

**CITY OF BELLEVILLE, ILLINOIS  
CITY COUNCIL MEETING MINUTES  
COUNCIL CHAMBERS – CITY HALL  
April 4, 2016 – 7:00 PM**

Alderman Silsby called this meeting to order.

Alderman Silsby explained the disaster procedures. Alderman Silsby reminded anyone speaking this evening to step up to a microphone because the meetings are being taped and posted the next day on the website.

City Attorney Hoerner requested City Clerk Dallas B. Cook to call roll. Members present on roll call: City Clerk Dallas B. Cook, City Treasurer Hardt and City Attorney Hoerner. Aldermen: Joe Hazel, Ken Kinsella, Jane Pusa, Mike Buettner, Kent Randle, Scott Tyler, Johnny Anthony, Raffi Ovian, Phil Silsby, Ed Dintelman, Paul Seibert, Bob White, Trent Galetti, Phil Elmore, Roger Wigginton and James Musgrove.

Alderman Wigginton made a motion seconded by Alderman Kinsella to appoint Alderman Silsby to serve as the temporary chair to oversee the meeting.

All members voted aye.

**ROLL CALL DEPARTMENT HEADS**

Roll Call Department Heads: Fire Chief, Tom Pour; Police Chief, Bill Clay; Director of Maintenance, Ken Vaughn; Director of Wastewater, Royce Carlisle; Finance Director, Jamie Maitret; City Engineer, Tim Gregowicz; Human Resource Director, Jim Schneider; Director of Library, Leander Spearman; Director of Economic Development, Annessa McCaskill; Director of Parks and Recreation, Debbie Belleville and Health and Housing Director, Bob Sabo.

Roll Call Department Heads Excused: Director of Public Works, Chuck Schaeffer.

**PLEDGE**

Alderman Silsby led the Pledge of Allegiance.

**PUBLIC HEARING**

None.

**PUBLIC PARTICIPATION**

**Lillian Schneider**

The Belleville Property Taxes have increased by \$70 for a \$100,000 home. There were no real facts of the count of veterans qualified for this tax break or did the Belleville News-Democrat not print all of the facts? What is concerning is the Mayor's comments "Mayor Mark Eckert said the main reason for the drop in the assessed valuation was due to the new property tax breaks granted by the State to disabled veterans". It is not the disabled veterans fault. When the mayor makes a comment about all of the corporations/businesses that get large property tax breaks and Bellville's sales tax is one of the largest in

the area...does he blame the businesses for Belleville having the largest sales tax and the tax breaks they get and for the businesses to receive a portion of the tax of 9.1%. The comments about the veterans does he expect them to shop in Belleville? It was one of the rudest comments just like the one about Ben Franklin (Mr. Conkright) not being able to please him. Also, in the article, Alderman Elmore is not concerned having police officers included in the new budget.

The month is up, where is our new hotel?

**Michael Hagberg**

Last December when the tax levy was presented to this council Jamie Maitret stated that it would have a modest increase of \$8.73 on a \$100,000 home. Mr. Hagberg asked everyone to accept his apologies for making comments that the increase would be between \$32-\$40...he was wrong. Now that the rates have been certified the Belleville taxes the \$100,000 home for the Belleville portion is \$788. An increase of \$70.21 not the \$8.73 that was previously reported. In a Belleville News-Democrat article Mayor Eckert blamed the tax increase on the State allowing disabled veterans additional property tax exemptions. He does not believe these exemptions have much of an effect on that \$70 increase. When he gets the actual figures he will return to this council and show the actual dollar amount of that \$70 that can be attributed to our veterans getting an exemption on their property taxes.

The TIF rebates are being made this pay period and the claims are over \$8,000,000. One of the items is TIF 10 and he noticed they are making a payment for the taxes collected in the tax year 2014. He has no record of a payment being made for the tax year 2013. He requested that someone research to determine if the payment had been skipped.

**Stewart Lannert**

As far as the public participation rules he thinks only Rule B and E applicable. Lindenwood pays no property tax, Belleville pays Lindenwood \$150k a year. We can now thank a vet for our taxes going up. There another dead person approximately 34 years of age from an overdose and there was nothing in the paper.

**PRESENTATIONS, RECOGNITIONS & APPOINTMENTS**

Emily Breunig, from Althoff Catholic, member of the BASIC Youth Board, will recognize the Character word of the month "COOPERATION" working together in a peaceful way.

\*\*\*

Alderman Phil Silsby recognized Chase Bittle, 2016 IHSA 120-pound state wrestling champion, from Althoff Catholic High School.

\*\*\*

Alderman Phil Silsby will present a proclamation to Santita Nunn, Operation AmeriCorps Program Director, Abdul Ursani, Belleville AmeriCorps Program Director, and Toni Muhammad, SWIC Belleville RSVP and Foster Grandparent Program Director for National Service Recognition Day, April 5, 2016.

**APPROVAL OF MINUTES**

Alderman Wigginton made a motion seconded by Alderman White to approve to accept and file the minutes of March 21, 2016.

All members voted aye.

**CLAIMS, PAYROLL, AND DISBURSEMENTS**

Alderman Anthony made a motion seconded by Alderman Dintelman to accept and pay the claims in the amount of **\$8,425.138.18** and payroll in the amount of **\$826,515.17**.

Members voting aye on roll call: Hazel, Kinsella, Pusa, Buettner, Randle, Tyler, Anthony, Ovian, Silsby, Dintelman, Seibert, White, Galetti, Elmore, Wigginton and Musgrove. (16)

**REPORTS**

None.

**ORAL REPORTS**

**ZONING BOARD OF APPEALS**

Alderman Seibert made a motion seconded by Alderman White to read 06-MAR-16 by title only and as a group with exception of 12 (A-1).

*Mtn 1*

Alderman Dintelman made a motion seconded by Alderman Kinsella made a motion to approve **06-Mar16 – Dahm & Schell, Inc. dba The Edge.**

*Mtn 2*

Alderman Buettner made a motion seconded by Alderman Elmore to table **06-Mar16 – Dahm & Schell, Inc. dba The Edge.**

*Discussion...*

Alderman Buettner stated he has nothing against the request and is a big backer of the business and would like to see the expansion. This is an issue regarding lighting. There are currently questions on how lighting issues are enforced. Alderman Buettner requested lighting to be on the agenda for Health and Housing and requested this item be tabled until a decision is made in Health and Housing. Alderman Silsby stated this is in Ward 5 and a lot of discussion has been held; Alderman Dintelman stated they installed a new parking lot and have had no lighting issues. Alderman White concurs with Aldermen; however, if the concern is being taken to another committee should not be held if, in fact, it should be changed in the future. City Attorney Hoerner stated if there is an ordinance change in the future that would impact the code; however, what is being proposed now this is a zoning action that would remain in effect with the property. Alderman Kinsella stated there is an ordinance for lighting

and this would be required to fill the requirements of the ordinance. Alderman Buettner stated the lighting ordinance is not being enforced on certain entities.

*Mtn 2*

Member voting aye on roll call: Buettner. (1)

Members voting nay on roll call: Hazel, Kinsella, Pusa, Randle, Tyler, Anthony, Ovian, Silsby, Dintelman, Seibert, White, Galetti, Elmore, Wigginton and Musgrove. (15)

*Mtn 1*

Members voting aye on roll call: Hazel, Kinsella, Pusa, Randle, Tyler, Anthony, Ovian, Silsby, Dintelman, Seibert, White, Galetti, Elmore, Wigginton and Musgrove. (15)

Member voting aye on roll call: Buettner. (1)

\*\*\*

Alderman Seibert made a motion seconded by Alderman White to read the following by title only:

07-Mar16 – Maxwell Price, 08-Mar16 – Julie Laswell Darnall, 09-Mar16(a) – MRB Development, LLC, 09-Mar16(b) – MRB Development, LLC, 10-Mar16 – Special Education Services.

Alderman Seibert made a motion seconded by Alderman Wigginton to approve the following:

**07-Mar16 – Maxwell Price** – A request for a Use Variance to build a 40' x 16' x 70' post frame building as the primary structure at 647 Obstweg Dr. (Parcel: 13-02.0-300-013) located in an "A-1" Single Family Residence District. (Applicable portion of zoning code: 60-4-4, 60-12-14) Ward 5

**08-Mar16 – Julie Laswell Darnall** – A request for a Special Use Permit for a liquor license for **The Red Onion** at 923 West Main St. (Parcel: 08-21.0-329-024) located in a "C-2" Heavy Commercial District. (Applicable Section of the zoning code: 60-6-50) Ward 2.

**09-Mar16(a) – MRB Development, LLC** – A request for a Special Use Permit for multi-family dwellings above the commercial uses at 200 East Main St. (Parcel: 08-22.0-339-050) located in a "C-2" Heavy Commercial District. (Applicable Section of the zoning code: 60-6-50) Ward 6.

**09-Mar16(b) – MRB Development, LLC** – A request for a Special Use Permit for a liquor license for the **Double Barrel Bar & Eatery** at 200 East Main St. (Parcel: 08-22.0-339-050) located in a "C-2" Heavy Commercial District. (Applicable Section of the zoning code: 60-6-50) Ward 6.

**10-Mar16 – Special Education Services** – A request for a Use Variance in order to be used for a non-public therapeutic day school for individuals with disabilities ages 5 to 22 years old at 6400 West Main St. (Parcel: 07-12.0-210-020) located in a "C-2" Heavy Commercial District. (Applicable Section of the zoning code: 60-6-49, 60-12-14) Ward 8.

APRIL 4, 2016

Members voting aye on roll call: Hazel, Kinsella, Pusa, Buettner, Randle, Tyler, Anthony, Ovian, Silsby, Dintelman, Seibert, White, Galetti, Elmore, Wigginton and Musgrove. (16)

\*\*\*

Alderman Hazel made a motion seconded by Alderman White to read **11-Mar16 – Green Forest Vapor Shop** by title only.

All members voted aye.

Alderman White made a motion seconded by Alderman Seibert to approve **11-Mar16 – Green Forest Vapor Shop** – A request for Sign Installation in the Area of Special Control in order to erect a 4' 11 ½" x 1' 4 ½" projecting sign at 106 East Main St. located in a "C-2" Heavy Commercial District. (Applicable Section of the zoning code: 53-4-1) Ward 6

Members voting aye on roll call: Kinsella, Pusa, Buettner, Randle, Tyler, Anthony, Ovian, Silsby, Dintelman, Seibert, White, Galetti, Elmore, Wigginton and Musgrove. (15)

Members voting nay on roll call: Hazel. (1)

\*\*\*

Alderman White made a motion seconded by Alderman Anthony to read **12-Mar16 – Jo Ann Bumpers** by title only.

All members voted aye.

Alderman Anthony made a motion seconded by Alderman Wigginton to approve **12-Mar16 – Jo Ann Bumpers** – A request for a Use Variance in order to operate a beauty salon at 7624 W. Main St. (Parcel: 07-01.0-305-017) located in a "C-1" Light Commercial District. (Applicable portion of the zoning code: 60-6-43, 60-12-14) Ward 8.

*Discussion...*

Alderman Ovian asked the hours of operations, how many days of week, how many years of service, and how many stalls; Ms. Bumpers stated the hours are 9:00 a.m. to 6:00. p.m. Tuesday thru Saturday, 20 years of experience.

Members voting aye on roll call: Hazel, Kinsella, Pusa, Buettner, Randle, Tyler, Anthony, Ovian, Silsby, Dintelman, Seibert, White, Galetti, Elmore, Wigginton and Musgrove. (16)

\*\*\*

Alderman Randle made a motion seconded by Alderman Galetti to read **13-Mar16 – Eagle Lake Winery** by title only.

Alderman Randle made a motion seconded by Alderman Tyler to approve **13-Mar16 – Eagle Lake Winery** – A request for a Special Use Permit for a "Warehouse" use at 12North 35th Street. (Parcels 08-17.0-321-001,..002, 003) located in a "C-2" Heavy Commercial District. (Applicable Section of the Zoning Code 60-6-50) Ward 3.

Members voting aye on roll call: Hazel, Kinsella, Pusa, Buettner, Randle, Tyler, Anthony, Ovian, Silsby, Dintelman, Seibert, White, Galetti, Elmore, Wigginton and Musgrove. (16)

### **WASTEWATER DIVISION**

Alderman Elmore made a motion seconded by Alderman Seibert to scrap a 1991 Chevy S-10 Pickup with 107,502 miles (VIN #1GCCS14E4M2101636) and a 1998 Ford Pickup Dump with 142,885 miles (VIN #2FDKF37G5JCA08077), after the fire department uses the vehicles for extrication practice.

Members voting aye on roll call: Hazel, Kinsella, Pusa, Buettner, Randle, Tyler, Anthony, Ovian, Silsby, Dintelman, Seibert, White, Galetti, Elmore, Wigginton and Musgrove. (16)

\*\*\*

Alderman Tyler made a motion seconded by Alderman Seibert to scrap a V-Bed Salt Spreader.

Members voting aye on roll call: Hazel, Kinsella, Pusa, Buettner, Randle, Tyler, Anthony, Ovian, Silsby, Dintelman, Seibert, White, Galetti, Elmore, Wigginton and Musgrove. (16)

\*\*\*

Alderman Tyler made a motion seconded by Alderman Kinsella to trade a 1994 John Deer Tractor Mower (ID #LV0755A165038 & M02734X012615).

Members voting aye on roll call: Hazel, Kinsella, Pusa, Buettner, Randle, Tyler, Anthony, Ovian, Silsby, Dintelman, Seibert, White, Galetti, Elmore, Wigginton and Musgrove. (16)

### **POLICE DEPARTMENT**

Alderman Elmore made a motion seconded by Alderman Wigginton Motion to scrap a 2001 Ford Crown Vic with 120,103 miles (VIN #2FAFP71W81X175672), a 2003 Ford Crown Vic with 129,067 miles (VIN #2FAFP71W73X101744), and a 1992 Chevrolet Caprice with 98,562 miles (VIN#1G1BL53E3NW138651), after the fire department uses the vehicles for extrication practice.

*Discussion...*

Alderman Hazel asked if there are donation possibilities with the 2003 and 2001 Crown Vics; Chief Clay stated no due to the shape of the vehicle.

Members voting aye on roll call: Hazel, Kinsella, Pusa, Buettner, Randle, Tyler, Anthony, Ovian, Silsby, Dintelman, Seibert, White, Galetti, Elmore, Wigginton and Musgrove. (16)

**ADMINISTRATION**

Alderman Dintelman made a motion seconded by Alderman Kinsella to approve First Amendment to Disposal Agreement between Waste Management of Illinois, Inc. and the City of Belleville.

Members voting aye on roll call: Hazel, Kinsella, Pusa, Buettner, Randle, Tyler, Anthony, Ovian, Silsby, Dintelman, Seibert, White, Galetti, Elmore, Wigginton and Musgrove. (16)

**COMMUNICATIONS**

Alderman Seibert made a motion seconded by Alderman White to read as a group.

All members voted aye.

Alderman White made a motion seconded by Alderman Seibert to approve the following communications:

Communication from Parks & Recreation Department requesting to hold the Annual Tour de Belleville Bike Ride on Friday, July 8, 2016 starting at 8:30 p.m. at Union United Methodist Church throughout a designated route throughout the City and ending on the Church parking lot. Also, requesting barricades and police coverage and temporary street closures throughout the 5 and 15 mile routes.

Communication from the Southwestern Illinois Central Labor Council requesting permission to hold Annual Labor Day Parade & Picnic on Monday, September 5, 2016.

Communication from MidTowne association requesting use of the city owned parking lot at the corner of 9<sup>th</sup> and West Main on May 7<sup>th</sup> 2016 for a community rummage sale fundraiser. We request permission to put an advertising sign the week prior to sale and to have some city trash cans available for that day. If possible, we would like to have portable pedestrian crossing signs at this corner for that day.

All members voted aye.

**RESOLUTIONS**

None.

**ORDINANCES**

Alderman Silsby made a motion seconded by Alderman White to read Ordinance 7937-2016, 7938-2016, 7939-2016, 7940-2016, 7941-2016, 7942-2016, 7943-2016, 7944-2016 and 7945-2016 by title only and as a group.

All members voted aye.

\*\*\*

Alderman Seibert made a motion seconded by Alderman Pusa to approve the following Ordinance:

APRIL 4, 2016

ORDINANCE NO. 7937-2016 A ZONING ORDINANCE IN RE CASE #06MAR16 Dahm & Schell, Inc. dba The Edge.

ORDINANCE NO. 7938-2016 A ZONING ORDINANCE IN RE CASE #07MAR16 Maxwell Price.

ORDINANCE NO. 7939-2016 A ZONING ORDINANCE IN RE CASE #08MAR16 Julie Laswell Darnall.

ORDINANCE NO. 7940-2016 A ZONING ORDINANCE IN RE CASE #09MAR16(a) MRB Development, LLC.

ORDINANCE NO. 7941-2016 A ZONING ORDINANCE IN RE CASE #09MAR16(b) MRB Development, LLC.

ORDINANCE NO. 7942-2016 A ZONING ORDINANCE IN RE CASE #10MAR16 Special Education Services.

ORDINANCE NO. 7943-2016 A ZONING ORDINANCE IN RE CASE #11MAR16 Green Forest Vapor Shop.

ORDINANCE NO. 7944-2016 A ZONING ORDINANCE IN RE CASE #12MAR16 JoAnn Bumpers.

ORDINANCE NO. 7945-2016 A ZONING ORDINANCE IN RE CASE #13MAR16 Eagle Lake Winery.

Members voting aye on roll call: Hazel, Kinsella, Pusa, Randle, Tyler, Anthony, Ovian, Silsby, Dintelman, Seibert, White, Galetti, Elmore, Wigginton and Musgrove. (15)

Members voting nay on roll call: Buettner. (1)

### **UNFINISHED BUSINESS**

Alderman Buettner stated he previously asked the city attorney to contact Lindenwood University regarding individuals being banned from Lindenwood regarding city council moving to Lindenwood; City Attorney Hoerner stated he and Mayor Eckert will have a meeting with Lindenwood to secure a written agreement that all public will be able to attend.

\*\*\*

Alderman Buettner asked if the parking plan with Lindenwood University is being enforced. Alderman Buettner stated he requested this issue be placed on the Health and Housing agenda and encouraged all aldermen to attend. Alderman Buettner stated his requests/issues to Lindenwood have been ignored. Alderman Buettner thanked Lt. Eiskant for his assistance (when he calls Eiskant things get done) when he contacts Lindenwood Security or Dr. Wingo he gets no answers and nothing gets done.

**MISCELLANEOUS & NEW BUSINESS**

Alderman Seibert made a motion seconded by Alderman Galetti to approve the Motor Fuel Claims in the Amount of **\$99,390.53**.

Members voting aye on roll call: Hazel, Kinsella, Pusa, Buettner, Randle, Tyler, Anthony, Ovian, Silsby, Dintelman, Seibert, White, Elmore, Wigginton and Musgrove. (16)

**EXECUTIVE SESSION**

Alderman Kinsella made a motion seconded by Alderman Seibert to go into executive session to discuss Collective Bargaining (5 ILCS 120/2(c)(2) and Pending Litigation. (5 ILCS 120/2(c)(11)).

All members voted aye.

Entered executive session at 7:40 p.m.

Resumed from Executive Session at 8:02 p.m.

Alderman Elmore made a motion seconded by Alderman Galetti to approve the a successor bargaining agreement between the City of Belleville and the Fraternal Order of Police Labors Council on behalf of the police sergeants for May 1, 2015 – April 20, 2019 which contemplates annual raises of 2%, 2%, 2% and 3%.

Members voting aye on roll call: Hazel, Kinsella, Pusa, Buettner, Randle, Tyler, Anthony, Ovian, Silsby, Dintelman, Seibert, White, Galetti, Elmore, Wigginton and Musgrove. (16)

\*\*\*

Alderman Wigginton made a motion seconded by Alderman Ovian to approve a revised settlement agreement and general release between the City of Belleville and Richard Hosto concerning St. Clair County Circuit Court Case 07-AR-682 contemplates a net payment to the City of \$10,000.

Members voting aye on roll call: Hazel, Kinsella, Pusa, Buettner, Randle, Tyler, Anthony, Ovian, Silsby, Dintelman, Seibert, White, Galetti, Elmore, Wigginton and Musgrove. (16)

**ADJOURNMENT**

Alderman Galetti made a motion seconded by Alderman Kinsella to adjourn at 8:04 pm.

All members voted aye.

**These minutes were approved April 18, 2016.**

  
Dallas B. Cook, City Clerk