

CITY OF TUSCOLA  
COUNTY OF DOUGLAS  
STATE OF ILLINOIS  
Tuscola City Hall  
August 24, 2015

The regular meeting of the City Council was called to order with Cleland, Day, Henderson, Hoey, Maxey, Shoemaker, Slaughter, Truitt, and Mayor Kleiss in attendance. Mayor Kleiss led the Pledge of Allegiance.

#### Consent Agenda

Mayor Kleiss went over the items on the consent agenda:

- Minutes of the August 10, 2015 meeting
- Financial report for August 2015
- Payment of bills totaling \$144,351.37
- Pay request of \$9534.85, from Owen Tucker for the Doris Subdivision infrastructure
- Community Building lease request from Deborah Davis for a wedding reception September 26, 2015

Hoey moved to approve the items on the consent agenda. Shoemaker seconded. VOTE YEA\* Cleland, Day, Henderson, Hoey, Maxey, Shoemaker, Slaughter, Truitt. Henderson moved to approve the consent agenda for August 24, 2015. Truitt seconded. VOTE YEA\* Cleland, Day, Henderson, Hoey, Maxey, Shoemaker, Slaughter, Truitt.

#### Mayor

Mayor Kleiss read a proclamation designating August 25, 2015, as 'Mary Iles Carmack Day' in the City of Tuscola. Mary will be celebrating her 100<sup>th</sup> birthday on August 25. Mayor Kleiss wished Mary Carmack a happy birthday on behalf of the City. Mayor Kleiss announced the city received a note of thanks from the Jean Ghere family (Steve & Becky Hettinger) for the city's remembrance of their mother. Kleiss offered the city's condolences to the Hettinger's.

#### City Clerk

Alderwoman Truitt called council's attention to an error in the June 8, 2015 minutes. Truitt pointed out she voted NAY on the motion to amend the golf cart ordinance on city streets to include UTV type vehicles.

#### City Treasurer

Treasurer Long reported Eddie Boutilier and the Red Barn Vet Service are delinquent on their TIF loans.

#### City Attorney – Nothing

#### City Administrator - Nothing

## Resolutions

Mayor Kleiss opened discussion on a resolution approving a decree to settle all claims in a citizens' complaint filed with the IEPA. Henderson moved to approve resolution 2015-R-3, a resolution approving a consent decree to settle all claims in a citizens' complaint filed with the Illinois Pollution Control Board by the City of Tuscola and other units of local government against Clinton Landfill, Inc. Slaughter seconded. At Hoey's request for an explanation, Administrator Hoel reported all the pending lawsuits are dropped as a result of this. The IEPA had granted a permit for the landfill to operate as a chemical waste unit and then reversed themselves on modification. The IEPA reasoned they were given misinformation by the Clinton Landfill and DeWitt County Board. Hoel added this is the primary source of the conflict, but there was a permit issued by the IEPA to put waste in the landfill chemical waste unit. The resolution settles this conflict. About 30,000 tons of manufactured gas plant (MGP) waste has been deposited in the chemical waste unit, Hoel stated. This will be allowed to stay because it was done under an IEPA permit. Also, the environmental advisors feel disturbing the MGP is a bad idea. This is a properly designed chemical waste unit and is about as good as it gets. The 30,000 tons, which is a relatively small amount, gets to stay in place with extra layers of top cover and extra monitoring, Hoel added. Attorney Bequette stated he felt this was a better deal than he thought the communities would get. Roll was then taken on the motion to approve the consent decree to settle all claims against the Clinton Landfill, Inc. VOTE YEA\* Cleland, Day, Henderson, Hoey, Maxey, Shoemaker, Slaughter, Truitt.

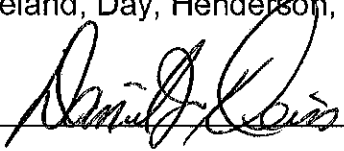
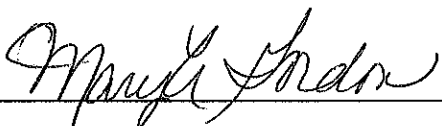
## Other

1. Mayor Kleiss submitted the name of Tim Jimenez as a part-time patrol officer for the city. Maxey moved to approve the appointment of Tim Jimenez as a part-time patrol officer, at part-time patrol officer wage and with no probationary period. Day seconded. VOTE YEA\* Cleland, Day, Henderson, Hoey, Maxey, Shoemaker, Slaughter, Truitt.
2. Mayor Kleiss presented a request from Lorri Pollock Foster to operate a food truck on city property. Hoel reported our ordinance states this is allowed as long as council approves. The food truck is actually under the jurisdiction of the Douglas County Health Department. Hoey moved to allow Lorri Pollock Foster to operate a food truck on city property. Maxey seconded. VOTE YEA\* Cleland, Day, Henderson, Hoey, Maxey, Shoemaker, Slaughter, Truitt.
3. Foreman Cruzan reported he has identified five trees on Niles Avenue that need to be removed and Jim Kleiss has informed him of two on his property he would like removed. Jason Wilson, vegetation supervisor for Ameren, was present to answer any tree removal or trimming questions. Administrator Hoel pointed out the resident at the corner of Houghton and Niles prefers only one tree be removed from his property. Foreman Cruzan feels all three of these trees need to be removed. Hoel added we try to defer to the property owner in these situations, but he thinks it best to go against the property owners wishes in this instance. Wilson informed council Ameren has a grant program going on right now and will grant \$125 for every tree removed (up to 20 per year) to help with the cost of re-planting. Wilson stated he requested permission to remove 18 trees on Niles Avenue, but will be happy if council approves one. Shoemaker asked if there were trees the city wanted removed that the property owners wanted to keep. Cruzan answered no, except for the owner at the corner of

Houghton and Niles. Shoemaker asked if there were any citizens that agreed with Ameren and wanted their trees removed, but the city did not. Cruzan answered he did not ask this question. He just looked at dangerous trees. Administrator Hoel asked Wilson to go ahead and remove hollow or dangerous trees when he is trimming, if he can see they are going to be a problem. Wilson pointed out the grant will cover any trees in the city, not just the 18 he identified. He would be glad to work with the city to identify trees that might qualify for the grant.

4. A representative from Ntare, our pool contractor, is looking into the leaks at the pool. Pressure testing of the mechanicals is scheduled and several leaks in the liner have been discovered.

The motion to adjourn was made by Henderson and seconded by Shoemaker. VOTE YEA\* Cleland, Day, Henderson, Hoey, Maxey, Shoemaker, Slaughter, Truitt.

 \_\_\_\_\_ Mayor  \_\_\_\_\_ Deputy City Clerk