

SYCAMORE CITY COUNCIL
AGENDA
September 5, 2006

City Council Committee Meetings

No Meetings Are Scheduled

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Regular City Council Meeting
7:00 P.M.

1. **CALL TO ORDER**
2. **INVOCATION**
3. **PLEDGE OF ALLEGIANCE**
4. **APPROVAL OF AGENDA**
5. **AUDIENCE TO VISITORS**
6. **CONSENT AGENDA**
 - A. Approval of the Minutes for the Regular City Council Meeting of August 21, 2006.
 - B. Payment of the Bills for September 5, 2006.
 - C. Budget Report of August 23, 2006.
7. **PRESENTATION OF PETITIONS, COMMUNICATIONS, AND BILLS.**
 - A. Consideration of a Presentation by Chuck Criswell in behalf of the Turning Back Time Car Show organizers.
8. **REPORTS OF OFFICERS**
9. **REPORTS OF STANDING COMMITTEES**
10. **PUBLIC HEARINGS--None**
11. **ORDINANCES**

A. Ordinance No. 2006.29—An Ordinance Approving the Execution of a Contractual Agreement Between the City of Sycamore, Illinois and the Foster & Buick Law Group for Legal Services. First and Second Reading.

On July 19, 2004 (Ordinance 2004.28) the City Council approved a two-year contract extension with the law firm of Foster & Buick (then known as Cliffe, Foster, Corneille & Buick). The firm has served the City well over the past three years, and it is the City Manager's recommendation to renew the firm's contract for two years according to the terms outlined below:

- a) The term of the agreement extends from September 1, 2006 through August 31, 2008.
- b) The firm shall perform certain services as part of its retainer fee of \$4,950 per month in FY07 (an increase of 3% from \$4,800 in FY06), and \$5,100 per month (+2%) in FY08. Such services will include, among other things, attendance at all Council, Plan Commission, and Zoning Board meetings, the drafting and review of ordinances and resolutions, regular meetings with the City Manager and staff regarding items on various public agendas, dealing with other units of government, serving on various task forces and committees appointed by the Mayor and Council, the routine prosecution of ordinance violations, and routine liquor hearings. In addition, the retainer will cover some additional services such as bond work
- c) The firm shall provide other legal services such as litigation, annexation reviews, labor negotiations, and special projects at the rate of \$135 per hour (an increase of 3% from \$130 per hour in FY06). The market rate per hour is between \$175 and \$195 for new business.
- d) Additionally, the City attorneys shall keep legal records, files, and documents and retain closed files for a period of five (5) years.

City Council approval is recommended.

B. Ordinance No. 2006.30—An Ordinance Concerning the Recommendation of the Plan Commission with Regard to the Petition of Ideal Industries for Annexation of a 64.895-Acre Parcel Adjacent to the Southeast Boundary of the Sycamore Prairie Business Park and Rezoning of Said Parcel to “M-1” Light Manufacturing District and “M-2” Heavy Manufacturing District” in the City of Sycamore, Illinois. First and Second Reading.

At the request of Dave Juday, the chairman of Ideal Industries, the Council tabled this ordinance on November 15, 2004. Ideal Industries is requesting consideration of the annexation of a 64.895 parcel that is east of the Farm Bureau property and on the north side of Bethany Road. This parcel was not included in the original annexation of the Sycamore Prairie Business Park for several reasons:

- a) this parcel would logically serve a larger industrial user, but its configuration might not suit an industrial prospect without further subdivision;
- b) further subdivision would be premature without the evidence of market demand.

In the past year, several industrial prospects have shown interest in this parcel as is. Presently, an industrial prospect is interested in a portion of this parcel. Industrial prospects

often look for occupancy within a year. Any time devoted to the public approval process after a contract to purchase is entered would tighten the time frame for completion of a new building and possibly make the site less attractive in relation to sites in other northern Illinois business parks. In order to make it more attractive for investment, it would be useful to incorporate the parcel within the City's jurisdiction and the business park.

This annexation request is straightforward. It is proposed to annex and re-zone the property with a 300-foot wide strip of "M-1" zoning west of the Somonauk Meadows subdivision and the balance of the property zoned "M-2" Heavy Manufacturing District. As an incentive to development, the petitioner requests that the City waive the \$1,000 per acre annexation fee that would apply under the terms of the pre-annexation agreement of 1991 (amended in 1996).

The Plan Commission forwarded this request to the City Council on November 8, 2004 by a vote of 8-0. City Council approval of the annexation petition and Plan Commission recommendation is requested.

C. Ordinance No. 2006.31—An Ordinance of the Annexation of a 64.895-Acre Parcel Approximately 0.40 Miles West of Somonauk Street and Adjacent to the Southeast Boundary of the Sycamore Prairie Business Park in the City of Sycamore, Illinois. First and Second Reading.

If the City Council approves Ordinance No. 2004.56, the Council will be obliged to approve the attached ordinance of annexation, which separately considers the actual act of annexation for recording purposes.

D. Ordinance No. 2006.32—An Ordinance Amending Title 6, "Motor Vehicles and Traffic," Chapter 4, "Traffic Schedules," Section 6-4-12, "No Parking Zones" of the City Code of the City of Sycamore, Illinois. First Reading.

At the last regular City Council meeting of August 21, the Council directed the staff to prepare an ordinance that identified a number of "one-side only" parking areas on older, narrow residential streets in the First Ward. The changes are listed below:

- a) East Lincoln Street: Prohibit parking on the north side from the curve at Kishwaukee Drive to the west side of the driveway at 413 E. Lincoln Street, and prohibit parking on the south side from the west side of the driveway at 416 E. Lincoln Street to Home Street.
- b) South Locust Street: Prohibit parking on the west side (hydrant side) in the 200, 300 and 400 blocks.
- c) South Walnut Street: Prohibit parking on the west side (hydrant side) in the 200, 300 and 400 blocks.
- d) Kishwaukee Drive: Prohibit parking on the east side from High Street north to State Street.
- e) Home Street: Prohibit parking on the south side between Main Street and Walnut Street, and prohibit parking on the south side between Terrace and Parkside Streets.

City Council consideration on first reading only is recommended.

E. Ordinance No. 2006.33—An Ordinance Authorizing the Mayor to Execute a Lease Agreement Between the City of Sycamore and Bridgeport Corporation in the City of Sycamore, Illinois. First and Second Reading.

Joel and Joan Barczac, the principal owners of the Bridgeport Corporation, have requested a one-year lease of a portion of the City’s vacant property in the Harvester Square area to make room for the cleanup of the alley that runs along the east side of the Barczac property and the west side of the property owned by Genoa Business Forms. The Barczacs would like to move various landscape materials to the area (see the attached plan) where several buildings were demolished in 2005. The purpose of the lease is to describe the area in question, and to hold the City harmless from liability or damage claims to person or property for any cause relating to this short-term occupancy. In a year’s time, if the City has not been able to secure IEPA closure regarding its ongoing brownfield reclamation efforts, the lease can be extended for an additional year under essentially the same terms.

City Council approval is recommended.

F. Ordinance No. 2006.34—An Ordinance Amending Title 7, “Public Ways and Property,” Chapter 5, “Trees and Shrubs,” to Meet the Standards of the National Arbor Day Foundation for the Purpose of Being Named a Tree City U.S.A. in the City of Sycamore, Illinois. First and Second Reading.

To conform to the most current guidelines established by the Illinois Department of Natural Resources with respect to the “Tree City” program, the City needs to update its municipal code. Specifically, a more explicit commitment to certain standards of tree care within the public way is required, as well as a commitment to rid the City at large of noxious and injurious plants. Ordinances 2006.34 and 2006.35 would accomplish this goal. They may be taken in omnibus fashion.

City Council approval is recommended.

G. Ordinance No. 2006.35—An Ordinance Amending Title 4, “Public Health and Safety,” Chapter 4, “Nuisances,” Section 4-3-1, “Nuisances Declared,” to Meet the Standards of the National Arbor Day Foundation for the Purpose of Being Named a Tree City, U.S.A. in the City of Sycamore, Illinois. First and Second Reading.

See Ordinance 2006.34.

12. RESOLUTIONS--None

13. CONSIDERATIONS

A. Consideration of a Fire Department Recommendation To Revise the Part-Time Wage for a Paid-On-Call Instructor.

Fire Chief Riddle has requested the Council’s consideration of a change in the FY2007-2008 Salary Ordinance to increase the wage for the two of Sycamore’s paid-on-call firefighters who will be the principal instructors in the high-school level fire science program sponsored by the City in conjunction with the Kishwaukee Education Consortium (KEC). In recent years, KEC has reimbursed the City in the amount of \$13,000 per year for instruction that is focused in the City’s classroom in the former Council chambers at 535

DeKalb Avenue. For the FY07-08 school year, that amount will remain the same and will continue to be devoted to instructional services. Essentially, KEC underwrites one, two-hour class a day, five days a week, for a total of 180 school days. On occasion, two instructors are necessary, particularly on field days when interns are going through training exercises with career firefighters.

The FY07 Salary Ordinance provides that paid-on-call firefighters shall be paid \$11.50 per hour. Senior career firefighters who would be paid at their time-and-a-half rate for instructional services would make \$33.91 per hour in FY07. The KEC has been paying part-time instructors from other agencies about \$26 per hour. Chief Riddle is requesting that the City Council amend the Salary Ordinance to raise the instructional pay for the paid-on-call firefighters (Cary Niewold and Gerry Dettlof) to \$25.00, but only for those services that fall under the KEC fire science program. To achieve this equity in terms of instructional pay, Chief Riddle would continue to keep his department's overall expenditures under the \$13,000 allocated by KEC for this service.

City Council direction is requested.

B. Consideration of a Fire Department Recommendation to Purchase a Brush Truck.

The FY07 City Budget allocated monies for the replacement of the Fire department's 1992 brush truck which is used in response to brush and grass fires within the City and the Fire Protection District. Specifications were prepared by the Fire department and were opened for bid in early July. A bid opening was held on July 24 and only one bid was received from Alexis Fire Equipment Company of Alexis, Illinois in the amount of \$42,341. The original budget estimate was \$28,500.00, which can be found in the Fund 22 budget (#8521).

Since the bid opening, the Fire department has worked to reduce the overall cost of the replacement vehicle by deleting the light bar and pre-emption transmitter which can be purchased from another vendor at "state purchase" prices and installed by the department's mechanic. An additional savings can be achieved by substituting siren and speaker assemblies from other vendors and installing them in-house. With these savings, the total price of the replacement vehicle would be \$40,950.44.

The difference between the budgeted amount and the reduced bid amount is \$12,450.44. The difference can nearly be covered by deleting two Fire department requests from the FY07 Budget: concrete apron repairs (\$5,000) and a lighted fire prevention sign (\$5,000). The remaining \$2,450.44 can be found in the Fund 22 contingency (#8639).

City Council approval is recommended.

C. Consideration of an Administration Request for a Closed Session to Discuss Personnel Matters and Pending Litigation.

14. OTHER NEW BUSINESS

15. APPOINTMENTS

16. ADJOURNMENT