



**CITY OF MONMOUTH
COUNCIL MEETING MINUTES**



Date: Monday, February 6, 2017

Time: 7:00 p.m.

Location: 100 East Broadway
Monmouth, Illinois

I. CALL TO ORDER & PLEDGE OF ALLEGIANCE

Mayor Rod Davies called the meeting to order in the Council Chambers at City Hall, 100 East Broadway at 7:00 p.m. and led the audience in the Pledge of Allegiance to the Flag.

II. ROLL CALL

City Clerk Susan S. Trevor called the roll and those answering **Present were:** Alderwoman Dawn Johnson, Aldermen Dave Rutledge, Alderwoman Susan Twomey, Aldermen Brian Daw, Bob Wells, Dennis Willhardt, Dan Heatherly and Joe Clark **Also Present:** Mayor Rod Davies, City Administrator Lowell Crow, City Attorney Marcum Spears, City Clerk Susan S. Trevor, MFD Chief Casey Rexroat, MPD Chief Bill Feithen, Community Development Director Paul Schuytema, Director of Building and Zoning Wade Woodward and Gary Conlin from the Press.

III. APPROVAL OF MINUTES

A. January 17, 2017 Council Meeting Minutes

It was moved by Alderman Daw and seconded by Alderman Rutledge to approve the January 17, 2017 minutes as presented. AYE: Alderwoman Johnson, Aldermen Rutledge, Alderwoman Twomey, Aldermen Daw, Wells, Willhardt, Heatherly and Clark **NAY:** none **MOTION CARRIED.**

IV. PRESENTATION TO THE COUNCIL

A. Presentations or Citizen Inquiries (All inquiries are limited to 3 minutes per City Ordinance)
There were none to be considered.

B. Consent Agenda

1. Approval of Bills (Items on Consent Agenda will not be discussed unless a request is made to remove an item for discussion)

It was moved by Aldermen Heatherly and seconded by Alderman Daw to approve the Consent Agenda as presented for the approval of the bills with the exception of the bill from Freeman and Peters, LLP for legal fees of \$42,991.25 for the WWTP litigation, which Alderman Willhardt asked to be removed for discussion. AYE: Aldermen Rutledge, Alderwoman Twomey, Aldermen Daw, Wells, Willhardt, Heatherly, Clark and Alderwoman Johnson **NAY:** none **MOTION CARRIED.**

Alderman Willhardt expressed his frustration with the 6 year legal issues over the pump litigation and how much money it is costing the City. He asked if it would be possible to simply withhold payment to Freeman and Peters in order to speed reaching a settlement. Mayor Davies explained that unfortunately the situation comes down to two different entities blaming the other one for the failures of the pumps and not accepting responsibility. Many things have come into play in drawing out the issue such as people no longer working for the company that were involved at the time the City undertook the project, which has made it difficult to obtain depositions. There have been two failed mediation efforts as well. The depositions are finally completed and in March the lawyers will be going before a judge to set a trial date. After continued discussion, it was determined that it would not accomplish anything to not pay the

legal fees and it would actually cause the whole litigation to have to be started all over again, which would cost the City even more. **It was then moved by Alderman Heatherly and seconded by Alderwoman Twomey to pay Freeman and Peters, LLP bill of \$42,991.25.** **AYE:** Alderwoman Twomey, Aldermen Daw, Wells, Heatherly, Clark, Alderwoman Johnson and Alderman Rutledge. **NAY:** Alderman Willhardt **MOTION CARRIED.**

C. Committee of the Whole Discussion Items – possible action to follow

1. Community Development January Report – Director Schuytema

- ✚ We have posted a time line on our website showing investments in the past fifteen years in both the public and private sectors of Monmouth, which have amounted to 270 million dollars.
- ✚ The third Co-Worker Network Event will be held this coming Thursday morning, February 9th, at the Library. It has been interesting to find out the large number of people who are working from home.
- ✚ There are three applications as follows that are in the process of being considered for a Façade Grant: 1) Wild Flower Store is submitting request for funds for a new store-front awning 2) Jason Robbins, owner of the old Bowman-Colwell building, is submitting a request for funds to assist with removing the sheeting covering the third floor windows in his building 3) Shyvell's Photography Studio is submitting a request for funds to assist with new tuck-pointing on her building on South 1st Street.
- ✚ There are potentially nine (9) new businesses that are in the process of developing business plans or seeking locations to open a business in Monmouth.

2. Building and Zoning January Report – Director Woodward

- ❖ January was a good month with \$47,000 in permits and 60% of those were in Enterprise Zone.
- ❖ Weekly inspections of Smithfield are continuing, but the insurance issues are still not settled.
- ❖ One demolition permit was issued to Jamieson Center for demolition of a house.

3. Letters of Engagement for 2017 Auditor – WIPFLI and Pension Actuary – Lauterbach and Amen, LLP

It was moved by Alderman Wells and seconded by Alderwoman Johnson to approve engaging WIPFLI and Associates as 2017 Auditor for the City and Lauterbach and Amen, LLP as Pension Actuaries for the Police and Fire Pension Funds. AYE:

Alderwoman Twomey, Aldermen Daw, Wells, Willhardt, Heatherly, Clark, Alderwoman Johnson and Alderman Rutledge NAY: none MOTION CARRIED.

4. Woodard and Curran December Report – Director Jackson

- At this point Public Works is 5% under budget, which will make it possible to carry out some much needed capital improvement projects.
- The storm sewer at East Boston and North 5th is actually installed and connected to the one running through to the main College storm sewer.

5. Approval of Phase I LTCP Bid – Jennifer Anders, W & C Project Engineer

Jennifer explained that based on review of bids and feedback from references, W & C does not take exception to the City of Monmouth awarding a contract to Leander Construction, Inc. for the LTCP Phase 1 Screw Pump Replacement in the amount of \$2,050,000. **It was moved by Alderman Heatherly and seconded by Alderman Rutledge to accept the recommendation of W & C to award a contract to Leander Construction, Inc. for the LTCP Phase 1 Screw Pump Replacement in the amount of \$2,050,000. AYE:** Aldermen Wells, Willhardt, Heatherly, Clark, Alderwoman Johnson, Alderman Rutledge, Alderwoman Twomey and Alderman Daw **NAY: none MOTION CARRIED.**

6. Change Order to Leander Contract for Well #10 – Jennifer Anders, W & C

Jennifer explained that this Change Order includes a credit for using a different type of electric hand-hole from what was specified and Work associated with installing an additional owner-furnished ion exchange vessel (Tonka Water Softener). The increase of this Change Order is in the amount of \$92,405.90. **It was moved by Alderman Daw and seconded by Alderwoman Twomey to approve the above-stated Change Order to the Leander Contract. AYE:** Aldermen Willhardt, Heatherly, Clark, Alderwoman Johnson, Alderman Rutledge, Alderwoman Twomey, Aldermen Daw and Wells **NAY: none MOTION CARRIED.**

7. Briefing on North Wastewater Treatment Plant – Jennifer Anders, W & C

- Mayor Davies prefaced Jennifer Anders' briefing by stating that the City has been working closely with Smithfield about future processing plans and deemed it important to include W & C processing engineers in these discussions. Smithfield has indicated that their future plans are to increase their harvest from 72,000 to 91,200 per week. The original construction of the North Plant was in 1972 with the last upgrade in 1992.
- Mrs. Anders said that the goals of this assessment of the North WWTP were to evaluate equipment, determine future design capacity and make recommendations for the most cost effective solutions.
- These goals are being done to handle the increased production planned by Smithfield as well as addressing the increased Plant discharges to the Consolidated Plant and also to maintain Regulatory Compliance as the City is responsible for compliance.
- The North Plant is currently running on the ragged edge with a high risk for failure with the bottom line that the current and future flows exceed design capacity of the plant.
- The process evaluation recommendation is to keep current process configuration, but upgrade aeration and controls to maximize nitrification and denitrification.
- The equipment recommendations focus on reusing equipment/structures to the greatest extent possible as well as keeping in mind the importance of balance design criteria, reliability, safety and cost.
- The total cost will be between \$8.1 and \$10.6 million for plant upgrades, lift station and force main.
- The schedule for preliminary and final design will be between 12-18 months with the construction schedule being around 18 months.
- Conclusions indicate that any failures of the North Plant equipment and capacity will impact the Consolidated Plant. North Plant upgrades are

necessary to maintain reliable service to Smithfield as well as regulatory compliance. Time is critical as upgrades are cheaper than emergency repairs and the Smithfield contract will expire in May of 2018; therefore, it is necessary to have upgrade cost information and potential biogas impact to know the best way to structure a new contract.

- Mayor Davies concluded the discussion by noting that this is going to be a great challenge in the next four years for both the City and Smithfield. He also said that a great deal of progress in cooperation between the City and Smithfield has occurred in the last 10 years. It is important to work together as Smithfield is the largest producer of bacon in the world.

V. REMOVAL from AGENDA

Mayor Davies removed from consideration the Approval of Sale Agreement on Property located at 1125 North Main Street and the 1st Reading of Ordinance 17-004, Vacating Street – Portion of East Jackson Avenue.

VI. OTHER BUSINESS

A. Administrator Crow Updates

1. Out-of-Office

I will be at the Illinois State Conference for City Managers from Wednesday, February 8th through Friday, February 10th.

2. Next Council Meeting

The next Council Meeting will be held on Tuesday, February 21st due to President's Holiday on Monday, February 20th.

VII. ADJOURNMENT

It was moved by Alderman Heatherly and seconded by Alderwoman Twomey to adjourn the meeting at 8:00 p.m. MOTION CARRIED by unanimous voice vote.

Mayor Rod Davies

City Clerk Susan S. Trevor