

Mayor Charles L. "Skip" Lee called a meeting of the Sterling City Council to order at 6:30 pm on Monday, May 7, 2018. Roll call. Present: Aldermen Bob Conklin, Retha Elston, Joe Martin, John Stauter, Christine Wilen, and Jim Wise. Absent: None.

Also present were City Attorney Tim Zollinger, City Manager Scott Shumard, Financial Director Cindy Von Holten, Superintendent of Building and Zoning Amanda Schmidt, Fire Chief Gary Cook, Police Chief Tim Morgan, and City Clerk Marie Rombouts.

Scout Troop 72 led the Pledge of Allegiance.

There were no communications from Visitors.

Mayor Lee opened a public hearing at 6:33 pm for updated building codes. By updating codes every three years, our codes are similar to surrounding communities. There were no public comments. Mayor Lee closed the hearing at 6:34 pm.

Alderman Elston made a motion to approve the following items on the Consent Agenda:

- A) Minutes from April 17, 2018
- B) Bills and Payroll totaling \$787,765.79
- C) Ordinance #2018-05-13 Amending the Sterling City Code by Amending Chapter 18, Article II, Division 1, Sections 18-26, 18-27 and 18-28 to Adopt the International Building Code of 2015**
- D) Ordinance #2018-05-14 Amending the Sterling City Code by Amending Chapter 18, Article V, Sections 18-151 and 18-152 to Adopt the International Mechanical Code of 2015**
- E) Ordinance #2018-05-15 Amending the Sterling City Code by Amending Chapter 18, Article VI, Sections 18-176 and 18-177 to Adopt the International Property Maintenance Code of 2015**
- F) Ordinance #2018-05-16 Amending the Sterling City Code by Amending Chapter 18, Article II, Division 1, Sections 18-29 and 18-29.5 to Adopt the International Residential Code of 2015**
- G) Ordinance #2018-05-17 Amending the Sterling City Code By Amending Chapter 42, Article III, Sections 42-51 and 42-53 through 42-57 to Adopt the International Fire Code of 2015**
- H) Ordinance #2018-05-18 Amending Chapter 18, Article IX, Sections 18-261 and 18-262 to Adopt the International Fuel Gas Code of 2015**
- I) Ordinance #2018-05-19 Amending the Sterling City Code, Chapter 18, Article I, Division 1, by the Addition of New Sections 18-32 and 18-33 to Adopt the International Existing Building Code of 2015**

J) Ordinance #2018-05-20 Amending the Sterling City Code By Amending Chapter 18, Article III, Division 1, Sections 18-66 and 18-68 to Adopt the National Electrical Code of 2014

K) Ordinance #2018-05-23 Amending the Sterling City Code Chapter 6, Article I, Section 6-6(a)(2) to Correct the Time upon which Persons can Remain upon any Licensed Premises

L) Employment agreement with Gary Cook and the City of Rock Falls to continue employing Cook as Fire Chief

M) Petition from St. Jude Rides to hold a Bucket Brigade on May 19, 2018

The motion was seconded by Alderman Conklin. Voting: Ayes – Aldermen Conklin, Elston, Martin, Stauter, Wilen, and Wise. Nays – None. Motion carried.

Chief Morgan presented Carter Kenney with a Life Saving Certificate for his quick action in summoning assistance and administering CPR to a distressed individual until medical assistance arrived.

Alderman Conklin made a motion to approve the Proclamation recognizing Police Week May 13 – 19, 2018; seconded by Alderman Martin. Mayor Lee read the proclamation into the record and presented it to Chief Morgan. Voting: Ayes – Aldermen Conklin, Elston, Martin, Stauter, Wilen, and Wise. Nays – None. Motion carried.

Alderman Elston made a motion to approve the Proclamation recognizing the week of May 13 – 19, 2018 as Observance of National Skilled Nursing Care Week; seconded by Alderman Martin. Mayor Lee stated he would be presenting the proclamation to Sterling Citadel during their celebration. Voting: Ayes – Aldermen Conklin, Elston, Martin, Stauter, Wilen, and Wise. Nays – None. Motion carried.

Alderman Stauter made a motion to approve the Proclamation declaring May 12, 2018 as Letter Carrier Food Drive Day; seconded by Alderman Elston. Voting: Ayes – Aldermen Conklin, Elston, Martin, Stauter, Wilen, and Wise. Nays – None. Motion carried.

Alderman Conklin made a motion to approve the Proclamation declaring the month of May 2018 as Building Safety Month; seconded by Alderman Elston. Mayor Lee summarized the Proclamation and the importance of building codes as he presented it to Superintendent Schmidt. Voting: Ayes – Aldermen Conklin, Elston, Martin, Stauter, Wilen, and Wise. Nays – None. Motion carried.

Brian Hollenback and Amy Clark with Economic Growth Corporation presented the City with the IHDA Jon Linfield award for innovation and excellence in affordable housing in a rural community. Hollenback reported their partnership with Sterling has put nearly \$20 million into our economy through demolitions, rehabilitations, and new construction. Hollenback stated the City, Sterling Today, and Sterling Main Street were

to work with. Mayor Lee thanked Economic Growth Corporation for their partnership that has been so beneficial to Sterling.

Alderman Elston made a motion to approve **Ordinance #2018-05-21 Amending the Sterling City Code, Chapter 18, Article II, Division 2, Section 18-43(a)(2) to Provide for Unit Rate Costs Established by the International Code Council**; seconded by Alderman Martin. Superintendent Schmidt explained the current permit fees are based on the 2003 BOCA Code. The proposed fees are in line with today's costs and the International Code Council that was adopted. Voting: Ayes – Aldermen Conklin, Elston, Martin, Stauter, Wilen, and Wise. Nays – None. Motion carried.

Alderman Elston made a motion to approve **Ordinance #2018-05-22 Amending Chapter 38, Article III, Section 38-62 and addition of a new Division 1.5, Sections 38-70 and the following governing inoperable and abandoned motor vehicles**; seconded by Alderman Martin. Attorney Zollinger informed Council that this will bring the Sterling code up to date with current case law. Vehicles cannot be removed from private property. Voting: Ayes – Aldermen Conklin, Elston, Martin, Stauter, Wilen, and Wise. Nays – None. Motion carried.

Alderman Wilen made a motion to approve **Ordinance #2018-05-24 Amending Chapter 6, Article II, Section 6-38 of the Sterling City Code as to Bond Requirement and Liquor Liability Insurance**; seconded by Alderman Conklin. Attorney Zollinger stated it is easier to revoke a liquor license than pull a bond for non-compliance. The ordinance also requires all establishments to carry dram shop insurance. State statute does not require package stores to carry insurance. Voting: Ayes – Aldermen Conklin, Elston, Martin, Stauter, Wilen, and Wise. Nays – None. Motion carried.

Alderman Wise made a motion to approve the Arnett Muldrow proposal for Branding in the amount of \$12,000 plus expenses, not to exceed \$2300; seconded by Alderman Martin. Manager Shumard stated that Muldrow has not set a start time. Mayor Lee clarified that branding will include marketing. Alderman Martin asked if the entry way signs will be done following the branding process. Manager Shumard confirmed that they signs will include new branding. Nicole Phillips, a Sterling High School student, asked what branding is. Janna Groharing explained it as a community image. It's a greater image with positive forward-thinking. Manager Shumard stated it is a process with input from the community to portray the perception of the city now and for the future. Alderman Wilen encouraged students to participate because the future is important for all. Alderman Wise feels it is a history of the community and a way to reinvent the community. Voting: Ayes – Aldermen Conklin, Elston, Martin, Stauter, Wilen, and Wise. Nays – None. Motion carried.

Alderman Martin made a motion to approve the Scope of Services Agreement with Bryan, Cave, Leighton, Paisner in an amount not to exceed \$100,000; seconded by Alderman Conklin. Alderman Stauter thanked the Council for approving this scope of service agreement to ensure timely billing and accuracy. Alderman Wilen was happy to see that the scope pertains to environmental only. Alderman Wise likes that it requires a super majority vote to amend the agreement. Voting: Ayes – Aldermen Conklin, Elston, Martin, Stauter, Wilen, and Wise. Nays – None. Motion carried.

Attorney Zollinger thanked Superintendent Schmidt for working with Tom Sanders on the building code updates.

Finance Director Von Holten presented information from Azavar. It is a government solution agency that reviews taxes and franchise fees. If the company finds fees that have not been coming to the City, they receive 45% of those fees for three years. The City receives 55% of money that we did not know existed. Attorney Zollinger explained the City Manager can approve this or bring it back to the Council.

Chief Morgan stated the Police Year End Report is complete. The Council has a link to the report. It will be released to the public tomorrow.

Alderman Elston thanked Public Works for their help with a sewer break. Elston was happy the car show was well attended and the Farmers Market has been busy.

Alderman Stauter stated it is lawn mowing time and is concerned about grass clippings being thrown into the streets. Stauter reminded Council that we need to review the snow ordinance, too.

Alderman Wise asked if letters had been sent to residents in the Douglas Park subdivision. Wise suggested a public meeting for residents to present information.

Manager Shumard reported the moving of the old Cobb building has been delayed. Sterling Development Corporation (GSDC) may create two new buildings. Shumard also reported we did not receive a grant for the Lawrence Brothers so we will be proceeding with the money from GSDC for environmental studies. The ITEP grant was not awarded to the city so the sidewalk on East Second Street will be on hold.

Mayor Lee reported the CEO trade show and high school's Farmapalooza were great examples of youth in our area.

With no further business, the meeting adjourned to a study session at 7:32 pm.

Discussion was held on the ordinance to Amend the Liquor Code for Special Events in the downtown and riverfront. Concerns raised that the petitions are approved by the

Liquor Commission, not just the Liquor Commissioner. The difficulty of getting the Commission together. Using a sunset clause in the ordinance for a trial period.

Attorney Zollinger summarized the ordinance should read that it remove prohibiting consumption in public areas, sunset clause of two years, non-profit established for 5 years, Commission decides on permits. Zollinger will prepare revised ordinance for the next agenda.

Manager Shumard presented two plans for the walkway cover at the Farmers Market. It was a consensus on Plan "B".

No Council members displayed interest in learning more about the Cupcake Law or providing support.

With no further business, meeting adjourned at 8:20 pm.

Marie Rombouts
City Clerk