

**MINUTES OF REGULAR COUNCIL MEETING
CITY OF SANDWICH, ILLINOIS – COUNCIL CHAMBERS
128 E. Railroad Street
September 14, 2009**

Mayor Thomas called the meeting to order at 7:00 PM.

Pledge of Allegiance

Roll call was taken:

Present: Mayor Thomas, Aldermen Beverley, Dannewitz, Hyatt, Killey, Keene, McMahon, Moran & Robinson

Approval of Minutes: Motion was made by Alderman Keene and seconded by Alderman Beverley to approve the minutes of the Regular Council Meeting of August 24, 2009, as distributed. **Aye:** Aldermen Beverley, Dannewitz, Hyatt, Keene, Killey, McMahon, Moran and Robinson. Motion carried 8-0

High School Fireworks: Mayor Thomas explained that the high school would like to have a fireworks display at all of their home games this season, and to have the permit fee waived. The remaining game dates are September 25th, and October 9th & 23rd. It was noted that if the football team makes the playoffs, school officials will come before the Council to again request a fireworks display.

Alderman Beverley made a motion to allow the high school to have a fireworks display at the home games for 2009, excluding any playoff games, and to waive permit costs. Alderman Robinson seconded. Aye: Aldermen Beverley, Dannewitz, Hyatt, Keene, Killey, McMahon, Moran and Robinson. Motion carried 8:0

Sesquicentennial Celebration: At the last meeting, Boots Hoffmann and Becky Clemons presented the Council members with a map of requested street closures for the Sesquicentennial, and also asked that the any vendor fees be waived.

Alderman Robinson made a motion to accept the street closures as presented on September 8th, and to waive any vendor fees. Alderman Beverley seconded. Aye: Aldermen Beverley, Dannewitz, Hyatt, Keene, Killey, McMahon, Moran and Robinson. Motion carried 8:0

Old Tyme Inn: Mayor Thomas said that Old Tyme Inn will be sponsoring a beer garden during the Sesquicentennial but would also like their business to remain open. Old Tyme Inn is also requesting to have the liquor license fee waived.

Alderman Robinson made a motion to waive the liquor license fee and vendor fees for Old Tyme Inn to sponsor a beer garden during the Sesquicentennial celebration. Alderman Keene seconded. Aye: Aldermen Beverley, Hyatt, Keene, Killey, McMahon, Moran and Robison. **Nay:** Alderman Dannewitz. Motion carried 7:1

Fire Station #2 / Roof: Fire Station #2 located on Center Street is in need of a new roof. The Fire Department will cover all costs in replacing the roof with a metal roof rather than a shingled roof.

Alderman Hyatt made a motion to replace the present roof at Fire Station #2 with a metal roof, at the expense of the Sandwich Fire Department. Alderman Beverley seconded. Aye: Aldermen Beverley, Dannewitz, Hyatt, Keene, Killey, McMahon, Moran and Robinson. Motion carried 8:0

Chief Olson Payout: As Chief Olson's supervisor, Mayor Thomas asked for a motion to approve 150 hours vacation payout to Chief Olson.

Alderman Beverley made a motion to approve 150 hours vacation payout to Chief Olson. Alderman Killey seconded. Aye: Alderman Beverley, Dannewitz, Hyatt, Keene, Killey, McMahon, Moran and Robinson. Motion carried: 8:0

Mayor Thomas reported that Leo Sondgeroth had approached him regarding street closures for the Taste of Sandwich to be held on Wednesday, September 23rd. A cruise night is planned between the hours of 5-8 PM. Council felt that the matter could be discussed and a special vote held at the Council-as-a-Whole Committee Meeting on September 21st.

Ordinance 2009-11: Attorney Paul presented Ordinance 20091-11 entitled "Ordinance amending (b) of Section 167 of Chapter 74 of the Municipal Code of Sandwich, Illinois, by adding to the prohibited parking on school days, a portion of Pleasant Avenue" (1st reading). Mayor Thomas encouraged the aldermen to inspect the proposed portion of Pleasant to be closed during school hours. The ordinance calls for 500 feet but several Council members felt the footage should be amended to read 1000 feet. This discussion will continue at next week's meeting.

City Clerk: City Clerk Li requested a motion approving 40 hours vacation payout to Lisa Mangers. Mangers is also requesting 4 hours carryover. Council approved the 4 hours carryover without a vote needed.

Alderman Robinson made a motion to approve 40 hours vacation payout to Lisa Mangers. Alderman Dannewitz seconded. Aye: Aldermen Beverley, Dannewitz, Hyatt, Keene, Killey, McMahon, Moran and Robinson. Motion carried 8:0

City Engineer Horak reported that the next meeting of the Zoning Board of Appeals to be held on Tuesday, September 22nd is cancelled.

Avery Subdivision: City Engineer Horak requested a reduction in the Letter of Credit for Avery Subdivision, also known as the Water Park. He is requesting a motion to lower the Letter of Credit to \$220,416.24 for completion of the parking lot, paving, curb and sidewalk.

Alderman McMahon made a motion to reduce the amount of the Letter of Credit for Avery Subdivision to \$220,416.24. Alderman Robinson seconded. Aye: Aldermen Beverley, Dannewitz, Hyatt, Keene, Killey, McMahon, Moran and Robinson. Motion carried 8:0

Chief Olson requested a motion to payout 60 $\frac{3}{4}$ hours to Pennie Van Pelt. She is also requesting 40 hours rollover. Council approved the 40 hours rollover without need of a motion.

Alderman Robinson made a motion to approve 60 $\frac{3}{4}$ vacation hours payout to Pennie Van Pelt. Alderman Hyatt seconded. Aye: Aldermen Beverley, Dannewitz, Hyatt, Keene, Killey, McMahon, Moran and Robinson. Motion carried 8:0

Alderman Beverley reminded everyone of the upcoming workshop on Saturday, September 19th covering such topics as new approaches for stormwater management and green infrastructure. This workshop is being hosted by the DeKalb County Regional Planning Commission. Alderman Beverley said he will be attending, and suggested that the invitation be extended to the Sandwich Plan Commission. City Clerk Li indicated she had provided brochure copies to all department heads.

Alderman Dannewitz reminded everyone that the purchase orders are due by noon on Thursday, September 17th. Dannewitz also explained that the City Clerk had noted two (2) incorrect motions from the July 13th meeting that he would like to correct.

Alderman Dannewitz made a motion to correct his motion from July 13th and to pay Sandwich Freedom Days the corrected amount of \$3,000.00, as outlined as line item 01.510.4612 on the annual budget. Motion was seconded by Alderman Keene. Aye: Alderman Beverley, Dannewitz, Hyatt, Keene, Killey, McMahon, Moran and Robinson. Motion carried 8-0

Alderman Dannewitz made a motion to correct his motion from July 13th and to pay the Sandwich Chamber of Commerce the correct amount of \$500.00, as outlined as line item 01.510.4607 on the annual budget. Motion was seconded by Alderman Hyatt. Aye: Alderman Beverley, Dannewitz, Hyatt, Keene, Killey, McMahon, Moran and Robinson. Motion carried 8-0

Alderman Hyatt will be in charge of coordinating hot dogs for the Taste of Sandwich. He requested volunteer help from the Council. Mayor Thomas reminded the Council that there is a line item in the budget for the Taste of Sandwich.

Alderman Keene requested Executive Session for personnel. Mayor Thomas added that he was requesting Executive Session for litigation and land acquisition.

Alderman McMahon asked if anyone had heard about video gambling. Attorney Paul explained there is a new statute that allows local government to option out, and that DeKalb County has not yet voted on legalizing video gambling. McMahon suggested this be discussed in the future.

Alderman Moran explained that he had been absent at the August 24th meeting and that a motion was made on his behalf regarding the employment of Ryan Beverley that should be amended to include additional information. Mayor Thomas noted that Ryan Beverley had not yet started employment because there was no start date or salary noted in the original motion. He added that the soonest Ryan Beverley could start work would be the following day, September 15th.

Alderman Moran made a motion to amend the motion of August 24th regarding the employment of Ryan Beverley to include the language that he will start employment on September 9, 2009 and will be paid \$12.00 per hour. Alderman Robinson seconded the motion. Aye: Alderman Beverley, Dannewitz, Hyatt, Keene, Killey, McMahon, Moran and Robinson. Motion carried 8:0

Executive Session: Motion made by Alderman Keene and seconded by Alderman Beverley to go into executive session at 7:35 PM, pursuant to Section 2(c)(5) Purchase or lease of real property for the use of the public body; Section 2(c)(11) Litigation, when an action against, affecting or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that an action is probable or imminent; Section(c)(1), The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body, including hearing testimony on a complaint

lodged against an employee to determine its validity. Aye: Alderman Beverley, Dannewitz, Hyatt, Keene, Killey, McMahon, Moran, and Robinson. Nay: 0 Motion carried 8-0

Motion to return from Executive Session: Motion made by Alderman Beverley and seconded by Alderman Hyatt to return to the Regular meeting at 8:25 PM. Aye: Alderman Beverley, Dannewitz, Hyatt, Keene, Killey, McMahon, Moran, and Robinson. Motion carried 8-0

There being no further business to come before the Council, motion made by Alderman Robinson and seconded by Alderman Hyatt to adjourn the regular Council meeting at 8:30 PM. Aye: Alderman Beverley, Dannewitz, Hyatt, Keene, Killey, McMahon, Moran and Robinson. Motion carried 8-0

/di/

Denise li, City Clerk