

***MINUTES OF THE REGULAR SESSION  
OF THE ANNA CITY COUNCIL  
SEPTEMBER 1, 2020***

The Anna City Council met in regular session at Anna City Hall at 5:00 p.m. on September 1, 2020. The meeting was called to order by Mayor Steve Hartline. The roll call went as follows: Present were Commissioner Michael Bigler, Commissioner Kathy Bryan, Commissioner Bryan Miller, Commissioner Martha Ann Webb and Mayor Steve Hartline. None were absent.

A motion was made by Commissioner Bryan and seconded by Commissioner Miller that it be **RESOLVED TO APPROVE THE AUGUST 18, 2020 ANNA CITY COUNCIL REGULAR SESSION MINUTES AS THE OFFICIAL MINUTES OF SAID MEETING.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Nay – none. Mayor Hartline declared the motion carried.

David Waun discussed Ordinance 2017-10; Mobile Food Vendor. Mr. Waun requested that the council consider lowering the fee per year and offer a prorated fee. He also suggested extending the hours of operation. Mr. Waun's business will offer Bagels.

Casondra Harrison discussed water & drainage issue she has experienced at 712 E. Davie Street. A gentleman spoke with Ms. Harrison describing that when the water comes from 714 & 716 E. Davie Street it causes erosion and flooding on her property which causes issues for her neighbor at 710 E. Davie. They state that the drainage system at 714 & 716 E. Davie is illegal. They have spoken to the property owner Mr. Steve Craig and his insurance company with no resolve. Ms. Harrison has contacted her insurance and she states that the insurance will file a claim against Mr. Craig and the City of Anna. Mayor Hartline stated that the city will look at the issue and if there are issues on city property, we will fix it, but if it is on private property Ms. Harrison would have handle the issue.

City Administrator Dori Bigler previously submitted project updates to the council.

Discussion was held regarding the Public Nuisance Liens at 203 N. Green. City Administrator Dori Bigler stated that she has spoken to Mr. Castleman and has given him a few options that would allow the city to waive the liens. Mr.

Castleman wouldn't agree to any of the options and stated that he would give the property back to the county. Commissioner Miller stated that if we waive the liens it would be bad practice. Commissioner Bigler stated that it was right of Mr. Castleman to request. City Administrator Dori Bigler stated that Mr. Castleman is willing to pay the recorded liens. Commissioner Bryan stated we want these properties fixed, but why waive the liens. City Attorney John Foley stated that a time line was requested of Mr. Castleman and he wasn't willing to commit. Mayor Hartline stated that he is not willing to waive the entire lien, but would agree to terms for a reduction. Commissioner Miller asked what guidelines would be set for the owner. City Administrator Dori Bigler stated that Police Chief Watkins went to inspect the house. The roof and floors are in good condition, but it needs windows.

A motion was made by Commissioner Bigler and seconded by Commissioner Webb that it be **RESOLVED TO APPROVE THE WAIVER REQUEST FOR THE LIENS AT 203 N. GREEN STREET MADE BY MR. CASTLEMAN CONTINGENT UPON A WRITTEN SIGNED AGREEMENT WITH A TIMELINE AND DETAILS UP TO \$6000.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Webb and Mayor Hartline voted yea. Commissioner Miller voted Nay. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Webb and seconded by Commissioner Bryan that it be **RESOLVED TO APPROVE TO ACCEPT THE BID FOR THE 2003 GMC STREET SWEEPER FROM USED SWEEPERS OF AMERICAN, LLC IN THE AMOUNT OF \$14,800.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Nay – none. Mayor Hartline declared the motion carried.

Mayor Hartline directed Deputy City Clerk Tina Sadler to notify Dipak Patel regarding his request for a Restaurant/Beer & Wine License for property at 155 W. Vienna Street to fill out a Liquor License Application.

Discussion was held regarding Union County Dispatch. Mayor Hartline stated this issue is tied to the annexation of Wellness Pharms Group. City Administrator Dori Bigler gave the council a letter being sent to Union County regarding the cost of dispatch.

A motion was made by Commissioner Bigler and seconded by Commissioner Bryan that it be **RESOLVED TO APPROVE TO AUTHORIZE CITY**

**ADMINISTRATOR DORI BIGLER TO NOTIFY UNION COUNTY DISPATCH OF A ONE YEAR NOTICE OF TERMINATION OF CONTRACT.**

A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Nay – none. Mayor Hartline declared the motion carried.

The motion to Accept Public Works Full-time/Part-time Hires was tabled.

A motion was made by Commissioner Bigler and seconded by Commissioner Miller that it be **RESOLVED TO APPROVE TO ACCEPT LETTER OF RESIGNATION FOR JESSE SPENCER.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Nay – none. Mayor Hartline declared the motion carried.

Authorization for City Administrator Dori Bigler to hire Justin Goodman as a Full-time Police Officer was no discussion. Mr. Goodman accepted a job with another department.

A motion was made by Commissioner Webb and seconded by Commissioner Bryan that it be **RESOLVED TO APPROVE ORDINANCE 2020-14; PERTAINING TO THE LOCAL CURE PROGRAM.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Nay – none. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Bryan and seconded by Commissioner Bigler that it be **RESOLVED TO APPROVE ORDINANCE 2020-15; ESTABLISHING UTILITY RATES & MUNICIPAL WASTE COLLECTION RATES.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Nay – none. Mayor Hartline declared the motion carried.

Discussion was held regarding the traffic at W. High and S. Green. Mayor Hartline questioned if Police Chief Watkins was asked to look at the issue. Chief Watkins stated he had a discussion with City Administrator Dori Bigler. She stated that Anna Jr. High is behind the idea of a 4-way stop. Commissioner Bryan questioned the drop-off and pick-up of students.

A motion was made by Commissioner Bigler and seconded by Mayor Hartline that it be **RESOLVED TO APPROVE TO AUTHORIZE CITY ADMINISTRATOR DORI BIGLER & CITY ATTORNEY JOHN FOLEY TO CREATE A RESOLUTION TO CREATE A 4-WAY STOP AT THE W. HIGH & S. GREEN STREETS.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Nay – none. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Bigler and seconded by Commissioner Bryan that it be **RESOLVED TO APPROVE ORDINANCE 2020-16; EFMLA POLICY.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Nay – none. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Webb and seconded by Commissioner Bigler that it be **RESOLVED TO APPROVE RESOLUTION 2020-33; ADOPTING AMENDMENTS & ADDITIONS TO THE CITY HALL POLICY MANUAL.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Nay – none. Mayor Hartline declared the motion carried.

Richard Howell with Clarida-Zeigler stated the bid opening for the Lick Creek Road Sanitary Sewer Extension was held this morning. The lowest bid was Scott Escue Construction at \$92,422. City Administrator Dori Bigler stated the Water Extension Bid was published in today's paper and the bid opening would be in two weeks.

A motion was made by Commissioner Bigler and seconded by Commissioner Bryan that it be **RESOLVED TO APPROVE TO AWARD BID FOR THE CONSTRUCTION OF THE LICK CREEK ROAD SANITARY SEWER EXTENSION TO SCOTT ESCUE CONSTRUCTION FOR THE BID OF \$92,422 AND TO AUTHORIZE MAYOR STEVE HARTLINE TO SIGN THE NOTICE OF AWARD & NOTICE TO PROCEED.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Nay – none. Mayor Hartline declared the motion carried.

Commissioner Webb presented a drawing of an Annabelle Sign that was created by Sherri Sweeney. City Administrator Dori Bigler stated that the sign would be sold by the Garden Club to be placed in the yards along an Annabelle Trail during the Annabelle Festival.

Commissioner Miller stated that the city owned properties that have to be mowed on a continual basis should have weed killer sprayed on them. If the properties are privately owned and the city is having to mow them monthly, then we should have the right to spray them also. Mayor Hartline questioned if spraying was in our ordinance and verified that the city has licensed employee(s) to do spraying. Commissioner Bigler asked Police Chief Watkins if he agrees with how the current fine violation is working, he answered yes. Mayor Hartline questioned the insurance liability if the city goes on private property. He asked City Administrator Dori Bigler to look at the issue further.

Mayor Hartline questioned Police Chief Watkins regarding hiring a new officer. City Administrator Dori Bigler stated there are two positions one is for the School Resource Officer and the other a full-time patrolman.

Discussion was held regarding the request for a building permit at 202 ½ E. Chestnut Street. Public Works Manager Gary Dahmer questioned the setbacks from the address of the 40 feet requirement. City Attorney John Foley stated that it doesn't face E. Chestnut Street. Judy Wyatt stated the tax assessor office has it as 101 ½ E. Chestnut but it is in the two hundred block so she addressed it as 202 ½ E. Chestnut Street. Richard with Clarida-Ziegler stated that it could have a dedicated alley that has a name. Commissioner Bigler stated that it should go before the Zoning Board of Appeals if it doesn't meet the requirements. Mayor Hartline stated the council will refer it to the board and explained to Judy about the \$500 fee to start the process.

Approval of a building permit for John Wyatt at 202 ½ E. Chestnut Street was tabled and referred to the Zoning Board of Appeals.

A motion was made by Commissioner Bryan and seconded by Commissioner Miller that it be **RESOLVED TO APPROVE A BUILDING PERMIT TO KATHY RHINE AT 416 W. DAVIE STREET.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Nay – none. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Bryan and seconded by Commissioner Webb that it be **RESOLVED TO APPROVE A PARK USAGE APPLICATION FOR ANNA JR. HIGH SCHOOL CROSS COUNTRY FROM AUGUST 17 – SEPTEMBER 30, 2020.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Nay – none. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Bigler and seconded by Commissioner Webb that it be **RESOLVED TO APPROVE A PARK USAGE APPLICATION FOR ANNA-JONESBORO HIGH SCHOOL CROSS COUNTRY FOR OCTOBER 19, 2020.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Nay – none. Mayor Hartline declared the motion carried.

City Administrator Dori Bigler stated the City of Anna will be hosting a Disc Golf Tournament with the city as the sponsor. Any proceeds will be donated to Hadley's Haven.

A motion was made by Commissioner Miller and seconded by Commissioner Bigler that it be **RESOLVED TO ENTER CLOSED SESSION TO DISCUSS PERSONNEL & PENDING LITIGATION.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Nay – none. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Miller and seconded by Commissioner Bryan that it be **RESOLVED TO EXIT CLOSED SESSION.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Nay – none. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Bigler and seconded by Commissioner Miller that it be **RESOLVED TO APPROVE THE CLOSED SESSION MINUTES OF SEPTEMBER 1, 2020 AS PREVIOUSLY READ AS THE OFFICIAL CLOSED SESSION MINUTES OF SAID MEETING.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Nay – none. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Webb and seconded by Commissioner Bryan that it be **RESOLVED TO APPROVE THE PUBLIC WORKS FULL-TIME/PART-TIME HIRES FOR TREVOR WILLIAMS AND DAVID FRANK.**

A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline voted yea. Nay – none. Mayor Hartline declared the motion carried.

A motion was made by Commissioner Bigler and seconded by Commissioner Webb that it be **RESOLVED THAT THE REGULAR SESSION OF THE ANNA CITY COUNCIL MEETING OF SEPTEMBER 1, 2020 BE ADJOURNED AT 7:53 P.M.** A vote was taken upon the motion with the following results. Commissioner Bigler, Commissioner Bryan, Commissioner Miller, Commissioner Webb and Mayor Hartline. voted yea. Nay – none. Mayor Hartline declared the motion carried.