

**CITY OF RED BUD, ILLINOIS
CITY COUNCIL
MEETING MINUTES
MONDAY, MAY 4, 2020
Red Bud Fire Department
Meeting Room**

The City Council of Red Bud, Randolph County, Illinois met on Monday, May 4, 2020 at 6:00 P.M. at the Red Bud Fire Department, Meeting Room.

Members Present: Mayor Tim Lowry, Clem Esker (Remote), Curt Guebert, Mike Rheinecker, Bill Hanebutt, Jeremy DeMond, David Friess, Kyle Donjon, Susan Harbaugh

Members Absent:

Others Present: City Attorney Paul Ray, City Superintendent Josh Eckart, Code Administrator Jeff Mueller (Remote), Police Chief John Brittingham, Admin. Assist. Pam Poetker, City Clerk Joanne Cowell

I. Call to Order at 6:00 P.M. by Mayor Lowry

II. Pledge of Allegiance

III. Roll Call by City Clerk Joanne Cowell

IV. Approval of Financial Statements

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

V. Approval of Estimated and Listed Bills

Motion made by Council Member Harbaugh, 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; Harbaugh, aye; Friess, aye; Donjon, aye; Esker, aye. Motion carried.

VI. Consideration of any Additional Bills
There were none.

VII. Correspondence and Public Guest Comments

Mayor Lowry noted the large public attendance and read the following prepared statement: "I would like to make a statement regarding the HMG agreement. I was

advised to not sign the contract by our city attorney. This is due to contract wording. I am working to get this resolved and I hope to have everything done by our next committee meeting or earlier. I am waiting on a response from those that I am working with.”

A lengthy discussion took place regarding Mayor Lowry following Attorney Ray’s advice to not sign the agreement with HMG to proceed with the splash pad grant application. The agreement states that the city “SHALL” contract with HMG to provide engineering services, in the event that HMG is successful in their grant application, even though they verbally agreed that the city would need to go out for bids on the engineering services. The city’s policy, as set by the mayor, is that the city attorney does not review contracts/agreements, unless asked to, specifically by the mayor or department heads, was also questioned. It is also policy that no one except the mayor or department heads may incur costs by contacting the city attorney. The following persons expressed opinions: Council Member Donjon, Council Member DeMond, Park Board Member Terri Reed and Tina Steibel. This will be placed back on the Parks & Recreations Committee agenda for May 18, 2020, with a special council meeting to follow the committee meetings.

(Clerk Note: Internet recording & connection lost at this point)

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 6 and April 20, 2020

Approval of minutes from April 6 and April 20, 2020 meetings

Motion made by Council Member Hanebutt, seconded by Council Member DeMond, to approve under the omnibus designation, the consent agenda items A through I. The vote was as follows: Rheinecker, aye; Hanebutt, aye; DeMond, aye; Harbaugh, aye; Friess, aye; Donjon, aye; Guebert, aye; (Esler, internet connection lost). Motion carried.

B. FY2021 Budget (Finance)

Approval of the FY2021 Budget

Motion made by Council Member Hanebutt, seconded by Council Member DeMond, to approve under the omnibus designation, the consent agenda items A through I. The vote was as follows: Rheinecker, aye; Hanebutt, aye; DeMond, aye; Harbaugh, aye; Friess, aye; Donjon, aye; Guebert, aye; (Esler, internet connection lost). Motion carried.

C. Pay Increases (Finance)

Approval of authorization to award each employee a 2% pay increase, beginning with the first full pay period in May, 2020

Motion made by Council Member Hanebutt, seconded by Council Member DeMond, to approve under the omnibus designation, the consent agenda items A through I. The vote was as follows: Rheinecker, aye; Hanebutt, aye; DeMond, aye; Harbaugh, aye; Friess, aye; Donjon, aye; Guebert, aye; (Esler, internet connection lost). Motion carried.

- D. FY2021 Appropriation Ordinance No. 1440 (Finance)
Approval of authorization of Ordinance No. 1440 "ANNUAL APPROPRIATION ORDINANCE"

Motion made by Council Member Hanebutt, seconded by Council Member DeMond, to approve under the omnibus designation, the consent agenda items A through I. The vote was as follows: Rheinecker, aye; Hanebutt, aye; DeMond, aye; Harbaugh, aye; Friess, aye; Donjon, aye; Guebert, aye; (Esler, internet connection lost). Motion carried.

- E. Rental Property Ordinance No. 1439 (Public Health & Safety)
Approval of authorization of Ordinance No. 1439 "AN ORDINANCE AMENDING CHAPTER 6 OF THE REVISED CODE OF ORDINANCES PERTAINING TO BUILDINGS"

Motion made by Council Member Hanebutt, seconded by Council Member DeMond, to approve under the omnibus designation, the consent agenda items A through I. The vote was as follows: Rheinecker, aye; Hanebutt, aye; DeMond, aye; Harbaugh, aye; Friess, aye; Donjon, aye; Guebert, aye; (Esler, internet connection lost). Motion carried.

- F. Metro-Ag Contract (Public Works)
Approval of authorization to accept the contract from Metro-Ag, Inc., as quoted

Motion made by Council Member Hanebutt, seconded by Council Member DeMond, to approve under the omnibus designation, the consent agenda items A through I. The vote was as follows: Rheinecker, aye; Hanebutt, aye; DeMond, aye; Harbaugh, aye; Friess, aye; Donjon, aye; Guebert, aye; (Esler, internet connection lost). Motion carried.

- G. Sewer Adjustment Request – 444 Willow Run Drive (Public Works)
Authorization to approve the request from Suzanne Jones at 444 Willow Run Drive for a sewer credit of \$170.69 for a water leak, which did not enter the sewer system

Motion made by Council Member Hanebutt, seconded by Council Member DeMond, to approve under the omnibus designation, the consent agenda items A through I. The vote was as follows: Rheinecker, aye; Hanebutt, aye; DeMond, aye; Harbaugh, aye; Friess, aye; Donjon, aye; Guebert, aye; (Esler, internet connection lost). Motion carried.

- H. Stellhorn Water Service Line Agreement (Public Works)
Authorization of approval of the Water Service Line Agreement between the City and Floyd and Helen Stellhorn Revocable Living Trust and Trevor S. Stellhorn, d/b/a Slam Catering. This water line will remain a private water line.

Motion made by Council Member Hanebutt, seconded by Council Member DeMond, to approve under the omnibus designation, the consent agenda items A through I. The vote was as follows: Rheinecker, aye; Hanebutt, aye; DeMond, aye; Harbaugh, aye; Friess, aye; Donjon, aye; Guebert, aye; (Esler, internet connection lost). Motion carried.

- I. Release of Executive Session Minutes (Executive Session Review Committee)
Authorization of approval to release the minutes from September 16, 2019

Motion made by Council Member Hanebutt, seconded by Council Member DeMond, to approve under the omnibus designation, the consent agenda items A through I. The vote

was as follows: Rheinecker, aye; Hanebutt, aye; DeMond, aye; Harbaugh, aye; Friess, aye; Donjon, aye; Guebert, aye; (Esker, internet connection lost). Motion carried.

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

A. Finance Committee - Meeting April 20, 2020

1. Maturing CDs

None

2. Assessment of Penalties on Utility Accounts

There were no penalties applied to unpaid utility bills, due March 31st

Motion made by Council Member Harbaugh, seconded by Council Member DeMond, to authorize approval to temporarily waive the assessment of utility disconnections and late fees. The vote was as follows: Hanebutt, aye; DeMond, aye; Harbaugh, aye; Friess, aye; Donjon, aye; Guebert, aye; Rheinecker, aye; (Esker, internet connection lost). Motion carried.

B. Personnel Committee - Meeting April 20, 2020

Council Member Rheinecker prepared and read the following statement, as requested by Mayor Lowry, "During our series of council meetings on April 20th, a discussion was held on the grant application for the proposed splash pad project for Ratz Memorial Park. During that discussion, comments were made that inadvertently may have reflected on the capability of city employees to successfully complete the application for said grant. That was not the intent of those council members participating in the discussion. In their zeal to push this project forward to a successful conclusion, the council members did not realize they were commenting detrimentally on the dedication of those employees to the well being and enjoyment of our city's youth. The council members were only trying to ensure the success of this project by working with an engineering firm that has successfully completed several of these applications without overly taxing our own employees time during these trying times. We have complete faith in the outstanding capabilities of our city employees and apologize for any comments mistakenly made to the contrary."

C. Public Health & Safety Committee - Meeting April 20, 2020

Nothing to report

D. Public Works Committee - Meeting April 20, 2020

1. Second Sewer Adjustment Request (March) – 444 Willow Run Drive

Motion made by Council Member Guebert, seconded by Council Member Rheinecker, to authorize approval of a sewer adjustment of \$134.54 for a water leak, which did not enter the sewer system, as requested by Suzanne Jones at 444 Willow Run Dr. The vote was as follows: DeMond, aye; Harbaugh, aye; Friess, aye; Donjon, aye; Guebert, aye; Rheinecker, aye; Hanebutt, aye; (Esker, internet connection lost). Motion carried.

E. Zoning Committee - Meeting April 20, 2020

Nothing to report

F. Cultural Committee - Meeting April 20, 2020

1. Red Bud Fire Department Parade Resolution No. 20-004

A final decision should be made by May 14th as to whether or not the Rbfd picnic will take place

Motion made by Council Member Guebert, seconded by Council Member Friess, to authorize approval of Resolution No. 20-004 “A RESOLUTION AUTHORIZING APPROVAL OF THE STREET CLOSING FOR THE RED BUD FIRE DEPARTMENT PARADE.” The vote was as follows: Harbaugh, aye; Friess, aye; Donjon, aye; Guebert, aye; Rheinecker, aye; Hanebutt, aye; DeMond, aye; (Esker, internet connection lost). Motion carried.

2. Special Request Letter from Red Bud Fire Department for Annual Picnic

Motion made by Council Member Guebert, seconded by Council Member Hanebutt, to authorize approval of the accommodation requests from Red Bud Fire Department for their annual picnic, June 26-28, 2020. The vote was as follows: Friess, aye; Donjon, aye; Guebert, aye; Rheinecker, aye; Hanebutt, aye; DeMond, aye; Harbaugh, aye; (Esker, internet connection lost.) Motion carried.

G. Executive Session Minutes Review Committee – Meeting April 20, 2020

Nothing to report

H. Planning Commission – No Meeting

Nothing to report

I. *(Clerk note: Omitted from agenda)*

J. Economic Development Commission – No Meeting

1. Local RLF and Microloan Program Loans – Consideration of Moratorium

Motion made by Council Member Hanebutt, seconded by Council Member Friess, to authorize approval of a three-month moratorium, if requested, on the local RLF and Microloan Program Loans, if requested and request Attorney Ray write addendums. The vote was as follows: Donjon, aye; Guebert, aye; Rheinecker, aye; Hanebutt, aye; DeMond, aye; Harbaugh, aye; Friess, aye; (Esker, internet connection lost.) Motion carried.

2. Authorize City Attorney to Prepare Documents to Annex Lagoon to City Limits

Keith Moran is suggesting that it may be beneficial to annex the city lagoon into the city to make the TIF more attractive in reference to the East Industrial Park. Economic Development Commission will be required to hold a hearing on the annexation, which cannot happen until June because of publication requirements.

Motion made by Council Member Hanebutt, seconded by Council Member Harbaugh, to authorize approval to annex the city lagoon into the city. The vote was as follows:

Guebert, aye; Rheinecker, aye; Hanebutt, aye; DeMond, nay; Harbaugh, aye; Friess, nay; Donjon, nay; (Esker, internet connection lost.) Motion carried, with a 4-3 vote.

K. Recreational Facilities – Meeting April 20, 2020
Council Member Donjon again noted that the splash pad grant issue would be on the May committee agenda and possibly a special council meeting, scheduled for the same evening.

L. Parks and Recreation Committee – No Meeting
Nothing to report

X. Old Business

A. Final Line Item Transfers for FY2020
Approval of FY'20 Line Item Changes-Add'l

Motion made by Council Member Harbaugh, seconded by Council Member Hanebutt, to authorize approval of the FY'20 Line Item Changes – Add'l, as submitted. The vote was as follows: Rheinecker, aye; Hanebutt, aye; DeMond, aye; Harbaugh, aye; Friess, aye; Donjon, aye; Guebert, aye; (Esker, internet connection lost.) Motion carried.

XI. New Business

Motion made by Council Member Hanebutt, seconded by Council Member DeMond, to hold an omnibus vote for agenda items 11A-J. The vote was as follows: Hanebutt, aye; DeMond, aye; Harbaugh, aye; Friess, aye; Donjon, aye; Guebert, aye; Rheinecker, aye; (Esker, internet connection lost.) Motion carried.

A.	Appointments and Reappointments	
1.	Police Chief	John Brittingham
2.	City Superintendent	Josh Eckart
3.	Administrative Assistant	Pamela Poetker
4.	Animal Control Warden	Bruce Cowell
5.	ESDA Coordinator	John Brittingham
6.	School Crossing Guards	Peggy Sauer Vacancy
7.	Code Administrator/City Engineer	Jeff Mueller
8.	Deputy Registrar & Clerk	Pamela Poetker
9.	FOIA & Open Meetings Act Officer	Pamela Poetker
10.	Part-time Patrolmen	Dan Smith Jason Neff Chris Felix Dusty Hosna
11.	Liaison Members	
	Fire Department	Kyle Donjon
	ESDA	Bill Hanebutt
	Parks & Recreation	Kyle Donjon
	Library Board	Susan Harbaugh
	Planning Commission	Dave Friess

Cable TV
Cemetery
Economic Development

Curt Guebert
Jeremy DeMond
Clem Esker

B. *Omitted from agenda (Clerk note)*

C. Appointments to the Library Board (9 Member) 3 Yr. Term

1. David Lerch
2. Blenda Ingalls
3. Debra Gielow

D. Appointment to the Planning Commission (9 Member) 3 Yr. Term

1. Andrea Martin
2. Larry Mehring
3. John Holzum

E. Appointment to the Parks and Recreation Committee (9 Member) 3 Yr. Term

1. Deborah Opel
2. Alan Piel
3. Matt Mollet

F. Appointments to Economic Dev. Commission (12 Members & 1 Council Member) 4 Yr. Term

1. Dan Koenigstein
2. Gale "Butch" Stellhorn
3. Mike Reed

G. Designated Depository

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

H. Committee Appointments

1. Public Health & Safety
Bill Hanebutt, Chairman
Mike Rheinecker
Curt Guebert
David Friess
Kyle Donjon
2. Finance
Susan Harbaugh, Chairman
Bill Hanebutt
Mike Rheinecker
Clem Esker
David Friess
3. Public Works
Curt Guebert, Chairman
Kyle Donjon
Bill Hanebutt

- 4. Zoning
 - Clem Esker
 - Mike Rheinecker
 - David Friess, Chairman
 - Curt Guebert
 - Clem Esker
 - Jeremy DeMond
 - 5. Cultural
 - Susan Harbaugh
 - Clem Esker, Chairman
 - Kyle Donjon
 - Mike Rheinecker
 - Jeremy DeMond
 - Curt Guebert
 - 6. Personnel
 - Mike Rheinecker, Chairman
 - Susan Harbaugh
 - Kyle Donjon
 - Jeremy DeMond
 - Curt Guebert
 - 7. Recreational Facilities
 - Kyle Donjon, Chairman
 - Bill Hanebutt
 - Jeremy DeMond
 - David Friess
 - Susan Harbaugh
 - 8. Executive Session Minutes Review
 - Jeremy DeMond, Chairman
 - Clem Esker
 - David Friess
 - Susan Harbaugh
 - Bill Hanebutt
- (Other Participants: City Clerk,
City Attorney)*

I. Approval of Annual Notice of Public Meetings as Revised May 1, 2020

J. Approval of Annual License (pending receipt of payments, bonds and applications as required)

- 1. Trailer Parks
 - a. Gaslight Mobile Court – Ken & Barb Niermann
 - b. Knotty Pines Court – Frederick Boshardt
 - c. Pacific Mobile Homes – Dayo Shepard/Mike Henry
- 2. Trash
 - a. Waste Management of Illinois
 - b. Reliable Sanitation Service, Inc.
 - c. Quivey Sanitation
 - d. Republic Services
- 3. Raffle
 - a. Red Bud Elementary
 - b. Red Bud Fire Co. #1

- c. St. John the Baptist Catholic Congregation
- d. Musket Athletic Club
- e. St. Peter's UCC
- f. Red Bud Chamber of Commerce
- g. Red Bud Regional Hospital
- h. Waverunners Swim Team
- i. Red Bud Rotary Club
- j. Western Egyptian EOC
- k. Red Bud Lions Club
- l. St. John the Baptist Knights of Columbus
- m. American Cancer Society
- n. Red Bud Athletic Association

Motion made by Council Member Hanebutt, seconded by Council Member Rheinecker, to approve agenda items 11A-J. The vote was as follows: DeMond, aye; Harbaugh, aye; Friess, aye; Donjon, aye; Guebert, aye; Rheinecker, aye; Hanebutt, aye; (Esler, internet connection lost.) Motion carried.

- K. Review of May Calendar
The lagoon annexation will need to be scheduled for the Economic Development Commission in June because of publication requirements.
- L. Other Comments
Council Member Donjon said he would like to see it become an ongoing practice to offer the public to join the council and committee meetings remotely from the Council Chambers.

- M. Adjournment

Motion made at 7:07 P.M. by Council Member DeMond, seconded by Council Member Hanebutt, to adjourn the meeting. The vote was as follows: all ayes. Motion carried.

Respectfully submitted,

Joanne G. Cowell, City Clerk
Red Bud, Illinois