

**CITY OF CHILLICOTHE  
COUNCIL CHAMBERS  
MINUTES OF A REGULAR MEETING  
JANUARY 14, 2013**

The City Council of the City of Chillicothe, Peoria County, Illinois, met in Regular Session January 14, 2013. Mayor Troy A. Childers, Sr., called the meeting to order at 7:00 P.M.

The Pledge of Allegiance, to the Flag of the United States of America, was recited.

Chairman Childers announced that City Clerk Sharon A. Crabel was absent from this meeting because of ill health.

Motion Alderman Levell, second Alderman Colwell, that in the absence of the City Clerk, Alderman Boyer be appointed to Acting Clerk. Motion carried via voce vote.

Chairman Childers directed the Acting Clerk to call Roll.

**Present:** Mayor Troy A. Childers, Sr.  
City Treasurer B.L. Bredeman

**Aldermen:** Chris Boyer, Danny Colwell,  
Dennis Gould, Michael Hughes,  
Sandi Levell, Gary Sharp,  
Melvin Witte

**Also Present:** City Attorney Michael Seghetti  
City Engineer Ken Coulter  
Superintendent of Public Works Josh Cooper  
ED Director Rachael Parker  
Police Chief Scott Mettillie  
Fire Chief John Myers

**Absent:** Alderman Alex Block

Chairman declared a Quorum present.

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The Minutes of the Regular Council Meeting, held on December 10, 2012, and the Minutes of the December 10, 2012, Public Hearing were presented.

Motion Alderman Witte, second Alderman Colwell, that the Council dispense with the reading of the Minutes of the December 10, 2012, Council Meeting, and the Minutes of the December 10, 2012, Public Hearing, and to approve the Minutes, as presented. Motion carried via voce vote.

Acting Clerk Boyer presented the City Collector's Report and the City Treasurer's Report, both for the month ending December 31, 2012.

Acting Clerk Boyer presented the Zoning Officer's Building Permit Report, for the Fourth Quarter of 2012, and the Zoning Officer's Annual Building Permit Report for 2012.

Acting Clerk Boyer presented the City Engineer's Report dated January 14, 2013.

Acting Clerk Boyer presented a Memo, from Alderman Sharp, informing the Council that he would be out of Town from February 8, 2013, until March 9, 2013.

Acting Clerk Boyer presented a letter from John Dawson, Supervisor of Medina Township, that read as follows:

Dear Mayor Childers:

The Medina Township Board recognizing that Rescue 33 has provided a valuable emergency response service to an area of Medina Township for many years voted to request that service be continued.

This letter is to advise you and the City of Chillicothe City Council that the Medina Township Board at a duly constituted meeting on January 9, 2013, voted unanimously to request that Rescue 33 provide Ambulance service to Medina Township.

Acting Clerk Boyer presented a letter from John M. Myers, Fire Chief, in reference to information concerning Pre-Hospital Emergency Care (Ambulance Service).

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Motion Alderman Gould, second Alderman Colwell, that the communications, as presented by the Acting Clerk, be accepted and placed on file. Motion carried via voce vote.

Alderman Gould stated that he received a phone call from a citizen in his Ward, in regards to being in favor of keeping Rescue 33 as the City's preferred Ambulance Service, since the citizen had a recent Ambulance Service call that cost him \$1,300.00.

Alderman Witte stated that he received a phone call from a citizen in regards to trailers being allowed to park on City streets and blocking the view of people exiting the alley.

Chairman Childers stated that there is an Ordinance against the above said matter, and that Alderman Witte should speak with Police Chief Mettillie to take the necessary action in regards to a trailer blocking the view of drivers.

The Chairmen of the Council Committees gave brief activity reports.

Motion Alderman Boyer, second Alderman Gould, that the bills, as presented, be paid and the payrolls and transfers be approved. Roll Call vote was:

**Ayes: Boyer, Colwell, Gould, Hughes,  
Levell, Sharp, Witte**

**Nays: None**

**Chairman declared motion carried.**

Michael Heneger, a member of Rescue 33 for the past 36 years, appeared before the Council to request that the Council choose Rescue 33 as the preferred Ambulance Service provider for the City of Chillicothe.

Michael Heneger stated that since Rescue 33's Ambulance Service license was suspended in September 2012, they have reorganized greatly.

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Michael Heneger stated that the EMS Board will not supply anything to the system plan locally, without the support of the City of Chillicothe, for Rescue 33 or AMT.

Michael Heneger gave an overview in regards to Rescue 33's restructure plan.

Michael Heneger stated that better communications are needed between Rescue 33 members and the City Council.

Alderman Sharp questioned Michael Heneger asking if a Tax Referendum would be needed to help support Rescue 33, or AMT, in the future.

Michael Heneger stated that a Tax Referendum is not needed at this time for Rescue 33, but that it would be needed for AMT.

Michael Heneger stated that the reason Rescue 33 did not support the City's Tax Referendum, that was on the ballot at the last election, was because the referendum did not include all of Rescue 33's service areas.

Michael Heneger invited the City Council members to attend a Rescue 33 Public Forum, to be held at Three Sisters Park, on January 17, 2013, at 6:30 P.M.

Chairman Childers thanked Michael Heneger for attending this Council meeting, and that it is a very difficult decision for everyone to make.

Motion Alderman Boyer, second Alderman Gould, that the Council approve an expenditure, of \$1,139.16, payable to John Myers, for the reimbursement of expenses for attending the Chiefs Conference in Clearwater, Florida, 11/7/12-11/12/12. Payable from the Fire Protection Fund. Roll Call vote was:

**Ayes: Boyer, Colwell, Gould, Hughes,  
Levell, Sharp, Witte**

**Nays: None**

**Chairman declared motion carried.**

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Alderman Boyer announced that, in regards to his Agenda Item – Project-Gazebo at Cutright Park, the EDC Committee has recommended that a 24 foot by 30 foot Gazebo be constructed at Cutright Park. This is a Priority 1 Project, that was included in the Riverfront Development Project last Fall. The City Engineer has prepared the bid specifications for said Gazebo and has advertised for Bids. The Bid letting will be held on Thursday, January 17, 2013, at 11:00 A.M., in the City Hall Council Chambers. The concrete floor for the Gazebo will be bid separately.

Motion Alderman Boyer, second Alderman Gould, that the Council approve a partial payment of \$66,763.90, payable to ShoreMaster, Inc., for the fabrication and delivery of the boat docks. Payable from the TIF Central Business District Fund. Roll Call vote was:

**Ayes: Boyer, Colwell, Gould, Hughes,  
Levell, Sharp, Witte**

**Nays: None**

**Chairman declared motion carried.**

Motion Alderman Boyer, second Alderman Colwell, that the Council approve a partial payment of \$111,600.00, payable to Midwest Foundation, for 90% of the piling work completed for the boat docks at Eagle Landing. Payable from the TIF Central Business District Fund. Roll Call vote was:

**Ayes: Boyer, Colwell, Gould, Hughes,  
Levell, Sharp, Witte**

**Nays: None**

**Chairman declared motion carried.**

Motion Alderman Boyer, second Alderman Colwell, that the Council approve the change order, between the City of Chillicothe and ShoreMaster, Inc., increasing the Elm Street Boat Dock improvement contract by \$1,000.00, for wage cost relating

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to prevailing wage payment, and to authorize the Mayor to execute said order.  
Roll Call vote was:

**Ayes:** **Boyer, Colwell, Gould, Hughes,  
Levell, Sharp, Witte**

**Nays:** **None**

**Chairman declared motion carried.**

Motion Alderman Boyer, second Alderman Gould, that the Council approve the change order, between the City of Chillicothe and Midwest Foundation, increasing the Elm Street Boat Dock Piling contract by \$4,000.00, for additional piling to allow intermediate dock to float and to authorize the Mayor to execute said order.  
Roll Call vote was:

**Ayes:** **Boyer, Colwell, Gould, Hughes,  
Level, Sharp, Witte**

**Nays:** **None**

**Chairman declared motion carried.**

Motion Alderman Colwell, second Alderman Levell, that the Council approve the Notice for Special Event Held on Public Property, as submitted by Rhonda Tank, for the use of the City Park, Cutright Park, and the 900, 1000 and 1100 blocks of Second Street, City parking lot, and 200 and 300 blocks of Chestnut St., closing of 223 Cedar Street to Second Street, and the use of the City owned property at the corner of Cedar and Second, from June 2<sup>nd</sup> through June 9<sup>th</sup>, 2013, for the 47<sup>th</sup> Annual Claud-Elen Days Event. Motion carried via voce vote.

Motion Alderman Gould, second Alderman Witte, that the Council approve the priority one sewer department project new equipment Vac/jet truck, as a project and approve an expenditure of \$94,500.00 for the purchase of a 1998 Vactor Manufacturing Vactor Jet Rodder Combination Unit, and \$9,000.00 for the

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purchase of a 1997 Sewer Equipment of American easement machine, payable to Coe Equipment, Rochester, IL. Payable from the Water/Sewer Depreciation Fund. Roll Call vote was:

**Ayes:** **Boyer, Colwell, Gould, Hughes,  
Levell, Sharp, Witte**

**Nays:** **None**

**Chairman declared motion carried.**

Motion Alderman Gould, second Alderman Witte, that the Council approve an advance expenditure, in an amount not to exceed \$500.00, for Superintendent of Public Works Josh Cooper to attend the 31<sup>st</sup> Annual Technical Conference, to be held in Effingham, IL, on February 19-21, 2013. Roll Call vote was:

**Ayes:** **Boyer, Colwell, Gould, Hughes,  
Levell, Sharp, Witte**

**Nays:** **None**

**Chairman declared motion carried.**

Motion Alderman Gould, second Alderman Colwell, that the Council approve an expenditure of \$7,341.00, payable to Hawkins Water Treatment Group, for the purchase of materials and equipment necessary to bring the Chestnut Pump House online and operational. Payable from the Water/Sewer Fund. Roll Call vote was:

**Ayes:** **Boyer, Colwell, Gould, Hughes,  
Levell, Sharp, Witte**

**Nays:** **None**

**Chairman declared motion carried.**

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Motion Alderman Witte, second Alderman Colwell, that the Council approve the First amendment to the Operation and Governance for Municipal Opt-Out Electricity Aggregation, as presented. A copy attached to Minutes. Motion carried via voce vote.

Chairman Childers announced that, there being no further business, the Council Meeting adjourn at 7:30 P.M.

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**Sharon A. Crabel  
City Clerk**



**FIRST AMENDMENT TO PLAN OF OPERATION AND  
GOVERNANCE FOR MUNICIPAL OPT-OUT  
ELECTRICITY AGGREGATION**

THIS First Amendment to Plan of Operation and Governance for Municipal Opt-Out Electricity Aggregation (“Amendment”) amends the Plan of Operation and Governance for Municipal Opt-Out Electricity Aggregation (the “Plan”) adopted by the City of Chillicothe, Illinois (the “City”) on August 27, 2012.

1. The Plan shall be amended as follows:

The following language shall be added to Section 3, Opt-Out Process, Immediately at the end of such Section:

**Additional Opt-Out Process:** After the initial Opt-Out Process is completed, the Government Entity and the Supplier may establish protocols and procedures to hold additional Opt-Out Processes for eligible new residential and small commercial accounts that were not mailed Opt-Out notices in earlier Opt-Out rounds within the term of the ongoing aggregation. Any new accounts shall be able to enroll in the aggregation program under the same terms, conditions, and pricing as accounts that were initially enrolled during the first Opt-Out round. However, newly enrolled accounts will only have the ability to participate in the ongoing aggregation program for the time remaining in the term agreement with the Supplier. Costs (for example for printing and mailing) associated with subsequent Opt-Out rounds will be paid in the same manner as for the initial Opt-Out round.

2. Except as specifically amended herein, the Plan shall continue in full force and effect in accordance with its original terms. Reference to this specific Amendment need not be made in any note, document, letter, certificate, the Plan itself, or any communication issued or made pursuant to or with respect to the Plan, any reference to the Plan being sufficient to refer to the Plan as amended hereby. All terms used herein which are defined in the Plan shall have the same meaning herein as in the Plan. In the event of any conflict between the terms of the Plan and the terms of this Amendment, this Amendment shall control.

