



CITY FLAG  
DESIGNED BY  
FRIEDRICK LANGE  
JULY 6<sup>TH</sup> 1964

**CITY COUNCIL AGENDA  
CITY OF BELLEVILLE  
AUGUST 5, 2013 – 7:00 PM**

1. CALL TO ORDER BY MAYOR AND EXPLANATION OF DISASTER PROCEDURES.
2. ROLL CALL ALDERMEN
3. ROLL CALL DEPARTMENT HEADS
4. PLEDGE OF ALLEGIANCE
5. PUBLIC PARTICIPATION (2 MINUTES PER PERSON)
6. PUBLIC HEARING
7. PRESENTATIONS, RECOGNITIONS & APPOINTMENTS
  - A. MAYOR ECKERT WILL RECOGNIZE THE CHARACTER WORD OF THE MONTH "CARING" MEANING BEING COMPASSIONATE AND SHOWING OTHERS YOU CARE.
8. READING OF MINUTES
  - A. SPECIAL CITY COUNCIL MEETING HELD JUNE 26, 2013 AND REGULAR CITY COUNCIL MEETING HELD JULY 15, 2013
9. CLAIMS, PAYROLL & DISBURSEMENTS
10. REPORTS
  - A. ZONING BOARD OF APPEALS ADVISORY REPORTS
    - 1) CASE #38-JUL13 – VICTOR M. CUPIDO – REQUESTING A SPECIAL USE PERMIT FOR A LIQUOR LICENSE AT 100 N. HIGH STREET.
    - 2) CASE #39-JUL13 – JAMES L. HAWTHORNE – REQUESTING A SPECIAL USE PERMIT IN ORDER TO OPERATE A USED CAR



DEALERSHIP AT 10400 W. MAIN STREET.

- 3) CASE #40-JULY13 – VERONICA WINTERS – REQUESTING A USE VARIANCE IN ORDER TO OPERATE A DAYCARE FOR 35 CHILDREN AND FOUR STAFF AT 19 S. 97<sup>TH</sup> STREET.

B. CITY ATTORNEY REPORT DATED AUG. 1, 2013

11. ORAL REPORTS FROM STANDING COMMITTEES, SPECIAL COMMITTEES, AND ANY OTHER ORAL REPORTS FROM THE ELECTED OFFICIALS OR STAFF

A. ALDERMAN HEISLER WILL MOVE ON BEHALF OF THE MASTER SEWER COMMITTEE TO APPROVE THE LONG TERM CONTROL PLAN CONSTRUCTION PAY REQUEST #37 FROM KORTE/LUITJOHAN AND THOUVENOT, WADE & MOERCHEN FOR A TOTAL AMOUNT OF \$846,211.33.

B. ALDERMAN SEIBERT WILL MOVE ON BEHALF OF THE STREETS & GRADES COMMITTEE TO APPROVE LOW BIDDER, ROAD SAFE TRAFFIC, IN THE AMOUNT OF \$49,307.40 FOR 2013 PAVEMENT MARKINGS (MFT/TIF FUNDS).

C. ALDERMAN SILSBY WILL MAKE THE FOLLOWING MOTIONS ON BEHALF OF THE FINANCE COMMITTEE:

- 1) MOTION TO APPROVE THE PURCHASE OF EQUIPMENT FOR TELEVISIONING CITY COUNCIL MEETINGS FROM MODERN COMMUNICATIONS, INC.
- 2) MOTION TO EXTEND 0.25% HOME RULE SALES TAX FOR TWO YEARS, TO SUNSET DEC. 31, 2015 AND THEN CONDUCT AN ADVISORY REFERENDUM IN NOV. 2014 ON THE TOPIC TO LET THE PUBLIC GIVE INPUT.

12. COMMUNICATIONS FROM MAYOR, CLERK, OR OTHER CITY OFFICIALS

A. COMMUNICATION FROM NICOLE PLATZKOESTER REQUESTING PERMISSION TO HAVE ABEND STREET BLOCKED OFF WITH NO PARKING IN THE 200-300 BLOCK ON SEPT. 21, 2013 FROM 12 AM UNTIL 6 PM TO USE THE STREET FOR WEDDING PHOTOS FOR AN ABEND STREET RESIDENT.

B. COMMUNICATION FROM THE OPTIMIST CLUB OF BELLEVILLE REQUESTING PERMISSION TO HOLD BIKE BELLEVILLE ON SUNDAY, OCT. 20, 2013 FROM 1 PM TO 4 PM USING THE RICHLAND CREEK GREENWAY TRAIL.



C. COMMUNICATION FROM VINTAGE SUPPORT GROUP AT 900 ROYAL HEIGHTS ROAD REQUESTING PERMISSION TO INCLUDE SOME RESALE ITEMS EVERY FRIDAY IN CONJUNCTION WITH THEIR PREVIOUSLY APPROVED ON-GOING FUNDRAISER OF A DRIVE-THRU COFFEE STAND AT THEIR CURRENT DEVELOPMENTAL SITE.

D. COMMUNICATION FROM LINDENWOOD UNIVERSITY REQUESTING PERMISSION TO HOLD THEIR 2<sup>ND</sup> ANNUAL CAR AND TRUCK SHOW ON SUNDAY, OCT. 13, 2013 FROM 9 AM UNTIL 3 PM ON THEIR CAMPUS; INCLUDING ASSISTANCE FROM THE POLICE DEPT. AND STREET DEPT. (BARRICADES).

13. PETITIONS

14. RESOLUTIONS

A. RESOLUTION NO. 3142 – A RESOLUTION OF SUPPORT FOR THE CITY OF BELLEVILLE 2013 IL TRANSPORTATION ENHANCEMENT PROGRAM FUNDING APPLICATION FOR THE WEST BELLEVILLE BIKE TRAIL PHASE III PROJECT.

B. RESOLUTION NO. 3143 – A RESOLUTION OF SUPPORT FOR THE CITY OF BELLEVILLE 2013 IL TRANSPORTATION ENHANCEMENT PROGRAM FUNDING APPLICATION FOR THE WEST BELLEVILLE BIKE TRAIL PHASE IV PROJECT.

15. ORDINANCES

A. ORDINANCE NO. 7700 – A ZONING ORDINANCE IN RE CASE #34-JUNE13 – MARIE WERNER

B. ORDINANCE NO. 7701 – A ZONING ORDINANCE IN RE CASE #35-JUNE13 – HOYLETON MINISTRIES

C. ORDINANCE NO. 7702 – A ZONING ORDINANCE IN RE CASE #38-JUL13 – VICTOR M. CUPIDO

D. ORDINANCE NO. 7703 – A ZONING ORDINANCE IN RE CASE #39-JUL13 – JAMES L. HAWTHORNE

16. UNFINISHED BUSINESS

17. MISCELLANEOUS & NEW BUSINESS

A. MOTOR FUEL CLAIMS IN THE AMOUNT OF \$61,394.75



- B. THE CITY COUNCIL MAY GO INTO EXECUTIVE SESSION TO DISCUSS PERSONNEL/CONTRACT NEGOTIATIONS, LITIGATION, AND PROPERTY ACQUISITION.
18. ADJOURNMENT (ALL QUESTIONS RELATING TO THE PRIORITY OF BUSINESS SHALL BE DECIDED BY THE CHAIR WITHOUT DEBATE, SUBJECT TO APPEAL.)



CITY OF BELLEVILLE, ILLINOIS  
SPECIAL CITY COUNCIL MEETING  
COUNCIL CHAMBERS – CITY HALL  
JUNE 26, 2013 – 7:00 PM

UNAPPROVED

Mayor Mark Eckert called this meeting to order and asked the City Clerk Dallas B. Cook to call roll. Members present on roll call: Mayor Mark Eckert and City Treasurer Dean Hardt. Aldermen: Heisler, Kinsella, Schmidt, Rujawitz, Randle, Anthony, Davidson, Hayden, Seibert, White, Galetti, Musgrove, Orlet and Schneider.

City Clerk Dallas B. Cook and Aldermen Hult and Silsby were excused.

Staff Present: Jamie Maitret, Emily Fultz and Eric Schauster.

PLEDGE

Mayor Eckert asked everyone to stand for the Pledge of Allegiance to the Flag.

PRESENTATION

Emily Fultz introduced Gary Mitchell from Kendig Keast Collaborative and stepped forward to present a Power Point presentation to the city officials and discuss the city's comprehensive plan. Mr. Mitchell gave a quick overview and background of their organization and discussed their qualifications and experience in completing comprehensive plans for other government agencies. Mr. Mitchell reviewed housing issues, economic development issues, geography of Belleville, success of our downtown area, parks and amenities, etc.

Mr. Mitchell said their company will work with city staff and further discussed their strategy for the next several years and said they always encourage that we let people talk and we listen. Mr. Mitchell further discussed their phase of drafting and what's needed, why, and when. Mr. Mitchell said the process to complete a comprehensive plan usually takes one year to layout the schedule and said we are looking at a time frame of this time next summer.



## PUBLIC PARTICIPATION

Rick Brown of 618 South Pennsylvania said he would love to see a new comprehensive plan for the City of Belleville. Mr. Brown also said Mr. Sabo sent housing inspectors to all of his properties within 48 hours of the last city council meeting. Mr. Brown said he hopes a new comprehensive plan does not allow the city to steal other people's property and he will be glad to help with a new plan.

Michael Hagberg of 701 Centreville Avenue discussed hiring a full-time GIS employee for the Economic Development Department and said we should be able to get the maps from the county. Mr. Hagberg said he feels our current staff should be able to do this work and asked the council members not to support this.

## MISCELLANEOUS

City Attorney Hoerner said he reviewed the contract with Kendig Keast and said the city's interest is protected. Mayor Eckert said we've been working on this for 1 ½ to 2 years and said we were reminded when the city went to trial the importance of the city's comprehensive plan and our last one is from 1999. Mayor Eckert said he feels it's appropriate that we dive into this one the eve of our 200<sup>th</sup> Anniversary.

Alderman Schneider said there are things that have not been done on our current comprehensive plan and said the money we are paying for a new plan could go to sewers, sidewalks and street improvements and said she will vote no on this in good conscience to her constituents.

Alderman Hayden asked about the municipal experience of Kendig Keast and Mr. Mitchell said they have done several other military communities and further discussion followed. Alderman Hayden said this is essentially the city's business plan and we are mandated by statute to have a comprehensive plan. Alderman Hayden voiced his concern about only having 48 hours to review the contract with Kendig Keast and said he feels we should take more time before we make decisions. Discussion continued. Alderman Hayden asked Mr. Mitchell what he feels the three most unique things and/or challenges are in the City of Belleville. Mr. Mitchell said the donut holes (unincorporated areas in the middle of the city), downtown is very impressive as well as our historical districts, and further discussed rough spots, frictions, interfaces, etc. Alderman Hayden also complimented the planning commission for their work.

Further discussion followed between the staff and council members. Mr. Mitchell said our current plan is out of date and Ms. Fultz said we need take another look ahead and Mr. Schauster said when the city completes grant applications; they always ask if the particular project is in the city's comprehensive plan.



## ORAL REPORTS

Alderman Hayden made a motion seconded by Alderman Seibert to approve a contract with Kendig Keast Collaborative for the completion of the city's comprehensive plan.

Members voting aye on roll call: Heisler, Kinsella, Schmidt, Rujawitz, Randle, Anthony, Davidson, Hayden, Seibert, White, Galetti, Musgrove, and Orlet.

Members voting nay on roll call: Schneider.

Aldermen Hult and Silsby were absent.

## RESOLUTION NO. 3141

Alderman Anthony made a motion seconded by Alderman Schmidt to have Resolution No. 3141 read by title only.

All members present voted aye.

**RESOLUTION NO. 3141 – A RESOLUTION OF AUTHORIZATION FOR THE CITY OF BELLEVILLE'S APPLICATION FOR ILLINOIS DEPARTMENT OF NATURAL RESOURCES (IDNR) FOR 2013 OPEN SPACE LANDS ACQUISITION & DEVELOPMENT (OSLAD) GRANT FUNDING**

Alderman Seibert made a motion seconded by Alderman Heisler to pass this resolution.

Mr. Schauster said this grant application is for Bicentennial Park for a playground, picnic shelter, log cabin, half mile asphalt trail, picnic benches, grills, etc. Further discussion followed.

Members voting aye on roll call: Heisler, Kinsella, Schmidt, Rujawitz, Randle, Anthony, Davidson, Seibert, White, and Musgrove.

Members voting nay on roll call: Hayden, Galetti, Orlet, and Schneider.

Aldermen Hult and Silsby were absent.



## UNFINISHED BUSINESS

Alderman Schneider asked when there will be a meeting for the people of Ward 1 regarding sewer issues. Mayor Eckert said we are having a meeting tomorrow with staff and we still need to determine our course of action before we discuss this with residents. Mayor Eckert said we have had more complaints and we need definitive answers from the Illinois EPA first. Alderman Kinsella said he feels the constituents of Ward 1 would be upset if we call them to a meeting without all the facts.

## ADJOURNMENT

Alderman Hayden made a motion seconded by Alderman Galetti to adjourn at 8:12 p.m.

All members present voted aye.

  
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Dallas B. Cook, City Clerk



**UNAPPROVED**

**CITY OF BELLEVILLE, ILLINOIS  
REGULAR CITY COUNCIL MEETING  
COUNCIL CHAMBERS – CITY HALL  
JULY 15, 2013 – 7:00 PM**

Mayor Mark Eckert called this meeting to order and asked the City Clerk Dallas B. Cook to call roll. Members present on roll call: Mayor Mark Eckert, City Clerk Dallas B. Cook and City Treasurer Dean Hardt. Aldermen: Heisler, Kinsella, Hult, Rujawitz, Randle, Anthony, Davidson, Hayden, Seibert, White, Galetti, Musgrove, Orlet and Schneider.

Aldermen Schmidt and Silsby were absent.

**ROLL CALL DEPARTMENT HEADS**

Roll Call Department Heads: Police Chief Bill Clay, Fire Chief Scott Lanxon, City Attorney Garrett Hoerner, Jamie Maitret, Royce Carlisle, Tim Gregowicz, Jim Schneider, Leander Spearman, Emily Fultz, Bob Sabo, and Debbie Belleville.

Ken Vaughn and Chuck Schaeffer were excused.

**PLEDGE**

Mayor Eckert asked everyone to stand for the Pledge of Allegiance to the Flag.

**MISCELLANEOUS**

Mayor Eckert said he has been working on our disaster plan along with the Police Chief and Fire Chief for some time and said if we would have a fire in this building, we would all meet outside in front of the courthouse by the St. Clair County Courthouse sign. Mayor Eckert said if there were to be a severe storm we have basement access with a storm shelter in this building also and we have new signs posted throughout the building.



## **PRESENTATIONS**

Mayor Eckert said he and Alderman Anthony went to Lambert Airport to meet and greet veterans when they arrived home from their honor flight and said he cannot tell us how impressive it was and how deserving it was for these veterans. Mayor Eckert also asked all of the veterans on the city council to line up with him and join him in presenting certificates to the following World War II Veterans in recognition of their recent honor flight on June 25, 2013 to Washington D.C.: John "Jack" Genetti, Glenn C. Holtz, and Ardell Miller.

Following the presentations, the veterans received a standing ovation. Mayor Eckert said lets share this wonderful opportunity with other veterans out there we know.

Alderman Hult asked if somebody can talk about the project with the kids that were here this week for the "great day of service" and Jim Schneider said last Thursday 1000-1200 students came from all over the country to do some projects in the city and said it was a wonderful day and thanked everybody for helping. Alderman Hayden thanked all of those involved and as a member of Khoury League, the work that was done in Arnold Field. Alderman Hult said we are very grateful for the excellent work that was done.

Mr. Schneider said Eagle Scout Nick Arteaga did a wonderful job helping to design Gass Park and Mr. Arteaga thanked the City of Belleville for helping to make his design and project a reality.

Presentation from Tammy Creason from Gardner Development in Springfield, Missouri regarding affordable, single family home development in Belleville to target income qualifying families with incomes at or below 60% of the area median income. Ms. Creason said this will help many of the working families in the community, as well as local military families who are serving, and veterans. Ms. Creason said this project will provide rental housing for the first 15 years, and there are unique home ownership opportunities at the end of this 15 year time period. Ms. Creason said the proposed location of the subdivision is near the city's eastern boundary, on land that was previously proposed as a residential subdivision, but was undeveloped. Ms. Creason also said they are very, very early in the process at this point.

## **PUBLIC PARTICIPATION**

Mayor Eckert asked if anyone would like to come forward for the public participation portion of the meeting and said please state your name and address for the record and limit comments to approximately two minutes per person.



**PUBLIC PARTICIPATION – CONTINUED**  
**JULY 15, 2013**

Marie Werner of 300 South Church Street said she is requesting a use variance for an in-home daycare and she is licensed by the Department of Children and Family Services (Case #34-June13). Ms. Werner asked for the council's support this evening and said she has been operating an in-home daycare for three years and was not aware she needed a variance so she came to the city and said she is working on a bachelor's degree in early childhood education. Ms. Werner also said she has tried to accommodate any opposed neighbors and had 27 signatures in support of her variance.

Mayor Eckert said to his knowledge the city has never received a complaint on Ms. Werner and there is a lot of mixed use in her neighborhood. Discussion followed.

Rick Brown of 125 Lucia Lane in Shiloh discussed occupancy permits in the City of Belleville and had other complaints he has with the housing department. Mr. Brown also discussed a greenhouse on South Pennsylvania and said they are filing bankruptcy and going out of business because the city would not let them operate a retail business. Mr. Brown also said he feels this Gardner project would be great for the City of Belleville. Mr. Brown also said we should let the Zoning Board of Appeals make the decisions regarding these zoning cases and the people should be heard there.

Donna McKelvey of 205 East D Street said she is here representing four people who could not be here this evening. Ms. McKelvey read a letter from Thomas Brewer of 321 North Jackson Street and the Siemens Family of 323 North Jackson Street opposing the zoning case for Curley (Case #25-Apr13) and requesting that the city deny the zoning variance.

Ms. McKelvey then read a letter from the Siemens Family at 323 North Jackson Street opposing the Hoyleton zoning case (Case #35-June13) and urging the council do deny this variance request and read a letter from Sherry Devorcheck of 509 East B Street opposing any zoning changes.

Jeremy Stellwag of 608 Sycamore said he supports zoning case #34-June13 for Marie Werner and said she is a great family person and it is very important who cares for our children and said his family was the first to bring their children to Marie Werner. Mr. Stellwag asked the council to support Ms. Werner's request.

Rose Wilson of 322 West I Street thanked the honor flight veterans and said she is truly a recipient of their fight for freedom. Mrs. Wilson also discussed the crime free housing program and further discussed crime in her neighborhood and said crime free housing in her neighborhood is essential. Mrs. Wilson said Granite City claims that the crime free housing program is the best thing Granite City ever did for their community. Mrs. Wilson also had a complaint about City Clerk Cook participating in a rally at the courthouse on citizen's time.



**PUBLIC PARTICIPATION – CONTINUED**  
**JULY 15, 2013**

Bill Whicher of 1015 East Monroe Street said he is in favor of the zoning variance at 300 North Church Street for Hoyleton (Case #35-June13) and asked the council to support the decision of the Zoning Board, who passed this unanimously.

Emelee Curley of 314 North Jackson Street asked the council to support her request for a use variance at 306 and 314 North Jackson as a venue space for special events. Ms. Curley said for the majority of her life she has lived on Jackson Street and said she has had house tours at her home and Victorian tea parties, etc. Ms. Curley said she would like to offer these homes and gardens for the settings of special events only on occasion and said this could also bring more business to the downtown area. Ms. Curley and her friend Victor Panchot of 300 North Jackson also passed out a copy of a proposed contract for the special events and Mr. Panchot further explained their proposal.

Pat Lutz of 213 East E Street voiced opposition for zoning cases for Curley (Case #25-Apr13) and Hoyleton Ministries (Case #35-June13) and said he has a petition with just fewer than 100 signatures against the variance for Hoyleton.

Jim Ceryes of 308 East Lincoln Street said he opposes zoning case #34-June13 for Marie Werner's zoning variance and said his biggest concern is not the noise from the daycare, but it is the zoning change, and he would like to promote the property use as strictly residential.

Paul Lind of 219 South Church Street said he has no problem with zoning case #34-June13 for Marie Werner and said he supports her request and there are other businesses in the neighborhood already. Mr. Lind said he has never had any problems from Ms. Werner's business.

Rock Verochi of 428 Weatherstone said he is opposed to the Gardner Development because of drainage issues they already have in his neighborhood and other problems that may arise with the new development.

Donna Mauno of 1407 West A Street said she is the Pleasant Hill Neighborhood leader and also the Zone A leader and thanked the city for the wonderful opportunity on July 11<sup>th</sup> and recognized some of the students that helped her from the neighborhood on the project at Gass Park. Ms. Mauno said her son Nick Arteaga's vision for the park is to get a fountain, bike rack, exercise center, and benches around the center. Ms. Mauno said the Pleasant Hill Volksmarch will be raising funds to support and purchase materials for the park and they are planning a September 2014 dedication.



**PUBLIC PARTICIPATION – CONTINUED**  
**JULY 15, 2013**

Diane Stagg of Fairview Heights said she is in support of zoning case #34-June13 for Marie Werner and said she cares for her grandchildren and they are like family and she's a wonderful caregiver.

Stephanie Griffith of 223 South Church Street said she supports zoning case #34-June13 for Marie Werner and said there is not a traffic problem or a noise problem and you would never even know a daycare is there.

Joyce Grice of 412 Weatherstone said she is opposed to the Gardner Development project because it is rental property and said she lives in a great subdivision that is very quiet and her only problem in her own subdivision is rental properties.

Douglas Brantley of Swansea, Illinois said he supports zoning case #34-June13 for Marie Werner and said his daughter started going there at three months old and she is a great caregiver.

Reverend Byrd at 409 Weatherstone said he is opposed to the Gardner Development project also because he is concerned about problems from rental properties.

Bridgot Liliensielc of 125 South 29<sup>th</sup> Street said she supports zoning case #34-June13 for Marie Werner and urged the council to approve her variance.

Tim Dunbar of 714 South Pennsylvania said he supports zoning case #34-June13 for Marie Werner and said his kids also go to her daycare and said good business is a good investment for the City of Belleville.

Jason Foster of 315 Polk Street said he supports zoning case #34-June13 for Marie Werner and said she sees at most 10 kids at a time so the kids have more one-on-one activity.

Desiree Peters of 426 Park Avenue said she supports zoning case #34-June13 for Marie Werner and said she only needs a sitter one day a week and Ms. Werner works with her whereas other daycare centers would not.

Tabatha Burkhart of 423 South 21<sup>st</sup> Street said she supports zoning case #34-June13 for Marie Werner and said as a parent it's wonderful to be able to trust your caregiver.

Sara Conklin of 1806 Jamestown Road said she is Marie Werner's assistant and also in support of zoning case #34-June13 for Marie Werner and said she couldn't imagine the kids being pulled from Ms. Werner's daycare.



**PUBLIC PARTICIPATION – CONTINUED**  
**JULY 15, 2013**

Shari Schweppe-Streiler of Belleville said she is with the Children's Home & Aid Society and they have never had a complaint about Marie Werner's early childhood program. Ms. Schweppe-Streiler also said there are only 16 licensed centers in Belleville and 65 home care childcare centers in Belleville.

Mike Gazaway of 2848 Fairway Drive said he supports zoning case #34-June13 for Marie Werner.

Stewart Lannert of 318 South 29<sup>th</sup> Street said when there is an issue like this tonight we should put the people for on one side and the people against on the other side. Mr. Lannert also said he has only heard good things about Hoyleton Ministries. Mr. Lannert said the city gave Lindenwood University \$50,200.00 and discussed safety concerns with the new girls' dorm they are building.

Bryan Bowman of 204 South Church Street said he is opposed to zoning case #34-June13 for Marie Werner because they have a neighborhood that is mixed use but he would like her home to remain single family zoning and not a business and he feels she should find a place to relocate her business. Mr. Bowman said the Zoning Board has already voted against this variance request.

Kathy Draper of 500 South 19<sup>th</sup> Street said the lady with the daycare is doing the right thing requesting this variance and said she does know there are illegal daycares out there in the City and County. Ms. Draper also told Mr. Lannert nobody has ever complained about the crosses and canons in his yard. Ms. Draper also said she has two alderwomen and it upset her that she read online that Alderman Schneider said Bicentennial Park is a swamp and said she should be constructive rather than putting their neighborhood down.

Lee Griffin of 305 North Charles Street said he supports both zoning cases for Marie Werner (Case #34-June13) and Hoyleton Ministries (Jorge Perez – Case #35-June13). Mr. Griffin said Mr. Perez has a great facility there at 300 North Church Street and he has always worked well with the community. Mr. Griffin also said the drug issue is out of control in our community.

Chris Cox of Carlyle, Illinois said he supports the zoning variance request for Hoyleton Ministries (Case #35-June13) and they are proposing to serve 9 developmentally disabled individuals with a 4-1 ratio and around the clock supervision and said they appreciate the city's consideration and the consideration of the neighbors.



## MINUTES

Alderman Heisler made a motion seconded by Alderman Orlet to approve the minutes of the regular city council meeting held July 1, 2013.

All members present voted aye.

## CLAIMS

GENERAL FUND TOTAL .....	\$ 419,855.12
SEWER OPERATIONS TOTAL.....	\$ 75,819.15
PARKS PROJECTS.....	\$ 1,542.07
INSURANCE FUND.....	\$ 101,913.99
LIBRARY .....	\$ 1,409.83
PARKS/RECREATION .....	\$ 4,849.65
TORT LIABILITY FUND .....	\$ 1,289.04
SEWER CONSTRUCTION.....	\$1,891,896.22
SEWER BOND & INTEREST.....	\$ 500,987.31
SPECIAL SERVICE AREA .....	\$ 23.53
TIF #3 .....	\$ 63,338.49
TIF #10 – LOWER RICHLAND CREEK.....	\$ 52,691.00
TIF #15 – CARLYLE GREENMOUNT .....	\$ 27,203.55
TIF #19 – FRANK SCOTT PARKWAY .....	\$ 124,281.60

Alderman Heisler made a motion seconded by Alderman Kinsella to approve the claims for payment.

Discussion followed.

Members voting aye on roll call: Heisler, Kinsella, Hult, Rujawitz, Randle, Anthony, Davidson, Hayden, Seibert, White, Galetti, Musgrove, Orlet and Schneider.

Aldermen Schmidt and Silsby were absent.

## REPORTS

1. ZONING BOARD OF APPEALS ADVISORY REPORT – CASE #25-APR13 – EMELEE CURLEY - Requesting a use variance in order to utilize 306 and 314 North Jackson as a venue space for special events, located in an A-1 Single Family Zoning District.

It was the recommendation of the Zoning Board Appeals to deny this request.



**REPORTS – CONTINUED**  
**JULY 15, 2013**

Alderman Kinsella made a motion seconded by Alderman Musgrove to comply with the recommendation of the Zoning Board of Appeals and deny this request.

Alderman Hult asked if this can be sent back to the Zoning Board and City Attorney Hoerner said we would have to refer this back to zoning or the application can be withdrawn and refiled. Discussion followed. Mr. Hoerner said the applicant can come back in six months and reapply if this request is denied.

Members voting aye on roll call: Heisler, Kinsella, Hult, Randle, Anthony, Davidson, Hayden, Seibert, White, Musgrove, Orlet and Schneider.

Members voting nay on roll call: Rujawitz and Galetti.

Aldermen Schmidt and Silsby were absent.

2. ZONING BOARD OF APPEALS ADVISORY REPORT CASE #34-JUN13 – MARIE WERNER – Requesting a use Variance in order to operate an in-home daycare at 300 South Church Street for one year, then convert it for use as a only a daycare facility. The property is located in an A-1 Single Family Zoning District.

There was no recommendation from the Zoning Board of Appeals regarding this case.

Alderman Seibert made a motion seconded by Alderman White to grant this request and have the proper ordinance drawn.

Alderman Schneider said her name should be on all zoning applications since she is Alderman at Large. Further discussion followed. Alderman Hayden said he will support this issue tonight because we have made these exceptions in the past when there are a large amount of supporters for a particular request. Mayor Eckert also said he supports this and we have to take these case by case. Alderman White said he feels granting this request will not have a negative impact on the neighborhood.

Members voting aye on roll call: Heisler, Kinsella, Hult, Rujawitz, Randle, Anthony, Davidson, Hayden, Seibert, White, Musgrove, Orlet and Schneider.

Alderman Galetti abstained.

Aldermen Schmidt and Silsby were absent.



**REPORTS – CONTINUED**  
**JULY 15, 2013**

3. ZONING BOARD OF APPEALS ADVISORY REPORT CASE #35-JUN13 – HOYLETON MINISTRIES – Requesting a use Variance in order to operate a Large Community Residence at 300 North Church Street located in an A-1 Single Family Zoning District.

It was the recommendation of the Zoning Board of Appeals to grant this request with the stipulation that if the purpose of the organization changes, the applicant will need to seek re-approval.

Alderman Hult made a motion seconded by Alderman Heisler to overturn the recommendation of the Zoning Board of Appeals and deny this request.

Alderman Randle asked about a description of the residents and Mr. Cox said the age of residents will be 17-19 years old with an IQ in the range of 50-70 and the average length of stay will be 18 months and then they will be qualified to move into an adult facility. Mr. Cox further described the security/access of the facility and a discussion followed. Alderman Hult said she is not against Hoyleton Ministries, but she has to support the neighbors who feel this is a bad fit for their neighborhood and Aldermen Hayden concurred with Aldermen Hult's statement. Further discussion followed and Mr. Cox said there will be a maximum of eight occupants.

Members voting aye on roll call: Heisler, Hult, Randle, Hayden, and Seibert.

Members voting nay on roll call: Kinsella, Rujawitz, Anthony, Davidson, White, Galetti, Musgrove, Orlet, and Schneider.

Aldermen Schmidt and Silsby were absent.

Alderman Kinsella made a motion seconded by Alderman Anthony to comply with the recommendation of the Zoning Board of Appeals and grant this request and have the proper ordinance drawn.

Alderman Hult reminded the aldermen that almost 100% of the neighbors signed a petition against this request and they worked very hard to change this to single family and they would like it to remain single family. Alderman Davidson said Hoyleton is top notch and they do everything for the right reason, and they are a good, honest non-profit organization.

Members voting aye on roll call: Kinsella, Rujawitz, Anthony, Davidson, White, Galetti, Musgrove, Orlet, and Schneider.



**REPORTS – CONTINUED**  
**JULY 15, 2013**

Members voting nay on roll call: Heisler, Hult, Randle, Hayden, and Seibert.

Aldermen Schmidt and Silsby were absent.

4. ZONING BOARD OF APPEALS ADVISORY REPORT CASE #36-JUN13 – CROSSHAVEN CHURCH – Requesting a use variance in order to operate a church at 1406 West Main Street, in a C-2 Heavy Commercial Zoning District.

It was the recommendation of the Zoning Board of Appeals to grant this request.

Alderman Hayden made a motion seconded by Alderman Seibert to comply with the recommendation of the Zoning Board of Appeals to grant this request and have the proper ordinance drawn.

Discussion followed. Pastor Chris Oswald said they have 50-60 in their congregation and they have ample parking. Alderman Hayden said he would like to see a church there rather than a vacant building and said Alderman Silsby also concurs with this.

Members voting aye on roll call: Heisler, Kinsella, Hult, Rujawitz, Randle, Anthony, Davidson, Hayden, Seibert, White, Galetti, Musgrove, Orlet and Schneider.

Aldermen Schmidt and Silsby were absent.

5. HOUSING REPORT OF CASH RECEIPTS FOR FY 2013-2014

TREASURER'S REPORT – CITY OF BELLEVILLE FUNDS & STATEMENT OF CASH AND INVESTMENTS FOR JUNE

Alderman Heisler made a motion seconded by Alderman Seibert to receive and file these reports.

All members present voted aye.

**ORAL REPORTS**

Alderman Heisler made a motion seconded by Alderman Anthony to authorize the mayor to sign a letter of support for Gardner Development.



**ORAL REPORTS – CONTINUED**  
**JULY 15, 2013**

Alderman Hayden said he feels this company is trying to do a good thing, but he feels we have quite a bit of good housing in the city at this time that are for sale. Alderman Schneider said she concurs and we have enough rental property now and we do not need more and said that whole area has mine subsidence. Alderman Hult said she has a concern about the lot size and Emily Fultz addressed that issue and said that subdivision was exempted because it was platted before we set the requirement for larger lot sizes. Further discussion followed and Mayor Eckert said they have not asked for anything from the city other than a letter of support to allow them to apply for financing. Discussion continued regarding the requirements that will be mandated to the tenants and eligibility to purchase the properties after 15 years.

Members voting aye on roll call: Heisler, Kinsella, Rujawitz, Randle, Anthony, White, and Musgrove.

Members voting nay on roll call: Hult, Davidson, Hayden, Seibert, Galetti, Orlet, and Schneider.

Mayor Eckert voted aye to break the tie vote.

Aldermen Schmidt and Silsby were absent.

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Alderman Heisler made a motion on behalf of the Finance Committee seconded by Alderman Seibert to approve a modification to the library contract with EWR & Associates.

Discussion followed.

Members voting aye on roll call: Heisler, Kinsella, Hult, Rujawitz, Randle, Anthony, Davidson, Hayden, Seibert, White, Galetti, Musgrove, Orlet and Schneider.

Aldermen Schmidt and Silsby were absent.

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Alderman Heisler made the following motions on behalf of the Master Sewer Committee seconded by Alderman Hayden:

- Motion to approve a contract not to exceed \$18,656.25 from Siemens Industry, Inc. to include chemicals and equipment for odor control at the Belle Valley lift station.



**ORAL REPORTS – CONTINUED**  
**JULY 15, 2013**

- Motion to approve the long term control plan phase two change order #4 to Haier Plumbing & Heating in the amount of \$38,000.00.
- Motion to approve hiring an additional laborer for the sewer lines department.

Members voting aye on roll call: Heisler, Kinsella, Hult, Rujawitz, Randle, Anthony, Davidson, Hayden, Seibert, White, Galetti, Musgrove, Orlet and Schneider.

Aldermen Schmidt and Silsby were absent.

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Alderman Seibert made a motion seconded by Alderman Heisler to support Mayor Eckert's application for membership on the Illinois Municipal League Board of Directors.

Discussion followed.

Members voting aye on roll call: Heisler, Kinsella, Hult, Rujawitz, Randle, Anthony, Davidson, Hayden, Seibert, White, Galetti, Musgrove, Orlet and Schneider.

Aldermen Schmidt and Silsby were absent.

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Alderman Hayden made a motion seconded by Alderman Galetti to officially adopt the 200<sup>th</sup> Anniversary logo for the next 6-18 months while we celebrate our Bicentennial and while we continue to develop our new logo and marketing campaign.

Discussion followed.

Members voting aye on roll call: Heisler, Kinsella, Hult, Rujawitz, Randle, Anthony, Davidson, Hayden, Seibert, White, Galetti, Musgrove, Orlet and Schneider.

Aldermen Schmidt and Silsby were absent.

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Alderman Orlet made a motion on behalf of the Traffic Committee seconded by Alderman Hayden to create a stop on Terry Lane at Stevens Street.

Discussion followed.

All members present voted aye.



**ORAL REPORTS – CONTINUED**  
**JULY 15, 2013**

Alderman Seibert made the following motions on behalf of the Streets & Grades Committee seconded by Alderman White:

- Motion to approve William Brubaker for general construction services in the amount of \$36.50 per hour.
- Motion to approve lowest responsible bidder for Juanita Place.
- Motion to approve low bidder, Keeley & Sons, in the amount of \$376,293.06 for general asphalt patch.
- Motion to approve the parking lot layout for B and North High Street.
- Motion to approve starting negotiations with Gonzalez/Hanson for the Orchards drainage study.

Alderman Hayden said this parking lot at B and North High Street is in accordance with our city ordinance. Further discussion followed.

Members voting aye on roll call: Heisler, Kinsella, Hult, Rujawitz, Randle, Anthony, Davidson, Hayden, Seibert, White, Galetti, Musgrove, Orlet and Schneider.

Aldermen Schmidt and Silsby were absent.

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Alderman Seibert made a motion seconded by Alderman Kinsella to approve low bidder, Calhoun Construction, in the amount of \$15,484.00 for dumpster enclosure located at Church and A Street (city owned parking lot).

Alderman Hayden said he voted for this in committee because we only received one bid and the city engineer placed qualifying standards in the bid and said he feels there are quite a lot of small businesses in the city that would be interested in this job that may not have qualified and said he feels this should have been re-bid. Alderman Schneider said she too feels this should be re-bid and the contractors who bid on this project should not have had to have been IDOT-approved. Further discussion continued regarding this project. Alderman Hult said she feels we are playing favorites building a dumpster for these businesses and said it is an inconsistent policy. Discussion continued. Alderman Kinsella said he feels this is a good price because it is 25% below the engineer's estimate, so it is a good bid. Further discussion followed.



**ORAL REPORTS – CONTINUED**  
**JULY 15, 2013**

Members voting aye on roll call: Heisler, Kinsella, Rujawitz, Randle, Anthony, Davidson, Seibert, White, and Musgrove.

Members voting nay on roll call: Hult, Hayden, Galetti, Orlet, and Schneider.

Aldermen Schmidt and Silsby were absent.

**COMMUNICATIONS**

Request from the Children’s Dislexia Center to hold their walk on Oct. 19, 2013 from 10:00 a.m. until 1:00 p.m. starting and ending at the Scottish Rite on Frank Scott Parkway.

Request from Chiro-Med to hold their 4<sup>th</sup> Annual Chiro-Med Luau 5K and the 2<sup>nd</sup> Annual Main Street Mile on Jan. 25, 2014 starting and ending at Lindenwood University including barricades, cones, city employees, and two police officers (they will pay all expenses incurred to the city).

Motion to approve request from St. Clair county bar assoc. To hold their 12<sup>th</sup> annual law day run on may 3, 2014 starting at 9 am and including temporary road closures, police protection, street dept. Assistance, etc. (please see attached request for details).

Motion to approve a request from the Pleasant Hill Neighborhood Watch to hold Pleasant Hill Volksmarch Sept. 28, 2013 from 7:30 a.m. until noon through Historic West Belleville towards the square.

Alderman Seibert made a motion seconded by Alderman Anthony to grant these requests.

All members present voted aye.

**RESOLUTION NO. 3141**

Alderman Anthony made a motion seconded by Aldermen Heisler to have Resolution No. 3141 read by title only.

All members present voted aye.



**RESOLUTIONS – CONTINUED**  
**JULY 15, 2013**

RESOLUTION NO. 3141 – A RESOLUTION REQUESTING PERMISSION FROM IDOT TO ALLOW BICYCLISTS TO CROSS STATE ROUTE 158 AT FRANK SCOTT PARKWAY FOR THE BELLEVILLE BIATHLON ON AUGUST 4, 2013

Alderman Heisler made a motion seconded by Alderman White to approve this resolution.

Members voting aye on roll call: Heisler, Kinsella, Hult, Rujawitz, Randle, Anthony, Davidson, Hayden, Seibert, White, Galetti, Musgrove, Orlet and Schneider.

Aldermen Schmidt and Silsby were absent.

**ORDINANCE NO. 7695 – 7699**

Alderman Kinsella made a motion seconded by Alderman White to have Ordinance No. 7695 – 7699 read as a group by title only.

All members present voted aye.

ORDINANCE NO. 7695 – CASE #31-MAY13 – JILL & DARRELL RICHARDSON

ORDINANCE NO. 7696 – CASE #3  
ORDINANCE NO. 7695 – CASE #31-MAY13 – JILL & DARRELL RICHARDSON

ORDINANCE NO. 7696 – CASE #36-JUNE13 – CROSSHAVEN CHURCH

ORDINANCE NO. 7697 – AN ORDINANCE AMENDING CHAPTER 21 (LIQUOR CODE) AND CHAPTER 60 (ZONING CODE) OF THE REVISED CODE OF ORDINANCES OF BELLEVILLE, ILLINOIS, AS AMENDED, BY AMENDING PORTIONS OF SECTIONS THEREOF

ORDINANCE NO. 7698 – AN ORDINANCE AMENDING CHAPTER 31 (PARKS AND RECREATION) OF THE REVISED CODE OF ORDINANCES OF BELLEVILLE, ILLINOIS, AS AMENDED, BY AMENDING PORTIONS OF SECTIONS THEREOF

ORDINANCE NO. 7699 – AN ORDINANCE AMENDING CHAPTER 52 (TRAFFIC) OF THE REVISED ORDINANCES OF THE CITY OF BELLEVILLE, ILLINOIS AS AMENDED, BY AMENDING PORTIONS OF SECTIONS THEREOF  
6-JUNE13 – CROSSHAVEN CHURCH



**ORDINANCES – CONTINUED**  
**JULY 15, 2013**

Alderman Kinsella made a motion seconded by Alderman Heisler to pass these ordinances.

Discussion followed.

Members voting aye on roll call: Heisler, Kinsella, Hult, Rujawitz, Randle, Anthony, Davidson, Hayden, Seibert, White, Galetti, Musgrove, Orlet and Schneider.

Aldermen Schmidt and Silsby were absent.

**UNFINISHED BUSINESS**

Alderman Hult asked where we are with the dog park and Debbie Belleville said we are looking at opening it on Aug. 3, 2013. Alderman Hult asked about personnel and Mayor Eckert said we have some meetings coming up regarding the issue. Alderman Hult also asked about the water being shut off at Ever and Anon Park. Further discussion followed.

**ANNOUNCEMENT**

Mayor Eckert announced there will be a Special Finance Committee Meeting and Public Hearing regarding the 0.25 % sales tax on July 29, 2013 at 7:00 p.m.

**EXECUTIVE SESSION**

Alderman Kinsella made a motion seconded by Alderman Galetti to go into executive session to discuss litigation, property acquisition, and negotiations.

All members present voted aye.

Following executive session, the city council went back into regular session.



**NEW BUSINESS**

Alderman Hayden made a motion seconded by Alderman Kinsella to allow our attorney Mr. Rod Thompson to settle a worker's compensation case for \$17,394.50.

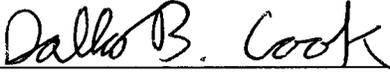
Members voting aye on roll call: Heisler, Kinsella, Hult, Rujawitz, Randle, Anthony, Davidson, Hayden, Seibert, White, Galetti, Musgrove, Orlet and Schneider.

Aldermen Schmidt and Silsby were absent.

**ADJOURNMENT**

Alderman Hayden a motion seconded by Alderman White to adjourn at 10:33 p.m.

All members present voted aye.

  
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Dallas B. Cook, City Clerk



ZONING BOARD OF APPEALS, CITY OF BELLEVILLE, ILLINOIS

APPLICATION: 38-Jul13 – Victor M. Cupido

**ADVISORY REPORT**

Application Filed: May 16, 2013

**38-Jul13 – Victor M. Cupido– Requesting a Special Use permit for a liquor license at 100 N. High St. located in a C-2 Heavy Commercial District. (Applicable portion of zoning code: 60-6-50)**

Present Zoning: C -2 Heavy Commercial District

Meeting Held: July 25, 2013

Publication in News Democrat: July 10, 2013

Supporters: none

Objectors: none

Aldermen Present: none

Witnesses having been sworn, evidence presented and the Board fully advised in the premises, the Board makes the following determinations:

- A. The proposed design, location, and manner of operation of the proposed special use will adequately protect the public health, safety, and welfare, and the physical environment;
- B. The proposed special use is consistent with this municipality's comprehensive plan;
- C. The proposed special use would have a positive affect on the value of neighboring property and on this municipality's overall tax base;
- D. The proposed special use would have a positive effect on public utilities and on traffic circulation on nearby streets; and
- E. There are no facilities near the proposed special use (such as schools or hospitals) that require special protection.

**Roger Wigginton made motion to APPROVE the request "in the name of the applicant only" and seconded by Rebecca Boyer with all present members voting aye. Motion carried.**

IT IS THEREFORE the recommendation of the Zoning Board of Appeals that the requested Special Use Permit for a Liquor License 'in the name of the applicant only' be **APPROVED BY A UNANIMOUS VOTE OF ALL MEMBERS PRESENT.**

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Chairman



ZONING BOARD OF APPEALS, CITY OF BELLEVILLE, ILLINOIS

APPLICATION: 39-Jul13 - James L. Hawthorne

ADVISORY REPORT

Application Filed: July 5, 2013

**39-Jul13 - James L. Hawthorne - Requesting a Special Use permit in order to operate a used car dealership at 10400 W. Main St. located in a C-2 Heavy Commercial Zoning District. (Applicable portion of zoning code: 60-6-50)**

Present Zoning: C-2 Heavy Commercial Zoning District

Meeting Held: July 25, 2013

Publication in News Democrat: July 10, 2013

Supporters: Morris Hunt

Objectors: none

Aldermen Present: Alderman Musgrove

Witnesses having been sworn, evidence presented and the Board fully advised in the premises, the Board makes the following determinations:

- A. the proposed design, location, and manner of operation of the proposed special use will adequately protect the public health, safety, and welfare, and the physical environment;
- B. the proposed special use is consistent with this municipality's comprehensive plan;
- B. the proposed special use would have a positive effect on the value of neighboring property and on this municipality's overall tax base;
- C. the proposed special use would have a positive effect on public utilities and on traffic circulation on nearby streets; and
- E. there are no facilities near the proposed special use (such as schools or hospitals) that require special protection.

**Steve Zimmerman made motion to APPROVE the request "in the name of the applicant only" and seconded by Rebecca Boyer with all present members voting aye. Motion carried.**

**IT IS THEREFORE the recommendation of the Zoning Board of Appeals that the requested Special Use Permit be APPROVED "in the name of the applicant only" BY A UNANIMOUS VOTE OF ALL MEMBERS PRESENT.**

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Chairman



ZONING BOARD OF APPEALS, CITY OF BELLEVILLE, ILLINOIS

APPLICATION FOR AMENDMENT: **40-Jul13 – Veronica Winters**

**ADVISORY REPORT**

Application Filed: 6/28/2013

**40-Jul13 – Veronica Winters – Requesting a Use variance in order to operate a daycare for thirty-five (35) children and four (4) staff at 19 S. 97<sup>th</sup> St. located in a C-2 Heavy Commercial District. (Applicable portion of zoning code: 60-6-49)**

Present Zoning: C-2 Heavy Commercial District

Meeting Held: July 25, 2013

Publication in News Democrat: July 10, 2013

Supporters: Mike Threlkhold  
Pat Schaefer

Objectors: Tameka Durham, 23 S. 97<sup>th</sup> St.

Aldermen Present: Alderman Musgrove

Witnesses having been sworn, evidence presented and the Board fully advised in the premises, the Board makes the following determinations:

- A. The proposed variance is not consistent with the general purposes of this Code and
- B. strict application of the district requirements would not result in great practical difficulties of hardship to the applicant, and present a reasonable return on the property; and
- C. the proposed variance is not the minimum deviation from such requirements that will alleviate the difficulties/hardship, and allow a reasonable return on the property; and
- D. the plight of the applicant is not due to peculiar circumstances not of his own making; and
- E. the peculiar circumstances engendering the variance request are applicable to other property within the district, and therefore, that a variance would be a more appropriate remedy than an amendment (rezoning); and
- F. the variance, if granted, will alter the essential character of the area where the premises in question are located nor materially frustrate implementation of this municipality's comprehensive plan.

**Roger Wigginton made motion to DENY the request and seconded by Steve Zimmerman voting went as follows: Rebecca Boyer-nay, Don Rockwell-nay, Roger Wigginton-aye, Steve Zimmerman-aye, Chairman Nollman-nay. The case will go to City Council without a recommendation.**

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Chairman



**July 25, 2013**  
**ZONING BOARD OF APPEALS**

The meeting was called to order at 7:00 p.m. by Chairman Danny Nollman. Roll called, quorum declared.

Rebecca Boyer	Present
Tim Price	Excused
Don Rockwell	Present
Toni Togias	Excused
Roger Wigginton	Present
Steven Zimmerman	Present
Dan Nollman, Chairman	Present

**Staff present:**

Eric Schauster  
Brian Flynn  
Paul Bauman

**Guests:** see attached list

**Aldermen present:** Alderman Musgrove

Chairman Nollman asked for a motion to approve the minutes of June 27, 2013. **Roger Wigginton made a motion to approve and seconded by Rebecca Boyer with all present members voting aye. Motion carried.**

All Zoning Board cases heard on this date will go to City Council for consideration on August 5, 2013.

**37-Jul13 - Transformation Christian Center /Debra Baston - Requesting a Use variance in order to operate a worship center (church) at 45 Sheffield Dr. located in a C-2 Heavy Commercial District. (Applicable portion of zoning code: 60-6-49)**

The applicant asked for the case to be postponed until the August 2013 Zoning Board of Appeals meeting.

**Don Rockwell made motion to TABLE the request and seconded by Rebecca Boyer with all present members voting aye. Motion carried.**

**38-Jul13 - Victor M. Cupido- Requesting a Special Use permit for a liquor license at 100 N. High St. located in a C-2 Heavy Commercial District. (Applicable portion of zoning code: 60-6-50)**

The applicant, Victor Cupido, explained that he would like to sell liquor at the new restaurant. The restaurant is not open yet. The applicant explained his proposed hours of operation and noted that he has operated a restaurant before in O'fallon with no problems. Since there were no further questions from the Board or Aldermen and no one in the audience to speak in favor or against the case, Chairman Nollman asked for a motion.

**Roger Wigginton made motion to APPROVE the request "in the name of the applicant only" and seconded by Rebecca Boyer with all present members voting aye. Motion carried.**

**39-Jul13 - James L. Hawthorne - Requesting a Special Use permit in order to operate a used car dealership at 10400 W. Main St. located in a C-2 Heavy Commercial Zoning District. (Applicable portion of zoning code: 60-6-50)**

The applicant, James L. Hawthorne, explained that he has been in the car detailing business for years and would like to expand his business to used car sales. Mr. Hawthorne explained the hours of operation; Monday-Saturday, 9am-6pm. Don Rockwell asked for the price range of the cars; the applicant said anywhere from \$3000 to \$8000. He said that he would like to sell moderately priced cars to the residents of Belleville and East St. Louis. Roger Wigginton asked for more details of the business, the applicant stated that he will purchase used cars, detail them in one of the three bays available on site and sell them at a lower to medium price range. He said that he will have approximately 30 cars for sale on the lot at one time. Chairman Nollman asked if there was anyone present who wanted to speak in favor or against the case. The following person spoke in favor of the request: Morris Hunt, property owner, explained that there

is a church operating on the property as well as his personal business which is non medical transportation company. He described how the three businesses will share the parking lot. Roger Wigginton stated that the property is the entrance to the city and needs to be maintained properly and used to its best efforts and asked about the lighting on the lot; Mr. Hunt explained that the lights are functional and it will be up to Mr. Hawthorne to utilize the lights for illumination of the cars for sale. Alderman Musgrove asked for clarification of the shared parking on the lot for the three businesses and asked for a site plan. Mr. Hawthorne explained the shared parking and said that he will have the lights on at night to illuminate the cars. Dan Nollman asked if there is any fencing or gates for security; Mr. Hawthorne said that there is a gate presently installed but not a fence. Rebecca Boyer asked about signage; Mr. Hawthorne answered that he will apply for a permanent sign to be installed. Since there were no further questions from the Board or Aldermen, Chairman Nollman asked for a motion.

**Steve Zimmerman made motion to APPROVE the request "in the name of the applicant only" and seconded by Rebecca Boyer with all present members voting aye. Motion carried.**

**40-Jul13 – Veronica Winters – Requesting a Use variance in order to operate a daycare for thirty five (35) children and four (4) staff at 19 S. 97<sup>th</sup> St. located in a C-2 Heavy Commercial District. (Applicable portion of zoning code: 60-6-49)**

The applicant, Veronica Winters, explained that she is currently operating a home daycare at 22 Stratford Green Dr. but wants to open a daycare at a commercial site. Rebecca Boyer asked for the applicants experience in child care; Ms. Winters said that she has approximately five years experience and is pretty familiar with DCFS regulations. She said that she did a survey of the area on who needs child care and received good response. The ages at the child care center would be 6 weeks to 12 years old. Only half of the building will be utilized for the child care operation. Roger Wigginton asked how many children she presently cares for at home, the applicant answered, three. Ms. Winters said that the building inspections were completed. Rebecca Boyer asked about green space; Ms. Winters said that they will utilize the front yard as the mandatory "green space." Don Rockwell asked about fencing; Ms. Winters explained the front yard will be fenced in. Ms. Winters said that she would like to open as soon as possible with her hours of operation being 6am – 6pm. Chairman Nollman asked about sufficient parking. Chairman Nollman asked if there was anyone present who wanted to speak in favor or against the case. The following people spoke in favor of the request: Mike Threlkhold, property owner, explained the layout of the building and neighborhood, parking spaces and the other vacant half of the property. Pat Schaefer, Lebanon IL, explained that he is a realtor and believes the business would fit the property well. Tameka Durham, 23 S. 97<sup>th</sup> St., explained that she is the direct neighbor to the property and voiced her concerns and questions such as the fencing, the children's play area, exits/entrances and placing the signage. She noted that the only grass area is in front of the building which runs directly along her driveway. Alderman Musgrove voiced his concerns and questions such as the usage of the front yard as a "green space" and the amount of employees needed. Ms. Winters stated that the front yard will be fenced in and explained the exits/entrances. She said that there will be four employees who work different shifts. Roger Wigginton noted his concerns with the safety of the children and staff for security purposes. Chairman Nollman asked if four employees were sufficient for 35 children, Ms. Winters said that she would add more employees if needed. Don Rockwell asked about utilizing the parking lot; Ms. Winters stated that she and the owner have discussed using part of the parking lot for a play area as well but would need to fence it in. Ms. Winters said that she was going to place a banner for advertising. Paul Bauman stated that a permanent banner is not legal within the city limits. Steve Zimmerman asked if the State of Illinois is going to make a final "walk through" before opening the business; Ms. Winters answered, yes. Since there were no further questions from the Board or Aldermen, Chairman Nollman asked for a motion.

**Roger Wigginton made motion to DENY the request and seconded by Steve Zimmerman voting went as follows: Rebecca Boyer-nay, Don Rockwell-nay, Roger Wigginton-aye, Steve Zimmerman-aye, Chairman Nollman-nay. The case will go to City Council without a recommendation.**

**Rebecca Boyer made motion to ADJOURN and seconded by Roger Wigginton with all members present voting aye. Motion carried.**

Chairman Nollman adjourned the meeting at 7:40 p.m.

Respectfully Submitted,  
Kari L. Tutza  
Transcribing Secretary

## CITY ATTORNEY REPORT

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**TO:** City Council  
**FROM:** Garrett P. Hoerner, City Attorney  
**DATE:** August 1, 2013

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Pursuant to Section 3.14(D) of the Revised Code of Ordinances, I write to provide a quarterly report on pending legal matters.

- A. **Ordinance Violation Cases.** The City currently has approximately 425 ordinance violation cases pending.
- B. **Demolition/Foreclosure/Housing Cases.** The City currently has 17 cases pending involving demolition or foreclosure proceedings, or other housing code/building code violations. The addresses of the subject properties are as follows:
1. 1201 Dawn Drive (Christinsin)
  2. 4 Highwood Circle (Dancy)
  3. 55 Periwinkle (Dew)
  4. 100-102 N. 11<sup>th</sup> (Falcon LTD)
  5. 466 N. 88<sup>th</sup> St. (Foutch)
  6. 404 Chevy Chase Drive (Franklin [Hulsey])
  7. 1008 Cart Road (Graham)
  8. 125 N. Michigan Ave. (Gregory)
  9. 1801 W. Main St. (Hicks)
  10. 1107 West "D" St. (Madsen)
  11. 319 N. 8<sup>th</sup> Street (McFarland)
  12. 3313 Devonshire Dr. (Phillips, Michael & Christine)
  13. 517 W. Lincoln (RES Distressed)
  14. 822 S. Jackson (Thoma, Stacie)
  15. 26 S. 8<sup>th</sup> Street (Thomas, Derek)
  16. 327 N. 4<sup>th</sup> Street (Weber)
  17. 814 S. 7<sup>th</sup> St. (Willis, Katrice & Watson, Jennifer)
- C. **Other Civil Cases.** The City currently has pending the following other civil cases in which I am representing the City:
1. *Rehkemper v. City of Belleville, et al.* This is a case filed against the City for damage because of leakage from the prior Belleville municipal landfill. The insurance company has declined coverage, because its policy was not in effect at the time of this incident. We have turned in a claim to our prior insurance company. This case is being defended by the attorney who was hired by our first



insurance company while we wait to hear from our prior insurance company. Both insurance companies have denied coverage.

2. *Belleville v. Leon Demond, d/b/a Kelly's Limousine.* This is a case filed against Kelly's Limousine to recover the money paid to Kelly's due to Kelly's breach of the contract by moving its operation. Judgment has been entered in favor of the City in the amount of \$120,000.00. A Citation to Discover Assets revealed that Mr. Demond had few assets. Settlement discussions are ongoing.
3. *Belleville v. Richard Hosto, d/b/a Hosto Excavating and J & D Sewer.* This is a case for damage done to the City's main sewer line at 1848 Page Avenue. This was arbitrated and the arbitrators awarded \$22,886.50 to the City, but the Defendant rejected the award. Mediation also failed. At request of Defendant, case has been reset for trial for September 9, 2013.
4. *Larry Horne vs. City of Belleville.* This is a case filed by a firefighter against the City and Pension Board to have his start date moved back for pension purposes.
5. *Belleville vs. Fischer Lumber.* This case is filed against Fischer Lumber for breach of a development agreement. The City is seeking \$135,000.00 to be repaid. The Court ordered mediation was not successful. The City has filed an Amended Complaint. The case has been rescheduled for a status hearing on August 28, 2013, with the parties to submit a proposed Case Management Order.
6. *City of Belleville vs. Bethany Place.* On February 6, 2013, the City filed a Complaint against Bethany Place seeking an order enjoining and prohibiting the Defendant from operating a needle exchange program at 821 West A Street, Belleville, Illinois and also seeking the assessment of a fine. On April 11, 2013, the Court entered an Order directing the Defendant to cease operation of its needle exchange program until the proper permit is obtained from the Plaintiff and to otherwise use the subject property in accordance with the City's Zoning Code. On June 25, 2013, the Court denied Bethany Place's Motion to Reconsider and granted the City's Motion to Assess a Fine to the extent that the Court retained jurisdiction for enforcement of its April 11, 2013 Order prohibiting Bethany Place from operating a "needle exchange program" and will assess fines for future violations. On July 19, 2013, Bethany Place filed a Notice of Appeal.
7. *City of Belleville vs. Ronnie Phillips.* On January 25, 2013, the City filed a Complaint against the Defendant Ronnie Phillips seeking an order directing the Defendant to abate the nuisance on his property at 207 East Main, Belleville, Illinois and also for a money judgment in accordance with the ordinances of the City. The Defendant has filed a Motion to Dismiss which is scheduled for hearing on August 13, 2013.
8. *Belleville vs. McBride & Sons Homes, Inc. et al.* On June 28, 2013, the City filed a Complaint against McBride & Sons Homes, Inc. for breach of a letter agreement



to pay the City's portion of an IDOT construction project, specifically \$57,500.00. Defendant's Attorney has accepted service of the Complaint and I await a response to the Complaint.

There are other lawsuits being handled by the City's insurance company.

- D. Other Miscellaneous Cases.** In addition to the above cases, there are a number of cases where the City is named as a Defendant in mortgage foreclosure lawsuits. The City is named as a Defendant because of municipal liens. These liens are typically extinguished in the foreclosure action. It is doubtful if the City will collect any of the amounts liened from these cases. There are also a number of cases where the City has filed proof of claims in Bankruptcy Court. These proof of claims are normally for sewer or trash charges and, in most cases, the City is unable to collect on any of these.



TO OWNER: **CITY OF BELLEVILLE, IL**  
**101 SOUTH ILLINOIS ST.**  
**BELLEVILLE, IL 62220**

PROJECT: **BELLEVILLE WRF LTCP**  
**498 ENVIRONMENTAL DR**  
**BELLEVILLE, IL 62220-3248**

FROM CONTRACTOR: **KORTE & LUITJOHAN CONTR., INC.** AIA ARCHITECT:  
**12052 HIGHLAND RD.**  
**HIGHLAND, IL 62249**

CONTRACT FOR: **BELLEVILLE WRF LTCP**

APPLICATION NO.: **36** Distribution to:  OWNER  ARCHITECT  CONTRACTOR  
 PERIOD TO: **7/31/13**  
 PROJECT NOS.: **1017**  
 CONTRACT DATE: **7527**  
 INVOICE NO: **7527**

**CONTRACTOR'S APPLICATION FOR PAYMENT**

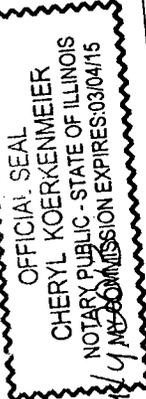
Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM	\$	40,272,232.00
2. Net change by Change Orders	\$	1,176,300.54
3. CONTRACT SUM TO DATE (Line 1 + 2)	\$	41,448,532.54
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)	\$	39,015,417.43
5. RETAINAGE:		
a. <u>5</u> % of Completed Work (Columns D + E on G703)	\$	1,784,096.99
b. <u>10</u> % of Stored Material (Column F on G703)	\$	288,329.64
Total Retainage (Line 5a + 5b or Total in Column I of G703)	\$	2,072,426.63
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5 Total)	\$	36,942,990.80
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)	\$	36,308,485.80
8. CURRENT PAYMENT DUE	\$	634,505.00
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)	\$	4,505,541.74

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	1,176,300.54	0.00
Total approved this Month	0.00	0.00
TOTALS	1,176,300.54	0.00
NET CHANGES by Change Order	1,176,300.54	

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: **KORTE & LUITJOHAN CONTR., INC.**  
 By: *[Signature]* Date: 7-24-13  
 State of: Illinois  
 County of: Madison  
 Subscribed and sworn to before me this 24th day of July



Notary Public: *[Signature]*  
 My Commission expires: 7-24-13

**ARCHITECT'S CERTIFICATE FOR PAYMENT**

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED ..... \$ 634,505.00  
 (Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)

ARCHITECT: TRM Date: 7-29-2013  
 By: *[Signature]*  
 This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

# CONTINUATION SHEET

AIA DOCUMENT G703 (Instructions on reverse side)

PAGE 2 OF 36 PAGES

AIA Document G702, APPLICATION AND CERTIFICATE FOR PAYMENT, containing Contractor's signed Certification, is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO.: 7/31/2013  
 APPLICATION DATE: 7/31/2013  
 PERIOD TO: 1017  
 ARCHITECT'S PROJECT NO.:

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		E THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)	H BALANCE TO FINISH (C-G)	I RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD					
001	BOND & INSURANCE	588,932.00	588,932.00	0.00	0.00	0.00	588,932.00	0.00	29,079.70
005	GENERAL CONDITIONS	793,100.00	793,100.00	0.00	0.00	0.00	793,100.00	0.00	39,162.12
010	DEMOLITION	426,200.00	417,000.00	2,000.00	2,000.00	0.00	419,000.00	7,200.00	20,688.96
015	EROSION CONTROL @ SWMB (C10E)	983,600.00	913,970.00	40,000.00	40,000.00	0.00	953,970.00	29,630.00	47,104.18
017	AGGREGATE PIER REINFORCEMENT (	421,400.00	421,400.00	0.00	0.00	0.00	421,400.00	0.00	20,807.47
020	EARTHWORK	592,000.00	590,000.00	0.00	0.00	0.00	590,000.00	2,000.00	29,132.43
021	CSO TO SWMB FM PIPING & SUPPOR	628,500.00	624,500.00	4,000.00	4,000.00	0.00	628,500.00	0.00	31,033.44
022	STORM SEWER	52,500.00	43,200.00	0.00	0.00	2,258.00	45,458.00	7,042.00	2,358.89
023	SANITARY SEWER	322,900.00	322,900.00	0.00	0.00	0.00	322,900.00	0.00	15,943.83
024	GRAVITY PROCESS PIPING (SITE)	1,353,600.00	1,346,400.00	7,200.00	7,200.00	0.00	1,353,600.00	0.00	66,836.71
025	WATERLINE	43,200.00	26,000.00	17,200.00	17,200.00	0.00	43,200.00	0.00	2,133.09
026	SITE CONCRETE & ACCESS DRIVES	962,300.00	627,700.00	125,000.00	125,000.00	0.00	752,700.00	209,600.00	37,166.07
027	MISC SITE FINISHES	177,200.00	161,000.00	0.00	0.00	0.00	161,000.00	16,200.00	7,949.70
028	MANHOLE STRUCTURES CAST / PRE-	342,000.00	342,000.00	0.00	0.00	0.00	342,000.00	0.00	16,886.93
030	COMMON CONCRETE ITEM - ALL STR	622,400.00	622,400.00	0.00	0.00	0.00	622,400.00	0.00	30,732.24
031	WEST TERMINAL LIFT STATION CON	653,500.00	653,500.00	0.00	0.00	0.00	653,500.00	0.00	32,267.87



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36  
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			FROM PREVIOUS APPLICATION (D + E)	% (G ÷ C)					
032	AERATION/CLARIFIER TANK CONC	1,488,100.00	1,488,100.00	0.00	0.00	0.00	1,488,100.00	0.00	73,477.91
033	LAB BUILDING CONCRETE	53,400.00	53,400.00	0.00	0.00	0.00	53,400.00	0.00	2,636.73
034	WEST UV / UV @ CHLORINE/PARSH	82,800.00	82,800.00	0.00	0.00	0.00	82,800.00	0.00	4,088.42
035	JUNC BOXES / CIP MH STRUCT / MA	202,500.00	163,000.00	25,000.00	0.00	0.00	188,000.00	14,500.00	9,282.88
036	SLUDGE TREATMENT BLD / DIGESTE	940,700.00	892,268.00	30,000.00	0.00	0.00	922,268.00	18,432.00	45,538.83
037	CSO LIFT STATION / VALVE VAULT	932,700.00	932,700.00	0.00	0.00	0.00	932,700.00	0.00	46,053.93
038	SWMB CONCRETE STRUCTURES / FND	704,700.00	704,700.00	0.00	0.00	0.00	704,700.00	0.00	34,795.97
039	GARAGE / STORAGE FACILITY CONC	132,000.00	132,000.00	0.00	0.00	0.00	132,000.00	0.00	6,517.76
040	FLOOD WALL	290,700.00	283,000.00	0.00	0.00	0.00	283,000.00	7,700.00	13,973.69
048	MASONRY	602,400.00	602,400.00	0.00	0.00	0.00	602,400.00	0.00	29,744.70
050	STRUCTURAL/MISC STEEL	1,562,200.00	1,400,300.00	0.00	0.00	0.00	1,400,300.00	161,900.00	69,142.61
053	CONCRETE REINFORCING	1,127,200.00	1,125,500.00	1,700.00	0.00	0.00	1,127,200.00	0.00	55,657.75
061	ROUGH CARPENTRY	17,500.00	17,500.00	0.00	0.00	0.00	17,500.00	0.00	864.10
070	THERMAL & MOISTURE PROTECTION	152,500.00	145,640.00	0.00	0.00	0.00	145,640.00	6,860.00	7,191.27
080	DOORS & WINDOWS	244,900.00	237,430.00	0.00	0.00	0.00	237,430.00	7,470.00	11,723.58
090	FINISHES	494,600.00	329,320.00	0.00	0.00	0.00	329,320.00	165,280.00	16,260.83
100	SPECIALTIES	19,800.00	6,330.00	0.00	0.00	0.00	6,330.00	13,470.00	312.56



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PAGE 4 OF 36 PAGES

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			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD					
120	LAB CASEWORK & FURNISHINGS	42,600.00	42,600.00	0.00	0.00	0.00	42,600.00	0.00	2,103.46
140	CRANES & HOISTS	83,800.00	73,600.00	0.00	0.00	0.00	73,600.00	10,200.00	3,634.15
155	PLUMBING - DOMESTIC	90,700.00	88,785.00	0.00	0.00	0.00	88,785.00	1,915.00	4,383.94
157	HVAC	191,200.00	160,000.00	12,500.00	0.00	0.00	172,500.00	18,700.00	8,517.53
160	ELECTRICAL / CONTROLS	5,230,100.00	4,556,678.00	285,000.00	0.00	65,000.00	4,906,678.00	323,422.00	245,567.53
200	ALL PROCESS EQUIPMENT	9,116,000.00	5,471,600.00	705,000.00	0.00	2,658,792.00	8,835,392.00	280,608.00	570,861.18
210	BAR SCREENS & SLIDE GATES - IN	44,000.00	40,000.00	0.00	0.00	0.00	40,000.00	4,000.00	1,975.08
220	SEWAGE & WATER PUMPS - INSTALL	80,300.00	28,000.00	10,000.00	0.00	0.00	38,000.00	42,300.00	1,876.33
230	CHEM FEED / BLOWER EQ - LAB BL	19,900.00	17,000.00	0.00	0.00	0.00	17,000.00	2,900.00	839.41
240	UV DISINFECTION SYSTEM	19,000.00	9,000.00	2,000.00	0.00	0.00	11,000.00	8,000.00	543.15
250	SLUDGE COMPACTORS AND CONVEYOR	16,900.00	13,000.00	3,900.00	0.00	0.00	16,900.00	0.00	834.47
270	AERATION & CLARIFIER TANK EQUI	97,800.00	90,800.00	7,000.00	0.00	0.00	97,800.00	0.00	4,829.07
272	SLUDGE TREATMENT EQUIPMENT INS	169,200.00	96,000.00	25,000.00	0.00	0.00	121,000.00	48,200.00	5,974.62
274	SWMB PROCESS EQUIPMENT	71,500.00	67,600.00	0.00	0.00	0.00	67,600.00	3,900.00	3,337.89
280	PROCESS MECHANICAL PIPING & MA	6,987,200.00	5,558,828.00	445,000.00	0.00	157,246.37	6,161,074.37	826,125.63	312,175.66
901	CO#1 5 ITEMS	96,493.51	96,493.51	0.00	0.00	0.00	96,493.51	0.00	4,764.56

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G703-1992

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			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD					
902	CO#2 TEMP CASING OF AGG PIERS	143,357.15	143,357.15	0.00	0.00	0.00	143,357.15	0.00	7,078.55
903	CO#3 PIPE, DEMO SHED, ENLARGE G	63,040.00	63,040.00	0.00	0.00	0.00	63,040.00	0.00	3,112.73
904	CO#4 ITEMS A-E	25,299.40	25,299.40	0.00	0.00	0.00	25,299.40	0.00	1,249.21
905	CO#5 BASINS, CANOPIES, BORE, IN ST	500,153.00	317,150.00	15,000.00	0.00	0.00	332,150.00	168,003.00	16,400.57
9006	CO#6 ADD 7 ITEMS	102,438.48	65,000.00	25,000.00	0.00	0.00	90,000.00	12,438.48	4,443.93
9007	CO#7 FTG DIGESTER/NON POTABLE	39,119.00	24,000.00	0.00	0.00	0.00	24,000.00	15,119.00	1,185.05
9008	CO#8 DIGESTER FOOTING REV'S	206,400.00	206,400.00	0.00	0.00	0.00	206,400.00	0.00	10,191.41
		41,448,532.54	34,344,621.06	1,787,500.00	0.00	2,883,296.37	39,015,417.43	2,433,115.11	2,072,426.63



<b>PARTIAL PAYMENT ESTIMATE</b>				CONTRACT NO. BLS613	
CITY OF BELLEVILLE				Estimate No. 15	
Belle Valle Lift Station & Gravity Sewer - IEPA Project #L172560				PAGE 1	
OWNER: City of Belleville, Illinois		CONTRACTOR: Haier Plumbing & Heating, Inc.		PERIOD OF ESTIMATE FROM: 4/16/12 TO: 7/11/13	
<b>CONTRACT CHANGE ORDER SUMMARY</b>				<b>ESTIMATE</b>	
No.	FmHA Approval Date	Amount			
		Additions	Deductions		
1	11/10/10		\$ 65,576.00	1. Original Contract	\$ 3,197,390.90
2	01/03/11	\$ 86,790.00		2. Change Orders	\$ 142,030.70
3	02/24/11	\$ 10,832.50		3. Revised Contract (1-2)	\$ 3,339,421.60
4A	11/21/11	\$ 61,586.70		4. Work Completed *	\$ 3,339,421.60
5A	01/27/12	\$ 21,783.50		5. Stored Materials *	\$ -
6A	02/06/12	\$ 6,468.00		6. Subtotal (4+5)	\$ 3,339,421.60
7A	07/23/12	\$ 20,146.00		7. Retainage (0% of Contract)	\$ -
TOTALS		\$ 207,606.70	\$ 65,576.00	8. Previously Requested	\$ 3,142,107.52
				9. Amount Due (6-7-8)	\$ 197,314.08
NET CHANGE		\$ 142,030.70		* Copies of invoices attached	
<b>CONTRACT TIME</b>					
Original (days) <u>335</u> days		On Schedule		Starting Date <b>10/19/10</b>	
Revised _____ days		<input checked="" type="checkbox"/> Yes		Projected Completion <b>09/19/11</b>	
Remaining _____ days		<input checked="" type="checkbox"/> NO			
<b>CONTRACTOR'S CERTIFICATION:</b>			<b>ARCHITECT ENGINEER'S CERTIFICATION:</b>		
<p>The undersigned Contractor certifies that to the best of their knowledge, information and belief the work covered by this payment estimate has been completed in accordance with the contract documents, that all amounts have been paid by the contractor for work for which previous payment estimates was issued and payments received from the owner and that current payment shown herein is now due.</p> <p>Contractor <u>HAIER PLUMBING &amp; HEATING, INC.</u></p> <p>By <u><i>Mona Mense</i></u></p> <p>Date <u>July 11, 2013</u></p>			<p>The undersigned certifies that the work has been carefully inspected and to the best of their knowledge and belief, the quantities shown in this estimate are correct and the work has been performed in accordance with the contract documents.</p> <p>Architect or Engineer <u>THOUVENOT, WADE &amp; MOERCHEN, INC.</u></p> <p>By <u><i>Todd Peck</i></u></p> <p>Date <u>7/16/13</u></p>		
<b>APPROVED BY OWNER:</b>			<b>ACCEPTED BY FmHA</b>		
<p>Owner <u>CITY OF BELLEVILLE, IL</u></p> <p>By _____</p> <p>Date _____</p>			<p>The review and acceptance of this estimate by FmHA does not attest to the correctness of the quantities shown as that the work has been performed in accordance with the contract documents.</p> <p>By _____</p> <p>Date _____</p>		

# HAIER PLUMBING & HEATING, INC.

301 Elkton Street \* P. O. Box 400 \* Okawville, IL 62271  
 Phone: 618-243-5908 \* Fax: 618-243-5900



## Pay Request #15 as of July 11, 2013

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	TOTAL PRICE	Previous Applications		This Period		Total To Date	
						Quan	Amount	Quan	Amount	Quan	Amount
1'	24" PVC 12'-15' Deep	1640	LF	\$ 69.00	\$ 113,160.00	1,640	\$ 113,160.00		\$ -	1,640	\$ 113,160.00
2'	24" PVC 15'-18' Deep	1992	LF	\$ 72.80	\$ 144,619.20	1,992	\$ 144,619.20		\$ -	1,992	\$ 144,619.20
3'	24" PVC 18'-21' Deep	2894	LF	\$ 84.00	\$ 243,096.00	2,894	\$ 243,096.00		\$ -	2,894	\$ 243,096.00
4'	15" PVC 12'-15' Deep	97	LF	\$ 46.00	\$ 4,462.00	97	\$ 4,462.00		\$ -	97	\$ 4,462.00
5'	15" PVC 18'-21' Deep	44	LF	\$ 76.00	\$ 3,344.00	44	\$ 3,344.00		\$ -	44	\$ 3,344.00
6'	15" PVC 21'-24' Deep	737	LF	\$ 92.10	\$ 67,877.70	737	\$ 67,877.70		\$ -	737	\$ 67,877.70
7'	15" PVC 24'-27' Deep	592	LF	\$ 103.00	\$ 60,976.00	592	\$ 60,976.00		\$ -	592	\$ 60,976.00
8'	12" PVC 18"x21' Deep	100	LF	\$ 60.80	\$ 6,080.00	100	\$ 6,080.00		\$ -	100	\$ 6,080.00
9	5' Diameter Manhole 12'-15' Deep	9	EA	\$ 2,862.00	\$ 28,858.00	9	\$ 28,858.00		\$ -	9	\$ 28,858.00
10	5' Diameter Manhole 15'-18' Deep	6	EA	\$ 3,766.00	\$ 22,596.00	6.00	\$ 22,596.00		\$ -	6	\$ 22,596.00
11	5' Diameter Manhole 18'-21' Deep	6	EA	\$ 4,238.00	\$ 25,428.00	6	\$ 25,428.00		\$ -	6	\$ 25,428.00
12	5' Diameter Manhole 21'-24' Deep	1	EA	\$ 7,216.00	\$ 7,216.00	1	\$ 7,216.00		\$ -	1	\$ 7,216.00
13	5' Diameter Manhole 24'-27' Deep	2	EA	\$ 8,290.00	\$ 16,580.00	2	\$ 16,580.00		\$ -	2	\$ 16,580.00
14	5' Dia. Dura Plate Liner 18'-21' Deep	1	EA	\$ 7,216.00	\$ 7,216.00	1	\$ 7,216.00		\$ -	1	\$ 7,216.00
15	5' Dia. Dura Plate Liner 21'-24' Deep	1	EA	\$ 9,820.00	\$ 9,820.00	1	\$ 9,820.00		\$ -	1	\$ 9,820.00
16	Water Tight Manhole Lids	10	EA	\$ 110.00	\$ 1,100.00	10	\$ 1,100.00		\$ -	10	\$ 1,100.00
17	Sanitary Laterals	9	EA	\$ 600.00	\$ 5,400.00	9	\$ 5,400.00		\$ -	9	\$ 5,400.00
18	Compacted Granular Backfill	530	CY	\$ 28.00	\$ 14,840.00	530	\$ 14,840.00		\$ -	530	\$ 14,840.00
19	3" Hot Mix Asphalt	1250	SF	\$ 8.00	\$ 10,000.00	1,250	\$ 10,000.00		\$ -	1,250	\$ 10,000.00
20	Remove and Replace Concrete Swale	20	LF	\$ 200.00	\$ 4,000.00	20	\$ 4,000.00		\$ -	20	\$ 4,000.00
21	Remove and Replace 12" of Clean Top Soil	1	LS	\$ 8,000.00	\$ 8,000.00	1	\$ 8,000.00		\$ -	1	\$ 8,000.00
22	Connection to Existing MH and Demolition of Belle-Valley LS #1	1	LS	\$ 9,080.00	\$ 9,080.00	1.0	\$ 9,080.00		\$ -	1.0	\$ 9,080.00

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	TOTAL PRICE	Previous Applications		This Period		Total To Date	
						Quan	Amount	Quan	Amount	Quan	Amount
23	Connection to Wetwell, New Wet Well Lid, and Demolition of Belle-Valley LS #2	1	LS	\$ 9,500.00	\$ 9,500.00	1.0	\$ 9,500.00		\$ -	1.0	\$ 9,500.00
24	Manhole Markers	14	EA	\$ 120.00	\$ 1,680.00		\$ -	14	\$ 1,680.00	14	\$ 1,680.00
25	Final Grading and Clean Up	1	LS	\$ 4,000.00	\$ 4,000.00	1	\$ 4,000.00		\$ -	1	\$ 4,000.00
	<b>SUB-TOTAL</b>				<b>\$ 826,728.90</b>		<b>\$ 825,048.90</b>		<b>\$ 1,680.00</b>		<b>\$ 826,728.90</b>

**Loop Creek Forcemain Extension**

26'	18" PVC Forcemain	4259	LF	\$ 44.50	\$ 189,525.50	4,259	\$ 189,525.50		\$ -	4,259	\$ 189,525.50
27	Air Release Valves	2	EA	\$ 7,580.00	\$ 15,160.00	2	\$ 15,160.00		\$ -	2	\$ 15,160.00
28	Compacted Granular Backfill	387	CY	\$ 28.00	\$ 10,836.00	387	\$ 10,836.00		\$ -	387	\$ 10,836.00
29	3" Hot Mix Asphalt	831	SF LS	\$ 8.00	\$ 6,648.00	831	\$ 6,648.00		\$ -	831	\$ 6,648.00
30	Final Grading and Clean Up	1	LS	\$ 7,000.00	\$ 7,000.00	1	\$ 7,000.00		\$ -	1	\$ 7,000.00
	<b>SUB-TOTAL</b>				<b>\$ 229,169.50</b>		<b>\$ 229,169.50</b>		<b>\$ -</b>		<b>\$ 229,169.50</b>

**Belle Valley Interceptor - Manhole #3 to Meadow Dale, Dawn Heights, Route 177, and Trailer Park Lift Stations**

31'	8" PVC 6'-9' Deep	40	LF	\$ 26.70	\$ 1,068.00	40	\$ 1,068.00		\$ -	40	\$ 1,068.00
32'	12" PVC 9'-12' Deep	1955	LF	\$ 33.00	\$ 64,515.00	1,955	\$ 64,515.00		\$ -	1,955	\$ 64,515.00
33'	12" PVC 12'-15' Deep	2418	LF	\$ 40.00	\$ 96,720.00	2,418	\$ 96,720.00		\$ -	2,418	\$ 96,720.00
34'	12" PVC 15'-18' Deep	453	LF	\$ 46.00	\$ 20,838.00	453	\$ 20,838.00		\$ -	453	\$ 20,838.00
35'	15" PVC 12'-15' Deep	730	LF	\$ 49.00	\$ 35,770.00	730	\$ 35,770.00		\$ -	730	\$ 35,770.00
36'	15" PVC 15'-18' Deep	1684	LF	\$ 57.00	\$ 95,988.00	1,684	\$ 95,988.00		\$ -	1,684	\$ 95,988.00
37	4' Diameter Manhole 6'-9' Deep	1	EA	\$ 2,000.00	\$ 2,000.00	1	\$ 2,000.00		\$ -	1	\$ 2,000.00
38	5' Diameter Manhole 9'-12' Deep	5	EA	\$ 2,860.00	\$ 14,300.00	5	\$ 14,300.00		\$ -	5	\$ 14,300.00
39	5' Diameter Manhole 12'-15' Deep	14	EA	\$ 3,100.00	\$ 43,400.00	14	\$ 43,400.00		\$ -	14	\$ 43,400.00
40	5' Diameter Manhole 15'-18' Deep	6	EA	\$ 3,700.00	\$ 22,200.00	6	\$ 22,200.00		\$ -	6	\$ 22,200.00
41	5' Diameter Manhole 18'-21' Deep	1	EA	\$ 5,772.00	\$ 5,772.00	1	\$ 5,772.00		\$ -	1	\$ 5,772.00
42	Water Tight Manhole Lids	14	EA	\$ 110.00	\$ 1,540.00	14	\$ 1,540.00		\$ -	14	\$ 1,540.00
43	Sanitary Laterals	6	EA	\$ 500.00	\$ 3,000.00	6	\$ 3,000.00		\$ -	6	\$ 3,000.00
44	Compacted Granular Backfill	2234	CY	\$ 28.00	\$ 62,552.00	2,234	\$ 62,552.00		\$ -	2,234	\$ 62,552.00
45	3" Hot Mix Asphalt	3978	SF	\$ 8.00	\$ 31,824.00	3,978	\$ 31,824.00		\$ -	3,978	\$ 31,824.00
46	Remove and Replace 12" of Clean Top Soil	1	LS	\$ 7,000.00	\$ 7,000.00	1	\$ 7,000.00		\$ -	1	\$ 7,000.00

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	TOTAL PRICE	Previous Applications		This Period		Total To Date	
						Quan	Amount	Quan	Amount	Quan	Amount
47	Connection to Wetwell, New 7' Diameter Wet Well Lid, and Demolition of Dawn Heights LS	1	LS	\$ 9,500.00	\$ 9,500.00	1.0	\$ 9,500.00		\$ -	1.0	\$ 9,500.00
48	Connection to Wetwell, New Wet Well Lid, and Demolition of Route 177 LS	1	LS	\$ 9,500.00	\$ 9,500.00	1.0	\$ 9,500.00		\$ -	1.0	\$ 9,500.00
49	Connection to Wetwell, New Wet Well Lid, and Demolition of Trailer Park LS	1	LS	\$ 9,500.00	\$ 9,500.00	1.0	\$ 9,500.00		\$ -	1.0	\$ 9,500.00
50	Connection to Wetwell, New Wet Well Lid, and Demolition of Meadow Dale LS	1	LS	\$ 9,500.00	\$ 9,500.00	1.0	\$ 9,500.00		\$ -	1.0	\$ 9,500.00
51	Manhole Markers	24	EA	\$ 120.00	\$ 2,880.00	24	\$ 2,880.00		\$ -	24	\$ 2,880.00
52	Final Grading and Clean Up	1	LS	\$ 8,000.00	\$ 8,000.00	1.00	\$ 8,000.00		\$ -	1	\$ 8,000.00
SUB-TOTAL					\$ 557,367.00		\$ 555,367.00		\$ -		\$ 557,367.00

**Belle Valley and Route 151/13 Force Main**

53'	12" PVC Force Main	2663	LF	\$ 31.50	\$ 83,884.50	2,663	\$ 83,884.50		\$ -	2,663	\$ 83,884.50
54'	24" PVC Force Main	6336	LF	\$ 70.00	\$ 443,520.00	6,336	\$ 443,520.00		\$ -	6,336	\$ 443,520.00
55'	Dry Bore and Jack, 16" Casing and 12" Pipe	50	LF	\$ 250.00	\$ 12,500.00	50	\$ 12,500.00		\$ -	50	\$ 12,500.00
56'	Dry Bore and Jack, 28" Casing and 24" Pipe	50	LF	\$ 350.00	\$ 17,500.00	50	\$ 17,500.00		\$ -	50	\$ 17,500.00
57'	Directional Bore 12" PVC with Restrained Joints	58	LF	\$ 110.00	\$ 6,380.00	58	\$ 6,380.00		\$ -	58	\$ 6,380.00
58'	Directional Bore 24" PVC with Restrained Joints	58	LP	\$ 180.00	\$ 10,440.00	58	\$ 10,440.00		\$ -	58	\$ 10,440.00
59	Air Release Valves	9	EA	\$ 660.00	\$ 5,940.00	9	\$ 5,940.00		\$ -	9	\$ 5,940.00
60	Compacted Granular Backfill	1376	CY	\$ 28.00	\$ 38,528.00	1,376	\$ 38,528.00		\$ -	1,376.0	\$ 38,528.00
61	3" Hot Mix Asphalt	2073	SF	\$ 8.00	\$ 16,584.00	2,073	\$ 16,584.00		\$ -	2,073	\$ 16,584.00
62	4" PCC Patch	432	SF	\$ 9.00	\$ 3,888.00	432	\$ 3,888.00		\$ -	432	\$ 3,888.00
63	Remove and Replace Sidewalk	642	SF	\$ 8.00	\$ 5,136.00	642	\$ 5,136.00		\$ -	642	\$ 5,136.00
64	Remove & Replace 18" RCP	121	LF	\$ 40.00	\$ 4,840.00	121	\$ 4,840.00		\$ -	121	\$ 4,840.00
65	12" Gate Valve	2	EA	\$ 2,000.00	\$ 4,000.00	2	\$ 4,000.00		\$ -	2	\$ 4,000.00
66	24" Gate Valve	2	EA	\$ 13,025.00	\$ 26,050.00	2	\$ 26,050.00		\$ -	2	\$ 26,050.00
67	Replace Curb & Gutter	16	LF	\$ 100.00	\$ 1,600.00	16	\$ 1,600.00		\$ -	16	\$ 1,600.00
68	Final Grading and Clean Up	1	LS	\$ 8,000.00	\$ 8,000.00	1	\$ 8,000.00		\$ -	1	\$ 8,000.00
SUB-TOTAL					\$ 688,790.50		\$ 688,790.50		\$ -		\$ 688,790.50

**Belle Valley Station**

68A	ABS Submersible Explosion Proof Pumps, Hoist, Control Panel, & Appurtenances (Equip. Only)	1	LS	\$ 186,600.00	\$ 186,600.00	LS	\$ 186,600.00	LS	\$ 186,600.00		\$ 186,600.00
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ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	TOTAL PRICE	Previous Applications		This Period		Total To Date	
						Quan	Amount	Quan	Amount	Quan	Amount
69	Flygt Submersible Explosion Proof Pumps, Hoist, Control Panel, & Appurtenances (Equip. Only)		LS	\$ (199,980.00)	\$						\$
70	Model Number: NFP 3171 / 34 HP										
71	Installation of Pump Station Equipment and Piping	1	LS	\$ 167,400.00	\$ 167,400.00	LS	\$ 167,400.00	LS		LS	\$ 167,400.00
71A	Silica Fume Concrete Additive for Wet Well	1	LS	\$ 12,000.00	\$ 12,000.00	100%	\$ 12,000.00			100%	\$ 12,000.00
A	12" Watertight Cap (MH 3, 11, & 35)	3	EA	\$ 250.00	\$ 750.00	6	\$ 1,500.00	(3)	\$ (750.00)	3	\$ 750.00
B	8" Inside Drops on Existing 7' Diameter MH	3	EA	\$ 990.00	\$ 2,970.00	3	\$ 2,970.00			3	\$ 2,970.00
C	MH #26 - 6' Diameter Manhole 18' Deep	1	EA	\$ 9,300.00	\$ 9,300.00	1	\$ 9,300.00			1	\$ 9,300.00
72	Wet Well and Valve Vault Conc Work	1	LS	\$ 395,000.00	\$ 395,000.00	100%	\$ 395,000.00			100%	\$ 395,000.00
73	Spray On Epoxy Coating in Wet Well		LS	\$ (70,000.00)	\$		\$				\$
74	Flow Meter and Precast Valve Vault	1	LS	\$ 17,000.00	\$ 17,000.00	1	\$ 17,000.00			1	\$ 17,000.00
75	Back Up Generator and ACS	1	LS	\$ 14,000.00	\$ 14,000.00	1	\$ 14,000.00			1	\$ 14,000.00
76	Lift Station Fence and Gate	250	LF	\$ 23.50	\$ 5,875.00	250	\$ 5,875.00			250	\$ 5,875.00
77	Oil and Chip Access Road	734	SY	\$ 16.00	\$ 11,744.00	734	\$ 11,744.00			734	\$ 11,744.00
78	8" CA-6 w/ Filter Mate	260	SY	\$ 12.00	\$ 3,120.00	260	\$ 3,120.00			260	\$ 3,120.00
79	Final Grading and Clean Up	1	LS	\$ 4,000.00	\$ 4,000.00	LS	\$ 4,000.00	LS		LS	\$ 4,000.00
<b>SUB-TOTAL</b>					<b>\$ 829,759.00</b>		<b>\$ 830,509.00</b>		<b>\$ (750.00)</b>		<b>\$ 829,759.00</b>

<b>CHANGE ORDER #2 DATED 01/03/11</b>											
<b>Extension of sewer main on Greenmount Road at IL-177</b>											
80	4' Diameter Manholes	4	EA	\$ 2,820.00	\$ 11,280.00	4	\$ 11,280.00			4	\$ 11,280.00
81	Sanitary Laterals	2	EA	\$ 600.00	\$ 1,200.00	2	\$ 1,200.00			2	\$ 1,200.00
82	Granular Backfill	80	CY	\$ 28.00	\$ 2,240.00	80	\$ 2,240.00			80	\$ 2,240.00
83	Hot Mix (3" thick)	320	SF	\$ 8.00	\$ 2,560.00	320	\$ 2,560.00			320	\$ 2,560.00
84	8" PVC Sewer Pipe Installed	1070	LF	\$ 33.00	\$ 35,310.00	1,070	\$ 35,310.00			1,070	\$ 35,310.00
85	Directional Bore on Grade	170	LF	\$ 160.00	\$ 27,200.00	170	\$ 27,200.00			170	\$ 27,200.00
86	Remove & Replace Commercial Sign	1	EA	\$ 4,000.00	\$ 4,000.00	1	\$ 4,000.00			1	\$ 4,000.00
87	Seeding & Clean Up	1	LS	\$ 3,000.00	\$ 3,000.00	1	\$ 3,000.00			1	\$ 3,000.00
<b>SUB-TOTAL FOR CHANGE ORDER #2</b>					<b>\$ 86,790.00</b>		<b>\$ 86,790.00</b>		<b>\$</b>		<b>\$ 86,790.00</b>

<b>CHANGE ORDER #3 DATED 02/24/11</b>											
<b>Removal of rocks &amp; boulders between Manholes 17 and 18; removal of buried &amp; abandoned lift station.</b>											
<b>SUB-TOTAL FOR CHANGE ORDER #3</b>					<b>\$</b>		<b>\$</b>		<b>\$</b>		<b>\$</b>

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	TOTAL PRICE	Previous Applications		This Period		Total To Date	
						Quan	Amount	Quan	Amount	Quan	Amount
88	Rock removal - east of Manhole 17	1	LS	\$ 6,957.50	\$ 6,957.50	1	\$ 6,957.50		\$ -	1	\$ 6,957.50
89	Removal of existing lift station	1	LS	\$ 3,875.00	\$ 3,875.00	1	\$ 3,875.00		\$ -	1	\$ 3,875.00
<b>SUB-TOTAL FOR CHANGE ORDER #3</b>					<b>\$ 10,832.50</b>		<b>\$ 10,832.50</b>		<b>\$ -</b>		<b>\$ 10,832.50</b>

**CHANGE ORDER #4 DATED 11/21/11**

53'	12" PVC Force Main	147	LF	\$ 31.50	\$ 4,630.50	147	\$ 4,630.50		\$ -	147	\$ 4,630.50
57'	Directional Bore 12" PVC with Restrained Joints	2	LF	\$ 110.00	\$ 220.00	2	\$ 220.00		\$ -	2	\$ 220.00
58'	Directional Bore 24" PVC with Restrained Joints	2	LP	\$ 180.00	\$ 360.00	2	\$ 360.00		\$ -	2	\$ 360.00
60	Compacted Granular Backfill	142.9	CY	\$ 28.00	\$ 4,001.20	142.9	\$ 4,001.20		\$ -	142.9	\$ 4,001.20
54'	24" PVC Force Main	94	LF	\$ 70.00	\$ 6,580.00	94	\$ 6,580.00		\$ -	94	\$ 6,580.00
90	Fence behind storage units	1	LS	\$ 2,977.00	\$ 2,977.00	1	\$ 2,977.00		\$ -	1	\$ 2,977.00
62	4" PCC Patch	852	SF	\$ 9.00	\$ 7,668.00	852	\$ 7,668.00		\$ -	852	\$ 7,668.00
91	Tree removal on Freeburg Avenue	1	LS	\$ 790.00	\$ 790.00	1	\$ 790.00		\$ -	1	\$ 790.00
67	Replace Curb & Gutter	94	LF	\$ 100.00	\$ 9,400.00	94	\$ 9,400.00		\$ -	94	\$ 9,400.00
63	Replace Sidewalk	1358	SF	\$ 5.50	\$ 7,469.00		\$ -		\$ -		\$ -
63	Remove Sidewalk	1358	SF	\$ 2.50	\$ 3,395.00		\$ -		\$ -		\$ -
92	Replace 3" asphalt on Marsh Avenue	1762	SF	\$ 5.50	\$ 9,691.00	1,762	\$ 9,691.00		\$ -	1,762	\$ 9,691.00
92	Remove 3" asphalt on Marsh Avenue	1762	SF	\$ 2.50	\$ 4,405.00	1,762	\$ 4,405.00		\$ -	1,762	\$ 4,405.00
<b>SUB-TOTAL FOR CHANGE ORDER #4A</b>					<b>\$ 61,586.70</b>		<b>\$ 50,722.70</b>		<b>\$ -</b>		<b>\$ 50,722.70</b>

**CHANGE ORDER #5 DATED 1/27/12**

	Additional asphalt on Wabash Avenue after conflict with existing manhole	599	SF	\$ 8.00	\$ 4,792.00	599	\$ 4,792.00		\$ -	599	\$ 4,792.00
	Additional asphalt on Green Mount Lane after conflict with storm sewer	458	SF	\$ 8.00	\$ 3,664.00	458	\$ 3,664.00		\$ -	458	\$ 3,664.00
	Additional 2-3" of asphalt on Wabash Avenue to match existing	1	LS	\$ 8,000.00	\$ 8,000.00	1	\$ 8,000.00		\$ -	1	\$ 8,000.00
	Additional laterals on Bel-Aire Drive (shown on drawings but not on bid form)	18	EA	\$ 500.00	\$ 9,000.00	18	\$ 9,000.00		\$ -	18	\$ 9,000.00
	Additional 18" force main installed	21	LF	\$ 44.50	\$ 934.50	21	\$ 934.50		\$ -	21	\$ 934.50
33	Remove part of item 33 (12" PVC 12'-15' deep) by modifying alignment	-88	LF	\$ 40.00	\$ (3,520.00)	(88)	\$ (3,520.00)		\$ -	(88)	\$ (3,520.00)

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	TOTAL PRICE	Previous Applications		This Period		Total To Date	
						Quan	Amount	Quan	Amount	Quan	Amount
44	Remove part of item 44 (granular backfill) by modifying alignment	-220	CY	\$ 28.00	\$ (6,160.00)	(220)	\$ (6,160.00)		\$ -	(220)	\$ (6,160.00)
	Modify fence at lift station to include barb wire and wider gate	1	LS	\$ 6,930.00	\$ 6,930.00	1	\$ 6,930.00		\$ -	1	\$ 6,930.00
76	Remove item 76 - Original fence and gate	1	LS	\$ (5,875.00)	\$ (5,875.00)	1	\$ (5,875.00)		\$ -	1	\$ (5,875.00)
	Additional 8" of CA6 with filter mate under all LS pavement	50	SY	\$ 12.00	\$ 600.00	50	\$ 600.00		\$ -	50	\$ 600.00
77	Remove part of item 77 (oil and chip access road)	-37	SY	\$ 16.00	\$ (592.00)	(37)	\$ (592.00)		\$ -	(37)	\$ (592.00)
69	Removal of hoist, stainless steel wire rope, and cable spools from this line item	-1	LS	\$ 3,650.00	\$ (3,650.00)	(1)	\$ (3,650.00)		\$ -	(1)	\$ (3,650.00)
	Addition 1-2" thickness of asphalt on Nocturne Drive, Center Plaza, and Premier Drive	1	LS	\$ 7,660.00	\$ 7,660.00	1	\$ 7,660.00		\$ -	1	\$ 7,660.00
SUB-TOTAL FOR CHANGE ORDER #5					\$ 21,783.50		\$ 21,783.50		\$ -		\$ 21,783.50
<b>CHANGE ORDER #6 DATED 2/6/12</b>											
	Additional asphalt for AT&T access road by Green Mount/177	1	LS	\$ 2,688.00	\$ 2,688.00	1	\$ 2,688.00		\$ -	1	\$ 2,688.00
	Additional manhole required to modify alignment to bore under gas main	1	EA	\$ 2,820.00	\$ 2,820.00	1	\$ 2,820.00		\$ -	1	\$ 2,820.00
86	Remove item from Contract (commercial sign did not need to be removed)	1	LS	\$ (4,000.00)	\$ (4,000.00)	1	\$ (4,000.00)		\$ -	1	\$ (4,000.00)
	Additional support and bracing for water main after revising alignment	1	LS	\$ 4,000.00	\$ 4,000.00	1	\$ 4,000.00		\$ -	1	\$ 4,000.00
	Additional asphalt installed in driveway next to BV LS#1	1	LS	\$ 960.00	\$ 960.00	1	\$ 960.00		\$ -	1	\$ 960.00
SUB-TOTAL FOR CHANGE ORDER #6					\$ 6,468.00		\$ 6,468.00		\$ -		\$ 6,468.00
<b>CHANGE ORDER #7 DATED 7/23/12</b>											
	Lift Station Leak Repair (11/21/11)	1	LS	\$ 370.00	\$ 370.00		\$ -	1	\$ 370.00	1	\$ 370.00
	3" Hot Mix Asphalt	3830	SF	\$ 8.00	\$ 30,640.00		\$ -	3,830	\$ 30,640.00	3,830	\$ 30,640.00
63	Replace Sidewalk	-1358	SF	\$ 5.50	\$ (7,469.00)		\$ -		\$ -	-	\$ -
63	Remove Sidewalk	-1358	SF	\$ 2.50	\$ (3,395.00)		\$ -		\$ -	-	\$ -
SUB-TOTAL FOR CHANGE ORDER #7					\$ 20,146.00		\$ -		\$ 31,010.00		\$ 31,010.00
TOTAL BASE BID PRICE + CHANGE ORDER #1 - #7					\$ 3,339,421.60		\$ 3,305,481.60		\$ 31,940.00		\$ 3,339,421.60

**Invoice**

**Thouvenot, Wade, & Moerchen Inc.**  
**Exceptional Service.**  
**Nothing Less.**



Royce Carlisle  
City of Belleville  
Wastewater Treatment Facility  
498 Environmental Drive  
Belleville, IL 62220

July 29, 2013  
Project No: E04090576  
Invoice No: 49935

Project E04090576 Belleville - 2010 WRF Bid Phase Work and Construction Observation

Contract Amount \$1,438,000.00  
Previous Invoices against Contract \$1,209,854.25  
Amount Due this Invoice against Contract \$17,392.25  
Balance of Contract after this Invoice \$210,753.50

Note: These fees are IEPA reimbursable.  
Review by: Royce Carlisle

**Consulting Services from June 17, 2013 to July 19, 2013**  
**Professional Personnel**

	Hours	Rate	Amount
Project Engineer II	19.00	103.00	1,957.00
Project Engineer I	60.50	95.00	5,747.50
Project Manager IV	23.75	126.00	2,992.50
Senior Electrical Designer	15.75	102.00	1,606.50
Survey Crew/2 Man	12.00	157.00	1,884.00
Instrument/Rod Man	12.00		0.00
Engineer I	5.50	76.00	418.00
Surveyor III	.25	103.00	25.75
Technician V	3.00	78.00	234.00
Technician II	.50	62.00	31.00
CAD Designer III	32.00	78.00	2,496.00
Totals	184.25		17,392.25
<b>Total Labor</b>			<b>17,392.25</b>
		<b>Total this Invoice</b>	<b>\$17,392.25</b>

Please Remit Payment to: Thouvenot, Wade, and Moerchen Inc.- 4940 Old Collinsville Road - Swansea IL 62226  
Customer agrees to pay service charge of 1 1/2% (18% annual) against accounts more than 30 days past due.  
Please return a copy of this invoice with payment.



# MEMO

## ENGINEERING OFFICE



To: Dallas Cook, City Clerk

From: Engineering Department

CC: File, Alderman Paul Siebert

Date: August 1, 2013

Re: Motion for City Council Agenda August 5, 2013

---

Alderman Paul Siebert will make the following motions:

**2013 Pavement Markings**

Motion to approve low bidder, Road Safe Traffic, in the amount of \$49,307.40 for Pavement Markings. (MFT/TIF 3)



**Illinois Department  
of Transportation**

Bid Date: 08/01/13  
 Time: 8:30 AM  
 Project: 13 Pavement Markings

Route  
 County  
 Local Agency  
 Section

VARIOUS LOCATIONS  
 ST. CLAIR  
 CITY OF BELLEVILLE  
 14-00000-05-GM

Pay Items	Units	Quantity	Engineer's Est.		Road Safe	
			UP	Total	UP	Total
TRAFFIC CONTROL COMPLETE	LSUM	1.00	\$2,500.00	\$2,500.00	\$8,000.00	\$8,000.00
THERMOPLASTIC PAVT MARK - L&S	SQFT	247.20	\$5.25	\$1,297.80	\$11.00	\$2,719.20
THPL PAVT MARK - LINE 4"	FOOT	734.00	\$1.50	\$1,101.00	\$1.55	\$1,137.70
THPL PAVT MARK - LINE 6"	FOOT	704.00	\$2.50	\$1,760.00	\$1.75	\$1,232.00
THPL PAVT MARK - LINE 12"	FOOT	397.00	\$5.00	\$1,985.00	5	\$1,985.00
THERMOPLASTIC PAVT MARK - L&S	SQFT	488.80	\$15.00	\$7,332.00	14.5	\$7,087.60
EPOXY PAVT MARK - LINE 4"	FOOT	6356.00	\$2.50	\$15,890.00	1.4	\$8,898.40
EPOXY PAVT MARK - LINE 6"	FOOT	910.00	\$2.50	\$2,275.00	1.75	\$1,592.50
EPOXY PAVT MARK - LINE 12"	FOOT	508.00	\$5.00	\$2,540.00	3.5	\$1,778.00
EPOXY PAVT MARK - LINE 18"	FOOT	1440.00	\$12.00	\$17,280.00	9.8	\$14,112.00
EPOXY PAVT MARK - LINE 24"	FOOT	45.00	\$20.00	\$900.00	17	\$765.00
				\$0.00		\$0.00
				\$0.00		\$0.00
				\$0.00		\$0.00
				\$0.00		\$0.00
				\$0.00		\$0.00

TOTAL: \$54,860.80 \$49,307.40

Low Bid= \$49,307.40  
 Low Bidder= Road Safe

# Memorandum

**DATE:** JULY 30, 2013

**TO:** Dallas Cook, City Clerk

**FROM:** Jamie Maitret, Director of Finance

**RE:** Agenda

\*\*\*\*\*

**Chairman Silsby on behalf of the Finance Committee is prepared to make the following motions at the City Council meeting on August 5, 2013.**

- **Motion to approve purchase of equipment for televising council meetings from Modern Communications, Inc.**
- **Motion to extend 0.25% Home Rule Sales Tax for 2 years, to sunset December 31, 2015 and then conduct an advisory referendum in November 2014 on the topic to let the public give input.**





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Complete Audio and Video Solutions

# Quote

<b>To:</b>	Rich Peppers	<b>From:</b>	Greg Shufeldt
<b>Company:</b>	City of Belleville	<b>Date:</b>	7/22/2013
<b>Phone:</b>	618.234.1218 x 730	<b>Phone:</b>	636.343.0800
<b>Email:</b>	rpeppers@belleville.net	<b>Fax:</b>	636.343.0906

**Quote Description:** City Hall Pan/Tilt System Ver 2 Rev 2

Part #:	Description:	Qty.	Price Per Unit:	Ext. Price:
999-2704-000	WallVIEW 70 PTZ	3	\$ 1,325.00	\$ 3,975.00
999-5600-000	ProductionVIEW HD (ProductionView FX was discontinued in May and replaced with HD Unit)	1	\$ 3,550.00	\$ 3,550.00
440-5600-000	Adapter cables for Wallview 70 to work with new ProductionView	5	\$ 40.00	\$ 200.00
998-5000-100	ProductionVIEW Rack Console	1	\$ 470.00	\$ 470.00
999-5500-003	PreVIEW Triple 5.6 LCD Rack Mount Monitor	1	\$ 1,065.00	\$ 1,065.00
999-5500-002	PreVIEW Dual 6.4 LCD Rack Mount Monitor	1	\$ 1,140.00	\$ 1,140.00
DN-200	HDD Recorder with 320gb drive	1	\$ 1,072.00	\$ 1,072.00
LG Monitor	LG Monitor to monitor recording	1	\$ 375.00	\$ 375.00
	Labor, Install, Testing, Training			\$ 3,200.00
	Cables, Wire Molding, Misc.	1	\$ 650.00	\$ 650.00
VS-11	D1 Resolution Dual Stream Encoder / Decoder with Duplex Audio and PoE	2	\$ 345.00	\$ 690.00

Subtotal:	\$ 16,387.00
Freight:	\$ 250.00
Sales Tax:	\$ -
<b>Total:</b>	<b>\$ 16,637.00</b>

### Terms & Conditions:

Quotation valid for 30 days. Terms are Net 30 with approved credit application. For orders exceeding twenty thousand dollars the following terms apply: 40% to process and order equipment, 40% upon delivery, and the remaining 20% due Net 30. Mastercard, Visa, Debit, Cash, and Check accepted. Restocking fees may apply to all returned or cancelled orders. All applicable taxes, freight, and delivery charges are the responsibility of the purchaser, unless otherwise noted, and will be added to the final invoice. Please call with any questions or concerns before order is placed.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
 Printed Name: \_\_\_\_\_ Date: \_\_\_\_\_

**Modern Communications, Inc.**  
 1231 Horan Drive, Fenton, MO. 63026 / P: 636-343-0800 / F: 636-343-0906  
 www.modcomm.com



To whom it may concern:

I am writing a request for permission to have Abend Street blocked off with no parking on the 200 - 300 block. The intended date would be September Twenty-first, 2013 from 12:00am – 6:00pm. The proposed purpose would be to use the street for wedding photos for an Abend Street resident. If consent from Abend Street residence on the said block is necessary I am more than willing to retrieve it.

Thank you for your consideration,

Nichole Platzkoester  
302 Abend Street (Belleville, IL)  
618-806-4176





*100% and then some...*

## Optimist Club of Belleville

P.O. Box 636

Belleville, IL 62222-0636

Date: July 16, 2013

To: Dallas Cook, City Clerk Belleville, IL

C/o: Jennifer Conklin

From: Doug Dahm, Optimist Secretary and Charles Mayhew, Committee Co-chair

Subject: Proposed Optimist Club of Belleville "Bike Belleville" Event

The Optimist Club of Belleville will for the fourth year sponsor "Bike Belleville," a free family bicycling event designed to promote physical fitness, healthy living, and the beautiful Belleville bike trails.

The club proposes to hold the event on Sunday, October 20, 2013, from 1 pm to 4 pm, using the Richland Creek Greenway Trail, with a maximum of 300 participants expected (no pre-registration and no charge to bike). Children would be allowed to ride only if accompanied by an adult. Fitness stations and sponsor tents would be placed along the way, with street crossings manned by Optimist volunteers with signs and yellow safety vests (no street closures, police presence, or other assistance from the city is requested or necessary). The club plans to enlist the help of Belleville Parks and Recreation for some tables and trash containers. The club is also enlisting other sponsors and contributors. We would hope the city could publicize the event in its publications too.

Judy Belleville (234-7862H, [judith.belleville@att.net](mailto:judith.belleville@att.net)) and Belleville Optimist Club Past-president Charles Mayhew (806-5145, [charles.mayhew@sbcglobal.net](mailto:charles.mayhew@sbcglobal.net)) serve as Optimist committee co-chairs for this event. You can contact Judy, Charles, or me (235-0498H, 531-3376C) by phone or by email if you need more information or, we hope, to give the go-ahead to the club's proposed event. We appreciate the help of the City Clerk's office in getting this event approved the last three years and for your consideration again this year.



Affiliated with  
Optimist International



**VINTAGE SUPPORT GROUP, INC.**  
**900 ROYAL HEIGHTS ROAD • BELLEVILLE, IL 62226**  
**(618) 277-4100 FAX (618) 277-4355**

7/29/13

Vintage Support Group  
900 Royal Heights Road  
Belleville Il, 62226

Dear Mrs. *Cook*

We are requesting approval for our non- for- profit organization that provides services to individuals with developmental disabilities, epilepsy, head injuries, and or physical disabilities. We currently have an on- going fundraiser of a drive thru coffee stand at our current developmental site and would like to include some resale items every Friday. These resale items will help generate funds to keep programming alive as well as provide meaningful work for individuals with disabilities. We currently have a business license, our sanitation license, as well as the county health department comes in on a regular basis for inspection. Please feel free to call me if you have any questions or concerns. Thanks in advance for supporting our agency. 618-277-4100 ext 213.

Thank you,

  
Elizabeth Sahuri, RN



# LINDENWOOD

LINDENWOOD UNIVERSITY BELLEVILLE, ILLINOIS

JULIE SYDOW  
Alumni Relations &  
Special Events Coordinator  
jsydow@lindenwood.edu

2600 West Main Street  
Belleville, IL 62226  
618 239-6033 Office  
618 277-6001 Fax  
<http://belleville.lindenwood.edu>

# ENWOOD

UNIVERSITY BELLEVILLE, ILLINOIS

Julie Sydow  
Lindenwood University- Belleville  
Alumni Relations and Special Events Coordinator  
2600 West Main St.  
Belleville, IL 62226  
July 16, 2013

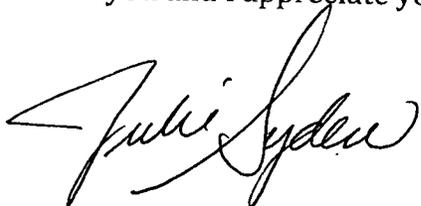
Dallas B. Cook, City Clerk  
101 South Illinois St.  
Belleville, IL 62220-2199  
(618) 233-6810 x1227

Dear Mr. Cook,

I am writing on the behalf of Lindenwood University- Belleville to request to hold our 2nd Annual Car and Truck Show on the day of Sunday, October 13, 2013 starting at 9:00 a.m. to 3:00 p.m.. The car and truck show will take place on Lindenwood University-Belleville campus. Any assistance deemed necessary by the Belleville Police Department and barricades to be requested by the Belleville Street Department will be determined closer to the event. Lindenwood University is aware of any charges that may come about from the assistance of the Belleville Police Department and the Belleville Street Department.

Feel free to contact me at your convenience to let me know.

Thank you and I appreciate your time,



Julie Sydow  
Lindenwood University- Belleville  
Alumni Relations and Special Events Coordinator



**Resolution No. 3142**

A Resolution of Support for the City of Belleville 2013 Illinois Transportation Enhancement Program (ITEP) funding application for the West Belleville Bike Trail Phase III project.

WHEREAS, the City of Belleville is applying to the Illinois Department of Transportation (IDOT) for Illinois Transportation Enhancement Program funds; and,

WHEREAS, it is necessary that an application be made and agreements entered into with IDOT.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That the City of Belleville apply for a grant under the terms and conditions of IDOT and shall enter into and agree to the understandings and assurances in said applications:
2. That the chief municipal officials on behalf of the city execute such documents and all other documents necessary for the carrying out of said application; and,
3. That the chief municipal officials are authorized to provide such additional information as may be required to accomplish the obtaining of such grant.

	<u>AYE</u>	<u>NAY</u>
Michael Heisler	_____	_____
Ken Kinsella	_____	_____
Melinda Hult	_____	_____
Janet Schmidt	_____	_____
Arnold "Gabby" Rujawitz	_____	_____
Kent Randle	_____	_____
Johnnie Anthony	_____	_____
Jim Davidson	_____	_____
Joseph W. Hayden	_____	_____
Phil Silsby	_____	_____
Paul Seibert	_____	_____
Bob White	_____	_____
Lillian Schneider	_____	_____
Trent Galetti	_____	_____
Joe Orlet	_____	_____
James Musgrove	_____	_____

Presented, passed, approved and recorded this 5<sup>th</sup> day of August, 2013.

Approved:

\_\_\_\_\_  
Mark W. Eckert, Mayor

[SEAL]

ATTEST:

\_\_\_\_\_  
City Clerk



**Resolution No. 3143**

A Resolution of Support for the City of Belleville 2013 Illinois Transportation Enhancement Program (ITEP) funding application for the West Belleville Bike Trail Phase IV project.

WHEREAS, the City of Belleville is applying to the Illinois Department of Transportation (IDOT) for Illinois Transportation Enhancement Program funds; and,

WHEREAS, it is necessary that an application be made and agreements entered into with IDOT.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That the City of Belleville apply for a grant under the terms and conditions of IDOT and shall enter into and agree to the understandings and assurances in said applications:
2. That the chief municipal officials on behalf of the city execute such documents and all other documents necessary for the carrying out of said application; and,
3. That the chief municipal officials are authorized to provide such additional information as may be required to accomplish the obtaining of such grant.

	<u>AYE</u>	<u>NAY</u>
Michael Heisler	_____	_____
Ken Kinsella	_____	_____
Melinda Hult	_____	_____
Janet Schmidt	_____	_____
Arnold "Gabby" Rujawitz	_____	_____
Kent Randle	_____	_____
Johnnie Anthony	_____	_____
Jim Davidson	_____	_____
Joseph W. Hayden	_____	_____
Phil Silsby	_____	_____
Paul Seibert	_____	_____
Bob White	_____	_____
Lillian Schneider	_____	_____
Trent Galetti	_____	_____
Joe Orlet	_____	_____
James Musgrove	_____	_____

Presented, passed, approved and recorded this 5<sup>th</sup> day of August, 2013.

Approved:

\_\_\_\_\_  
Mark W. Eckert, Mayor

[SEAL]

ATTEST:

\_\_\_\_\_  
City Clerk



**ORDINANCE NO. 7700**

**A ZONING ORDINANCE IN RE CASE #34JUN13**

**Marie Werner**

THE CITY OF BELLEVILLE, ST. CLAIR COUNTY, ILLINOIS (THE "CITY"), IS A DULY ORGANIZED AND EXISTING MUNICIPALITY CREATED UNDER THE PROVISIONS OF THE LAWS OF THE STATE OF ILLINOIS.

THE CITY OF BELLEVILLE IS NOW OPERATING UNDER THE PROVISIONS OF THE ILLINOIS MUNICIPAL CODE, AS SUPPLEMENTED AND AMENDED AND AS A HOME RULE MUNICIPALITY PURSUANT TO ARTICLE VII OF THE ILLINOIS CONSTITUTION OF 1970; AND IN THE EXERCISE OF ITS HOME RULE POWERS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BELLEVILLE, ILLINOIS:

**Whereas**, an application has been filed requesting a Use Variance in order to operate an in-home daycare at 300 S. Church Street for one year, then convert it for use as only a daycare facility. The property is located in an A-1 Single Family Zoning District. (Applicable portion of zoning code: 60-6-4).

**Whereas**, a public hearing has been held before the City's Zoning Board of Appeals which has issued its advisory report.

**NOW, THEREFORE**, be it ordained by the City Council of the City of Belleville, Illinois as follows:

**Section 1.** That the application requesting a Use Variance in order to operate an in-home daycare at 300 S. Church Street for one year, then convert it for use as only a daycare facility, wherein the property is located in an A-1 Single Family Zoning District, is hereby granted. (Applicable portion of zoning code: 60-6-4).

**Section 2.** That conflicting ordinances or pertinent portions thereof in force at the time of this ordinance takes effect are hereby repealed.

**Section 3.** This ordinance shall be in full force and effect from and after its passage, approval and publication, all as provided by law.

**PASSED** by the City Council of the City of Belleville, Illinois, on this \_\_\_\_\_ day of \_\_\_\_\_, 2013 on the following roll call vote:

	<u>AYE</u>	<u>NAY</u>
Michael Heisler	_____	_____
Ken Kinsella	_____	_____
Janet Schmidt	_____	_____
Melinda Hult	_____	_____
Kent Randle	_____	_____
Arnold "Gabby" Rujawitz	_____	_____
Johnnie Anthony	_____	_____
James J. Davidson	_____	_____
Joseph W. Hayden	_____	_____
Phillip Silsby	_____	_____
Paul Seibert	_____	_____
Bob White	_____	_____
Lillian Schneider	_____	_____
Trent Galetti	_____	_____
Joe Orlet	_____	_____
James Musgrove	_____	_____

APPROVED by the Mayor of the City of Belleville, Illinois this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

**ORDINANCE NO. 7701**

**A ZONING ORDINANCE IN RE CASE #35JUN13**  
**Hoyleton Ministries**

THE CITY OF BELLEVILLE, ST. CLAIR COUNTY, ILLINOIS (THE "CITY"), IS A DULY ORGANIZED AND EXISTING MUNICIPALITY CREATED UNDER THE PROVISIONS OF THE LAWS OF THE STATE OF ILLINOIS.

THE CITY OF BELLEVILLE IS NOW OPERATING UNDER THE PROVISIONS OF THE ILLINOIS MUNICIPAL CODE, AS SUPPLEMENTED AND AMENDED AND AS A HOME RULE MUNICIPALITY PURSUANT TO ARTICLE VII OF THE ILLINOIS CONSTITUTION OF 1970; AND IN THE EXERCISE OF ITS HOME RULE POWERS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BELLEVILLE, ILLINOIS:

**Whereas**, an application has been filed requesting a Use Variance in order to operate a Large Community Residence at 300 N. Church St. located in an A-1 Single Family Zoning District. (Applicable portion of the zoning code: 60-6-4).

**Whereas**, a public hearing has been held before the City's Zoning Board of Appeals which has issued its advisory report.

**NOW, THEREFORE**, be it ordained by the City Council of the City of Belleville, Illinois as follows:

**Section 1.** That the application requesting a Use Variance in order to operate a Large Community Residence at 300 N. Church St. located in an A-1 Single Family Zoning District is hereby granted with the following stipulation:(Applicable portion of zoning code: 60-6-4).

1. If the purpose of the organization changes, the applicant will need to seek re-approval.

**Section 2.** That conflicting ordinances or pertinent portions thereof in force at the time of this ordinance takes effect are hereby repealed.

**Section 3.** This ordinance shall be in full force and effect from and after its passage, approval and publication, all as provided by law.

**PASSED** by the City Council of the City of Belleville, Illinois, on this \_\_\_\_\_ day of \_\_\_\_\_, 2013 on the following roll call vote:

	<u>AYE</u>	<u>NAY</u>
Michael Heisler	_____	_____
Ken Kinsella	_____	_____
Janet Schmidt	_____	_____
Melinda Hult	_____	_____
Kent Randle	_____	_____
Arnold "Gabby" Rujawitz	_____	_____
Johnnie Anthony	_____	_____
James J. Davidson	_____	_____
Joseph W. Hayden	_____	_____
Phillip Silsby	_____	_____
Paul Seibert	_____	_____
Bob White	_____	_____
Lillian Schneider	_____	_____
Trent Galetti	_____	_____
Joe Orlet	_____	_____
James Musgrove	_____	_____

APPROVED by the Mayor of the City of Belleville, Illinois this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

**ORDINANCE NO. 7702**

**A ZONING ORDINANCE IN RE CASE #38JUL13**

**Victor M. Cupido**

THE CITY OF BELLEVILLE, ST. CLAIR COUNTY, ILLINOIS (THE "CITY"), IS A DULY ORGANIZED AND EXISTING MUNICIPALITY CREATED UNDER THE PROVISIONS OF THE LAWS OF THE STATE OF ILLINOIS.

THE CITY OF BELLEVILLE IS NOW OPERATING UNDER THE PROVISIONS OF THE ILLINOIS MUNICIPAL CODE, AS SUPPLEMENTED AND AMENDED AND AS A HOME RULE MUNICIPALITY PURSUANT TO ARTICLE VII OF THE ILLINOIS CONSTITUTION OF 1970; AND IN THE EXERCISE OF ITS HOME RULE POWERS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BELLEVILLE, ILLINOIS:

**Whereas**, an application has been filed requesting a Special Use permit for a liquor license at 100 N. High St. located in a C-2 Heavy Commercial District. (Applicable portion of zoning code: 60-6-50).

**Whereas**, a public hearing has been held before the City's Zoning Board of Appeals which has issued its advisory report.

**NOW, THEREFORE**, be it ordained by the City Council of the City of Belleville, Illinois as follows:

**Section 1.** That the application requesting a Special Use permit for a liquor license at 100 N. High St. located in a C-2 Heavy Commercial District is hereby granted with the following stipulation: (Applicable portion of zoning code: 60-6-50)

1. In the name of the applicant only.

**Section 2.** That conflicting ordinances or pertinent portions thereof in force at the time of this ordinance takes effect are hereby repealed.

**Section 3.** This ordinance shall be in full force and effect from and after its passage, approval and publication, all as provided by law.

**PASSED** by the City Council of the City of Belleville, Illinois, on this \_\_\_\_\_ day of \_\_\_\_\_, 2013 on the following roll call vote:

	<u>AYE</u>	<u>NAY</u>
Michael Heisler	_____	_____
Ken Kinsella	_____	_____
Janet Schmidt	_____	_____
Melinda Hult	_____	_____
Kent Randle	_____	_____
Arnold "Gabby" Rujawitz	_____	_____
Johnnie Anthony	_____	_____
James J. Davidson	_____	_____
Joseph W. Hayden	_____	_____
Phillip Silsby	_____	_____
Paul Seibert	_____	_____
Bob White	_____	_____
Lillian Schneider	_____	_____
Trent Galetti	_____	_____
Joe Orlet	_____	_____
James Musgrove	_____	_____

APPROVED by the Mayor of the City of Belleville, Illinois this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

**ORDINANCE NO. 7703**

**A ZONING ORDINANCE IN RE CASE #39JULY13**

**James L. Hawthorne**

THE CITY OF BELLEVILLE, ST. CLAIR COUNTY, ILLINOIS (THE "CITY"), IS A DULY ORGANIZED AND EXISTING MUNICIPALITY CREATED UNDER THE PROVISIONS OF THE LAWS OF THE STATE OF ILLINOIS.

THE CITY OF BELLEVILLE IS NOW OPERATING UNDER THE PROVISIONS OF THE ILLINOIS MUNICIPAL CODE, AS SUPPLEMENTED AND AMENDED AND AS A HOME RULE MUNICIPALITY PURSUANT TO ARTICLE VII OF THE ILLINOIS CONSTITUTION OF 1970; AND IN THE EXERCISE OF ITS HOME RULE POWERS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BELLEVILLE, ILLINOIS:

**Whereas**, an application has been filed requesting a Special Use permit in order to operate a used car dealership at 10400 W. Main St. located in a C-2 Heavy Commercial Zoning District. (Applicable portion of zoning code: 60-6-50).

**Whereas**, a public hearing has been held before the City's Zoning Board of Appeals which has issued its advisory report.

**NOW, THEREFORE**, be it ordained by the City Council of the City of Belleville, Illinois as follows:

**Section 1.** That the application requesting a Special Use permit in order to operate a used car dealership at 10400 W. Main St. located in a C-2 Heavy Commercial Zoning District is hereby granted with the following stipulation: (Applicable portion of zoning code: 60-6-50)

1. In the name of the applicant only.

**Section 2.** That conflicting ordinances or pertinent portions thereof in force at the time of this ordinance takes effect are hereby repealed.

**Section 3.** This ordinance shall be in full force and effect from and after its passage, approval and publication, all as provided by law.

**PASSED** by the City Council of the City of Belleville, Illinois, on this \_\_\_\_\_ day of \_\_\_\_\_, 2013 on the following roll call vote:

	<u>AYE</u>	<u>NAY</u>
Michael Heisler	_____	_____
Ken Kinsella	_____	_____
Janet Schmidt	_____	_____
Melinda Hult	_____	_____
Kent Randle	_____	_____
Arnold "Gabby" Rujawitz	_____	_____
Johnnie Anthony	_____	_____
James J. Davidson	_____	_____
Joseph W. Hayden	_____	_____
Phillip Silsby	_____	_____
Paul Seibert	_____	_____
Bob White	_____	_____
Lillian Schneider	_____	_____
Trent Galetti	_____	_____
Joe Orlet	_____	_____
James Musgrove	_____	_____

APPROVED by the Mayor of the City of Belleville, Illinois this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK