

**CITY OF CHILLICOTHE
COUNCIL CHAMBERS
MINUTES OF A REGULAR MEETING
MARCH 11, 2013**

The City Council of the City of Chillicothe, Peoria County, Illinois, met in Regular Session March 11, 2013. Mayor Troy 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 directed the Clerk to call Roll.

Present: Mayor Troy A. Childers, Sr.
City Clerk Sharon A. Crabel
City Treasurer B.L. Bredeman

Aldermen: Danny Colwell, Patricia Connor,
Dennis Gould, Michael Hughes,
Gary Sharp, Melvin Witte

Also Present: City Attorney Michael Seghetti
City Engineer Ken Coulter
Office Manager Denise Passage
Superintendent of Public Works Josh Cooper
ED Director Rachael Parker
Police Chief Scott Mettillie
Fire Marshall David Price

Absent: Aldermen: Alex Block, Sandi Levell
Fire Chief John Myers

Chairman declared a Quorum present.

The Minutes of the Regular Council Meeting, held on February 25, 2013, were presented.

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Motion Alderman Gould, second Alderman Witte, that the Council dispense with the reading of the Minutes of the February 25, 2013, Council meeting, and approve the Minutes, as presented. Motion carried via voce vote.

Clerk Crabel presented the City Engineer’s Report, dated March 11, 2013.

Clerk Crabel presented the City Collector’s Report, and the City Treasurer’s Report, both for the month ending February 28, 2013.

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

The Chairmen of the Council Committees gave brief activity reports.

Jay Close and Jim Mattox appeared before the Council and requested to speak on the Agenda Item, under Alderman Witte, 3) Ordinance – Amending CB1 – Zoning – Dwelling Units on Ground Floor.

Chairman Childers stated that he would allow Jay Close and Jim Mattox to speak, before the Council, when said Agenda Item was on the table.

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

**Ayes: Colwell, Connor, Gould, Hughes,
Sharp, Witte**

Nays: None

Chairman declared motion carried.

Chairman Childers presented a Mayoral Fair Housing Month Proclamation, proclaiming the month of April, 2013, as “National Fair Housing Month” in the City of Chillicothe.

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Motion Alderman Colwell, second Alderman Gould, that the Council concur with the Mayoral Proclamation proclaiming the month of April as Fair Housing Month in the City of Chillicothe. Motion carried via voce vote.

Motion Alderman Gould, second Alderman Colwell, that the Council approve an expenditure, of \$1,690.18, payable to Foremost Electric, for the repair of the Walnut West Pump House motor. Payable from the Water & Sewer Fund. Roll Call vote was:

Ayes: **Colwell, Connor, Gould, Hughes,
Sharp, Witte**

Nays: **None**

Chairman declared motion carried.

Motion Alderman Gould, second Alderman Witte, that the Council approve an expenditure, of \$5,950.00, payable to LaHood Construction Co., for the purchase of 85 concrete blocks. Payable from the Road & Bridge Fund. Roll Call vote was:

Ayes: **Colwell, Connor, Gould, Hughes,
Sharp, Witte**

Nays: **None**

Chairman declared motion carried.

Motion Alderman Gould, second Alderman Colwell, that the Council adopt Resolution No. 13-03-02, a Resolution appropriating the sum of \$65,000.00, of Motor Fuel Tax Funds, for the purpose of maintaining streets and highways under the applicable provisions of the Illinois Highway Code, from January 1, 2013 to December 31, 2013. (General Maintenance) Roll Call vote was:

Ayes: **Colwell, Connor, Gould, Hughes,
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Nays: None

Chairman declared Resolution No. 13-03-02 passed and signed the same.

Motion Alderman Hughes, second Alderman Gould, that the Council approve the request submitted by Craig Fetzer, American Legion Post #9 Commander, to have live entertainment in the American Legion's outdoor pavilion on Saturday, May 18, Friday, June 7 and Saturday, June 8, 2013, and to extend the playing of amplified music on Friday and Saturday from 11:00 P.M. until 12:00 Midnight. Motion carried via voce vote.

Motion Alderman Hughes, second Alderman Colwell, that the Council approve the Notice for Special Event Held on Public Property, as submitted by Ben Alvarez, Pearce Community Center, for the 20th Annual 5K Run and 2 Mile Fun Walk, to be held on Saturday, July 13, 2013, from 7:00 A.M. to 9:00 A.M. Motion carried via voce vote.

Motion Alderman Hughes, second Alderman Colwell, that the Council approve an expenditure, of \$13,009.00, payable to Alexis Fire Equipment, for the work on the command vehicle, including radio installation, incident command work station, and lights and lettering. Payable as follows: \$6,504.00 from Civil Defense, \$6,505.00 from Fire Protection. Roll Call vote was:

**Ayes: Colwell, Connor, Gould, Hughes,
Sharp, Witte**

Nays: None

Chairman declared motion carried.

Motion Alderman Hughes, second Alderman Colwell, that the Council approve the priority one project Upgrade Radios 800 MHz as a project, and approve an expenditure of \$12,442.00, payable to Limestone Township Fire Protection District, for the purchase of 800 MHz Radios. Community Fire Department to reimburse the City \$6,221.00 for its portion of the 800 MHz radios. Roll Call vote was:

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Ayes: **Colwell, Connor, Gould, Hughes,
Sharp, Witte**

Nays: **None**

Chairman declared motion carried.

Motion Alderman Witte, second Alderman Colwell, that the Council instruct the City Attorney to draft an Ordinance making all “Yield” intersections, “Stop” intersections. Motion carried via voce vote.

Motion Alderman Witte, second Alderman Colwell, that the Council instruct the City Attorney to draft an Ordinance making tobacco consumption, by a Minor, a Code violation. Motion carried via voce vote.

Motion Alderman Witte, second Alderman Colwell, that the Council approve Ordinance 13-03-03, an Ordinance amending Chapter 106 – Zoning, of the City Code, adding language for CB-1 Central Business District – Special Uses – Dwelling units on the ground floor of buildings.

Jim Mattox appeared before the Council, in regards to how this Ordinance was going to affect his building, and tenants located in the Downtown Business District on Second Street.

A lengthy question and answer period ensued, in regards to said Ordinance and how it affects all the Downtown Second Street businesses and building owners.

City Attorney Seghetti explained the four bullet points of the said Ordinance are as follows:

*Dwelling units may not be located in the front half of the ground floor (“front half” being defined as the fifty percent (50%) of the Ground floor square footage nearest to Second Street); and

*The square footage of all ground floor dwelling units may not exceed fifty percent (50%) of the total usable ground floor square footage; and

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*There shall be no points of ingress and egress from any dwelling unit through the Second Street side of the building; and

*Each dwelling unit must be at least 500 square feet.

Jim Mattox requested that the said Ordinance not be passed in its present state, and to take the Ordinance back to Committee.

Alderman Gould called for a Roll Call vote on the motion on the table. Roll Call vote was:

Ayes: **Colwell, Connor, Gould, Hughes,
Sharp, Witte**

Nays: **None**

Chairman declared Ordinance No. 13-03-03 passed and signed the same.

Motion Alderman Witte, second Alderman Gould, that the Council adjourn to Closed Session at 7:40 P.M., for the review of Closed Session Council and Committee Minutes and Sale or Lease of Real Estate, and that action may be taken regarding the review of Council Committee Closed Session Minutes and City Council Closed Session Minutes, and to allow Economic Development Director, Rachael Parker, to attend. Roll Call vote was:

Ayes: **Colwell, Connor, Gould, Hughes,
Sharp, Witte**

Nays: **None**

Chairman declared motion carried.

The Council returned to Open Session at 8:26 P.M.

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Chairman Childers announced that in Closed Session the Council reviewed the Closed Session Minutes of the Council and Committees, and held discussion in regards to the sale, and lease of Real Estate.

Motion Alderman Gould, second Alderman Colwell, that the Minutes of all Closed Sessions of the City and the Committees, dated prior to, and including 1/31/2013, be approved. Motion carried via voce vote.

Motion Alderman Gould, second Alderman Colwell, that the Minutes of the Closed Sessions of the City Council dated: 9/27/2010, and 2/13/2012, be released, and the Minutes of Committee Closed Sessions dated: 10/06/02010, and 11/20/2012, be released, as listed on the attached sheet, and the destruction of all audio tape recordings of the approved Closed Sessions Minutes that are 18 month old. Motion carried via voce vote.

Chairman Childers announced that, there being no further business, the Council Meeting adjourn at 8:29 P.M.

**Sharon A. Crabel
City Clerk**