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**.SYCAMORE CITY COUNCIL – REGULAR MEETING**  
**MINUTES OF APRIL 6, 2009**

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**ROLL CALL**

Mayor Ken Mundy called the meeting to order at 7:00 p.m. and City Clerk Candy Smith called the roll. Those Alderpersons present were: Grace Adey, Alan Bauer, Terry Kessler, Darren Knuth, Rich Neubauer, Pete Paulsen, Chuck Stowe, and Gregory Taylor.

**INVOCATION**

Pastor Dan Stovall of the Sycamore Baptist Church gave the invocation.

**PLEDGE OF ALLEGIANCE**

**APPROVAL OF AGENDA**

**Motion**

Alderperson Kessler moved to approve the agenda and Alderperson Neubauer seconded the motion.

**Voice vote**

Mayor Mundy called for a voice vote to approve the motion. All Alderpersons voted aye. Motion carried 8 - 0.

**AUDIENCE TO VISITORS**

Mike Fogelsanger, 825 Sunset Ln., said about a year ago Mr. Nicklas projected tough economic times. He said he has asked Council to review the budget to see if there are things they could live without. He said he noticed \$165,000 for bike paths and felt that deteriorating sidewalks needed attention before bike paths. He said nobody wants to lay off employees so he asked Council to go through the budget to separate wants from needs.

Mayor Mundy asked Mr. Fogelsanger about the incident in the newspaper article and asked if he cared to comment about the incident.

Mr. Fogelsanger said that unfortunately sometimes the newspaper does not accurately report everything. He said if those accusations were true he could not possess the Illinois FOID card issued by the Illinois State Police that he showed to the Mayor. He said when the State's Attorney, the DeKalb County Sheriff's Department and the Illinois State Police concluded he had done nothing wrong; he said he thought that clarified that issue. He said there was an argument and a call, but according to the DeKalb County State's Attorney the rest of those allegations were unfounded.

Mayor Mundy said he had the sheriff's report of the incident and it was graphic and alarming as to what occurred that evening. He said he was concerned that Mr. Fogelsanger was saying that it should be written off as an argument, but the report shows far more than that.

Mr. Fogelsanger reminded Mayor Mundy that the charges were dropped by the DeKalb County State's Attorney, all firearms were returned from the DeKalb County Sheriff, and the Illinois State Police, after thorough investigation review of the facts reinstated the FOID card. He said there were people involved in that incident that were not here and made statements on a personal agenda because they were intent to do him harm. He said it was revenge and a personal attack and if there had been any merit in their allegations the State's Attorney office would have prosecuted him. He said they fled the state rather than

face cross examination from his attorney. He said that while there were issues none of the allegations in that story are factual.

Mayor Mundy said so the testimony in the report by three Sheriff's Deputies is not factual?

Aldersperson Neubauer said there was nothing on the agenda about Mr. Fogelsanger so he moved that they move forward with the agenda.

Mayor Mundy said the reason he brought this up was because of his concern for the safety of the City Council. He asked Mr. Fogelsanger if he felt there was no justification call or report.

Mr. Fogelsanger said there was a heated argument, but there were people there who lied and fled the state rather than go to court to be cross examined by his attorney about the statements they had made to police officers. He said he would not go into great detail. He said he was innocent until proven guilty.

## **CONSENT AGENDA**

- A. Approval of the Minutes for the Regular City Council Meeting of March 16, 2009.
- B. Payment of the Bills for April 6, 2009 \$2,440,056.64.

### **Motion**

Aldersperson Bauer moved to approve the Consent Agenda and Aldersperson Taylor seconded the motion.

### **Voice vote**

Mayor Mundy called for a voice vote to approve the motion. All Alderspersons voted aye. Motion carried 8 - 0.

## **PRESENTATION OF PETITIONS, COMMUNICATIONS, AND BILLS.**

### **REPORT OF OFFICERS**

Manager – Bill Nicklas there was new carpet in the room to cover bad seams and welcome people who come to the meetings. He said the \$165,000 for the bike path that Mr. Fogelsanger referred to is the City's contractual obligation to DeKalb County for our contribution to the bike path. He said the County gave us a bye last year because of hard times, but this is the estimate of the final lift on that bike path which is our obligation.

Engineer – John Brady, Sycamore Municipal Engineering, reported that the bid date for the treatment plant improvements has been moved back to May 8 to get stimulus funds and to find out the guidelines required to comply for publishing.

Building & Zoning – Lyle Doty said that after a slow construction winter for the Ample Supply Building, they have found a buyer who moved in last Friday.

Fire Chief – Bill Riddle explained that each year the NIU Foundation honors a person of the year and this year they have selected the first responders to the February 14 incident. He said they would be recognized April 23, 2009.

Treasurer/Asst. City Manager – Brian Gregory reported that last year the City bid out for power and saved about 34.9% for the treatment plant electric and 30% for the Well on Maertz Drive. He said he hoped to lock in for a longer term bid this year.

Police Chief – Don Thomas said he would be sending three officers to the NIU Foundation award ceremony. Chief Thomas reported that there were 181 accidents the winter of 2008 and 183 the winter of 2009.

Public Works Director – Fred Busse said by pushing the treatment plant improvements bid date back there is a possibility for the City to qualify for a zero-interest grant for 25% of the project. He said Public Works would be picking up branches this week from the storm two weeks ago.

## **REPORT OF STANDING COMMITTEES**

Finance – Chairperson Bauer said there is a public hearing on the budget.

Public Safety – no report

Public Works – no report

## **PUBLIC HEARING**

### **A. Public Hearing on the Proposed FY2009-2010 City Budget.**

Mayor Mundy opened the hearing and with no public input declared the hearing closed.

**ORDINANCES** - None

**RESOLUTIONS** - None

## **CONSIDERATIONS**

### **A. Consideration of an Administration Request for a Closed Session to Discuss Collective Bargaining and Closed Session Minutes.**

#### **Motion**

Aldersperson Paulsen moved to go into Closed Session at 7:35 p.m. and Aldersperson Taylor seconded the motion.

#### **Voice vote**

Mayor Mundy called for a voice vote to approve the motion. All Alderspersons voted aye. Motion carried 8 - 0.

Aldersperson Paulsen noted that April is National Donate Life Month and directed people to go to [lifegoeson.com](http://lifegoeson.com) if they wanted to sign up to donate organs. He also invited the public to help trim trees at Larson Park Saturday, April 11, from 9:00 a.m until noon.

#### **Motion**

Aldersperson Neubauer moved to return to Open Session at 7:44 p.m. and Aldersperson Paulsen seconded the motion.

#### **Voice vote**

Mayor Mundy called for a voice vote to approve the motion. All Alderspersons voted aye. Motion carried 8 - 0.

## **OTHER NEW BUSINESS**

**APPOINTMENTS** - None

## ADJOURNMENT

### **Motion**

Aldersperson Stowe moved to adjourn the meeting at 7:44 p.m. and Aldersperson Paulsen seconded the motion.

### **Voice vote**

Mayor Mundy called for a voice vote to approve the motion. All Alderspersons voted aye. Motion carried 8 - 0.

Approve:

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Mayor - Ken Mundy

Attest:

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City Clerk – Candy Smith