11B-I. The vote was as follows: Schwartzkopf, aye; Guebert, aye; Rheinecker, aye; Hanebutt, aye; DeMond, aye; Nevois, aye; Donjon, aye; Piel, aye. Motion carried.

- J. Review of Annual Notice of Public Meetings as Revised April 20, 2023
As submitted
- K. Review of May Calendar
No changes.
- L. Other Comments
None
- M. Adjournment

Motion made at 6:38 P.M. by Council Member Hanebutt, seconded by Council Member Guebert, to adjourn the meeting. The vote was as follows: all ayes. Motion carried.

Respectfully submitted,

Joanne G. Cowell, City Clerk
Red Bud, Illinois