

**CITY OF RED BUD, ILLINOIS**  
**CITY COUNCIL**  
**MEETING MINUTES**  
**Monday, December 5, 2022**  
Red Bud City Hall  
City Council Chambers

**The City Council of Red Bud, Randolph County, Illinois met on Monday, December 5, 2022, at 6:00 P.M. at Red Bud City Hall, City Council Chambers.**

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

**Members Absent:** N/A

**Others Present:** City Attorney Paul Ray, City Superintendent Josh Eckart, Police Chief John Brittingham, Admin. Assist. Pam Poetker, Code Administrator Jeff Mueller

**Others Absent:** City Clerk Joanne Cowell

I. Pledge of Allegiance

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

III. Roll Call by Deputy Clerk Pam Poetker

IV. Approval of Financial Statements

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

V. Approval of Estimated and Listed Bills

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

VI. Consideration of any Additional Bills

*There were none.*

VII. Correspondence and Public Guest Comments

Jessie Liefer addressed the city council about the special use permit for Mr. Patel's liquor store. She stated that Mr. Patel closed on the building after stating in the hearing that he was closing on the next day based on the recommendation that night. Even though the vote was against approving the permit, she understood that Mr. Patel closed on the building the next day. She stated that he lied to the community and committee, is not a member of the community, and has no interest in bringing his family to the community. Yet the council wants them to go back and reconsider another liquor store

when the community already has two of them.

She further stated that the city council is passing the buck and that the council has a job as an elected official to listen to the community. She urged everyone to step up to the plate and do the job they were elected to do.

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

*Approval of minutes from November 7, 2022, council meeting*

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

B. Holiday Gift Certificates (Finance)

*Approval to purchase NTE \$3800*

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

C. Tax Levy Ordinance No. 1502 (Finance)

*Approval of Ordinance*

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

D. Surplus Items (Public Health and Safety)

*Authorization to Sell Online*

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

E. VFW Request to Collect (Cultural)

*Authorization to Collect on May 26, 2023*

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

F. 2023 MFT Resolution (Public Works)

*Approval of Resolution*

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

- G. Sewer Adjustment for 1034 Thomas Drive (Public Works)  
*Approval of Adjustment for Paul and Pam Beaston*  
**Motion made by Council Member Guebert, seconded by Council Member Donjon, to approve under the omnibus designation, the consent agenda items A through K. The vote was as follows: Rheinecker, aye; Hanebutt, aye; Schwartzkopf, aye; Nevois, aye; Donjon, aye; Piel, aye; DeMond, aye; Guebert, aye. Motion carried.**
- H. Symmetry Energy Solutions, LLC (Public Works)  
*Approval of Gas Exhibits*  
**Motion made by Council Member Guebert, seconded by Council Member Donjon, to approve under the omnibus designation, the consent agenda items A through K. The vote was as follows: Rheinecker, aye; Hanebutt, aye; Schwartzkopf, aye; Nevois, aye; Donjon, aye; Piel, aye; DeMond, aye; Guebert, aye. Motion carried.**
- I. 2022 Holiday Lighting Coupon (Public Works)  
*Approval of Lighting Coupon*  
**Motion made by Council Member Guebert, seconded by Council Member Donjon, to approve under the omnibus designation, the consent agenda items A through K. The vote was as follows: Rheinecker, aye; Hanebutt, aye; Schwartzkopf, aye; Nevois, aye; Donjon, aye; Piel, aye; DeMond, aye; Guebert, aye. Motion carried.**
- J. End of Probationary Period – Edmund Eckart (Public Works)  
*End of 6 Mo. Probationary Period Effective November 17, 2022*  
**Motion made by Council Member Guebert, seconded by Council Member Donjon, to approve under the omnibus designation, the consent agenda items A through K. The vote was as follows: Rheinecker, aye; Hanebutt, aye; Schwartzkopf, aye; Nevois, aye; Donjon, aye; Piel, aye; DeMond, aye; Guebert, aye. Motion carried.**
- K. Resignation of Darryl ‘DJ’ Smith (Public Works)  
*Acceptance of Resignation Effective November 20, 2022*  
**Motion made by Council Member Guebert, seconded by Council Member Donjon, to approve under the omnibus designation, the consent agenda items A through K. The vote was as follows: Rheinecker, aye; Hanebutt, aye; Schwartzkopf, aye; Nevois, aye; Donjon, aye; Piel, aye; DeMond, aye; Guebert, aye. Motion carried.**
- IX. Reports of Standing Committee, Departments and Other Committees, Boards & Commissions
- A. Finance Committee - Meeting November 21, 2022
- 1.\* CDs and Investment Opportunities  
*Nothing to report*
- 2.\* Guebert Lease and Ordinance No. 1503  
**Motion made by Council Member Nevois, seconded by Council Member Rheinecker, to approve the Guebert Lease and Ordinance No. 1503. The vote was as follows: Rheinecker, aye; Hanebutt, aye; Schwartzkopf, aye; Nevois, aye; Donjon, aye; Piel, aye; DeMond, aye; Guebert, aye. Motion carried.**
- B. Personnel Committee – Meeting November 21, 2022
- 1.\* City Attorney Appointment Ordinance No. 1504  
**Motion made by Council Member DeMond, seconded by Council Member Schwartzkopf, to approve Ordinance No. 1504. The vote was as follows:**

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

- 2.\* Bereavement Leave Policy Ordinance No. 1505  
**Motion made by Council Member DeMond, seconded by Council Member Nevois, to approve Ordinance No. 1505. The vote was as follows: Rheinecker, aye; Hanebutt, aye; Schwartzkopf, aye; Nevois, aye; Donjon, aye; Piel, aye; DeMond, aye; Guebert, aye. Motion carried.**
- C. Public Health & Safety Committee – November 21, 2022
1. Approval of Moeller Estimate for Repairs and Release  
**Motion made by Council Member Hanebutt, seconded by Council Member Rheinecker, to approve \$812.11 to be paid to Ruma Autobody for the Moeller repairs and approve the release. The vote was as follows: Rheinecker, aye; Hanebutt, aye; Schwartzkopf, aye; Nevois, aye; Donjon, aye; Piel, aye; DeMond, aye; Guebert, aye. Motion carried.**
2. Public Trespass Ordinance No. 1506  
**Motion made by Council Member Hanebutt, seconded by Council Member Guebert, to approve Ordinance No. 1506. The vote was as follows: Rheinecker, aye; Hanebutt, aye; Schwartzkopf, aye; Nevois, aye; Donjon, aye; Piel, aye; DeMond, aye; Guebert, aye. Motion carried.**
3. Fire Department Ordinance No. 1507  
**Motion made by Council Member Hanebutt, seconded by Council Member Rheinecker, to approve Ordinance No. 1507. The vote was as follows: Rheinecker, aye; Hanebutt, aye; Schwartzkopf, aye; Nevois, aye; Donjon, aye; Piel, aye; DeMond, aye; Guebert, aye. Motion carried.**
- D. Public Works Committee - Meeting November 21, 2022
1. Utility Easement Description Ordinance No. 1508  
**Motion made by Council Member Guebert, seconded by Council Member Hanebutt, to approve Ordinance No. 1508. The vote was as follows: Rheinecker, aye; Hanebutt, aye; Schwartzkopf, aye; Nevois, aye; Donjon, aye; Piel, aye; DeMond, aye; Guebert, aye. Motion carried.**
- E. Zoning Committee – Meeting November 21, 2022
1. Dollar General – Dedication of Public Utility Easement Ordinance No. 1509  
**Motion made by Council Member Piel, seconded by Council Member Donjon, to approve Ordinance No. 1509. The vote was as follows: Rheinecker, aye; Hanebutt, aye; Schwartzkopf, aye; Nevois, aye; Donjon, aye; Piel, aye; DeMond, aye; Guebert, aye. Motion carried.**
- F. Cultural Committee - Meeting November 21, 2022  
*Nothing to report*
- G. Executive Session Minutes Review Committee – No meeting  
*Nothing to report*
- H. Planning Commission – Meeting November 15, 2022

1. Resignation of Alex Deterding from Planning Commission  
**Motion made by Council Member Piel, seconded by Council Member Hanebutt, to accept the resignation of Alex Deterding. The vote was as follows: Rheinecker, aye; Hanebutt, aye; Schwartzkopf, aye; Nevois, aye; Donjon, aye; Piel, aye; DeMond, aye; Guebert, aye. Motion carried.**
2. Appointment of Scott Voss to Planning Commission  
**Motion made by Council Member Piel, seconded by Council Member Schwartzkopf, to appoint Scott Voss to the Planning Commission. The vote was as follows: Rheinecker, aye; Hanebutt, aye; Schwartzkopf, aye; Nevois, aye; Donjon, aye; Piel, aye; DeMond, aye; Guebert, aye. Motion carried.**
3. Patel Hearing and Advisory Report / Ordinance No. 1510  
**Motion made by Council Member Piel, seconded by Council Member Hanebutt, to deny the Patel Special Use Permit for a liquor store. The vote was as follows: Rheinecker, aye; Hanebutt, aye; Schwartzkopf, aye; Nevois, aye; Donjon, aye; Piel, aye; DeMond, aye; Guebert, aye. Motion carried.**

I. Economic Development Commission – No Meeting

1. Property Tax Abatement Program Ordinance No. 1511  
**Motion made by Council Member Rheinecker, seconded by Council Member Donjon, to approve Ordinance No. 1511. The vote was as follows: Rheinecker, aye; Hanebutt, aye; Schwartzkopf, aye; Nevois, aye; Donjon, aye; Piel, aye; DeMond, aye; Guebert, aye. Motion carried.**

J. Recreational Facilities Committee – Meeting November 21, 2022  
*Nothing to report*

K. Parks and Recreation Committee – November 2, 2022

1. Request to reserve pickleball court every Tuesday and Thursday in 2023 from 6 pm until 8:30 p.m.  
**Motion made by Council Member Donjon, seconded by Council Member DeMond, to approve the pickleball court reservation request for every Tuesday and Thursday in 2023 from 6 p.m. until 8:30 p.m. The vote was as follows: Rheinecker, aye; Hanebutt, aye; Schwartzkopf, aye; Nevois, aye; Donjon, aye; Piel, aye; DeMond, aye; Guebert, aye. Motion carried.**

X. Old Business  
None

XI. New Business

- A. Review of December Calendar  
No changes

B. Other Comments

Council member Schwartzkopf asked for clarification to ensure that he voted correctly on Ordinance 1510.

John Holzum thanked Mr. Patel and commented that he gave a compelling presentation at the public hearing. He added that he does not want to see another liquor store in town. He added that if Mr. Patel considers another type of business to please consider bringing it to town.

Jessie Liefer requested that the council consider putting something in the city ordinances with the percentage of liquor licenses based on population. She would like to see the council look into it.

C. Adjournment

**Motion made at 6:17 P.M. by Council Member Hanebutt, seconded by Council Member Rheinecker, to adjourn the meeting. The vote was as follows: all ayes. Motion carried.**

Respectfully submitted,

Pamela K. Poetker, Deputy Clerk  
Red Bud, Illinois