



## REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SULLIVAN, ILLINOIS, THURSDAY, MAY 2, 2024

1. The City Council of the City of Sullivan, Illinois, met in regular session on Thursday, May 2, 2024, at 6:00 p.m. at the Elizabeth Titus Memorial Library, 2 W. Water Street, Sullivan. The meeting was called to order by Mayor Mike Mossman. A roll call was taken.

Commissioner Abbey Sherwood	- present
Commissioner Mike Kirk	- present
Commissioner Chuck Woodworth	- present
Commissioner Doug Shook	- present
Mayor Mike Mossman	- present

2. Mayor Mossman recognized the "Just Say No to Renewal Group", members included Mike Fowler, Scott Allen and Michelle Knox.

Mr. Fowler asked that the Council not renew the IMEA contract early.

Scott Allen, a member of the Citizen's Utility Board (CUB), explained that the CUB Act of 1983 gave the Citizen's Utility Board the job of promoting the health, welfare and prosperity of all citizens in Illinois by ensuring effective democratic representation for utility consumers in front of public bodies. Mr. Allen is concerned that the IMEA is pressuring its members to sign new contracts. He believes that the IMEA has responded to member concerns by referencing their sustainability plan. He thinks that the "plan" uses basic concepts and doesn't provide details about how the ideas can be implemented. New federal regulations will have a massive impact on the IMEA's coal portfolio, which is approximately eighty percent of the City's supply. Mr. Allen feels that the 100 megawatts proposed by the IMEA is insufficient and that they have an obligation to inform the City where their vision falls short. The new agreement allows the members to build and own renewable generation but restricts them from using the assets to reduce their peak demand. He believes that the IMEA should be helping the City secure state and federal funding to pair renewable energy with battery storage. This could reduce the overall peak demand and decrease the amount of electricity the City would need to purchase. Mr. Allen encouraged the Council to explore their options and negotiate better terms prior to engaging in the contract.

Michelle Knox, founder of WindSolarUSA, stated that the reason given for the early contract renewal is due to the IMEA's desire to sign a twenty-five year Power Purchase Agreement for a 100 megawatt solar field. She believes that the project is less than ten percent of the total power portfolio and isn't financially feasible. Other communities have approved projects to optimize local generation and resiliency of the grid in the short term. Ms. Knox feels that IMEA members should be doing the same. Municipal solar projects would require more work but could be less expensive. She stated that local generation creates efficiency for local distribution and added storage can help offset demand charges. Ms. Knox believes that there is no valid reason for any IMEA members to sign a contract renewal at this time. She suggested that the City take time to evaluate their energy options and to make the best decision for the community.

Mike Fowler doesn't believe the City is giving the issue the time it deserves. He offered to assist the Council in providing three other options to consider prior to making

a decision. Mr. Fowler asked the Council to table the contracts until the two larger members state their intentions.

Commissioner Sherwood asked what other options exist outside of the IMEA. Mr. Allen responded that he wouldn't remove the IMEA option. There are other municipalities that manage their own ancillary services. There is also another entity called NIMPA (Northern Illinois Municipal Power Agency) that is similar to the IMEA. Commissioner Shook believes that if the City were to handle things in house they would need to create an entire department within the Electric Department.

During his term as Commissioner, Mike Fowler looked into purchasing turbines for the Power Plant at a cost of approximately two million dollars each. If purchased, the plant would have started generating again. The City could then purchase any additional power that was needed. Commissioner Kirk asked who would meet the permits and other requirements and where the additional purchased power would be secured from. Ms. Knox explained that there are independent consultants that could help with this.

Nancy Barker asked Commissioner Kirk his opinion on the advantages and disadvantages of signing the contract now or waiting. He replied that he didn't see a disadvantage, as the City has worked with the IMEA for a long time and has a trust with them.

3. Mayor Mossman asked if there were any comments from the public.

Bob Ingram stated that his water bill shows that he used 36 gallons of water and didn't think it was right. Commissioner Woodworth explained that the bill says 36, but it is actually 3,600. Mr. Ingram said that the bill doesn't reflect that and asked if it should be changed since it is wrong. Commissioner Woodworth responded that it isn't wrong, that it is how the billing system works.

Nancy Barker asked if the mulch at the dump lot is available to anyone at any time. Commissioner Shook confirmed that mulch is available at any time and that loading assistance can be offered during work hours.

Sharon Barricklow asked if her understanding was correct that if the City maintained its relationship with the IMEA and built an alternative energy display that they could only use the energy for City operations and couldn't sell it to the public. Commissioner Kirk confirmed that this was correct.

4. Mayor Mossman read the items in the consent agenda:

- Approval of minutes of the regular meeting held April 18, 2024
- Approval of minutes of the special meeting held April 23, 2024
- Approval of the minutes of the closed session held April 18, 2024
- Pass Resolution 24-W – Resolution for Maintenance Under the Illinois Highway Code (MFT)

A motion was made by Commissioner Woodworth and seconded by Commissioner Shook to approve the consent agenda. Upon a roll call being taken the results were as follows:

Commissioner Chuck Woodworth	- yea
Commissioner Doug Shook	- yea
Commissioner Abbey Sherwood	- yea

Commissioner Mike Kirk - yea  
Mayor Mike Mossman - yea

and the motion was declared carried by omnibus vote.

5. Commissioner Sherwood reported that a temporary concession stand from Liberty Lumber was moved into the park. The sports boosters will determine if they would like to purchase the structure.

The Park Department removed a fallen tree from Tabor Park, started spraying for weeds, had black mulch delivered, and fixed the women's restroom in Tabor Park. Commissioner Sherwood suggested the idea of locking the bathrooms at night in an effort to prevent vandalism. Assistant Chief of Police Josh Qualls stated that a lot of times the vandalism has occurred during normal park hours and suggested installing cameras. Commissioner Sherwood replied that they have looked into cameras but the lack of accessible Wi-Fi is an issue. The Park Department also trimmed bushes, planted a tree donated by Edward Jones in memory of Margie Horn, planted a tree donated by Roger Walker and ordered new swings. Work on the splash pad started today. The Electric department has everything they need and an email was sent to Commissioner Woodworth about what is needed for the water and sewer.

Due to the current construction in the park, Park Rec will be held at the Boy Scout cabin this year. They are working with the school to have lunch provided. The City is hiring summer help for this program.

The leak in the baby pool at the Civic Center has been repaired and will be refilled once it has been painted. Many schools have been renting the facility. The compressor for the air handler was installed today; there is some remaining work that will need to be completed after summer. The City received two quotes for the HVAC system, both exceed half a million dollars. Commissioner Sherwood is looking at grant options for this.

No proposals were received for the RFP that the City issued for audit services. Several firms were unavailable as they book in the fall of the previous year. Some firms were upset that they didn't receive the City's bid a few years ago and were unwilling to bid. One firm reported that they didn't have enough time to complete a bid or to get the City on their schedule this year. The City is currently on Clifton Larson Allen's schedule for this year. CLA's agreement contained provisions allowing them to make adjustments to their fee schedule. Mayor Mossman explained that the scope of the work that CLA completed increased due to all the grants the City received. Commissioner Sherwood will reach out to the auditor to let her know that the City would like to move forward with CLA.

6. Commissioner Kirk reported that the Line Crew completed sixty-five JULIE locates. The City experienced an outage on the 17<sup>th</sup> which was caused by high winds on the Ameren transmission line near Assumption. The Distribution Crew worked with Hydro-Gear on the Nexgrid system, installed primary lines, pulled 500 feet of primary on south Worth St. and completed 200 hours of work in the park.

7. Commissioner Woodworth shared that the Rural Development Farm and Home Administration in Washington D.C. reached out to the state Rural Development Offices asking for success stories for their brochures. Rural Development holds the loan for the

City's new water treatment plant and chose the City of Sullivan as their as their success story for Illinois. Commissioner Woodworth was provided with a write up explaining why the plant was needed, how it was built, that it was built with Rural Development funds and included pictures of the new plant. He reviewed and approved the article and provided additional information.

The crew at the Sewer Plant has been hauling sludge to empty the lagoon. The Mayor signed a compliance commitment acceptance letter to address recent problems that occurred at the Sewer Plant and received an approval in return. It is possible that the City won't be fined as long as they remain in compliance with the CCA by making repairs to the plant.

The Main Street Water Main project is almost half way done. They have been boring and open digging to replace the water main. The remaining tasks include making all the connections and having them tested and sampled.

8. Commissioner Shook reported that the Safe Routes to School project is close to completion. The last sidewalk was supposed to be poured today and the frames will be removed tomorrow. The contractor's bid included \$45,000 for tree removal; the City had the trees removed by a local contractor for \$4,000. The remaining funds were used for additional sidewalks.

Curb work is being completed in the Eastview Subdivision; gutter drains are also being installed. The roads in the subdivision will be tilled and regraded this year.

The orchard north of town took 40 loads of mulch.

9. Mayor Mossman stated that the flags need to be put up before Memorial Day and suggested a collaboration of multiple departments. He would like an inventory taken on the flags and poles to determine how many need to be replaced. A citizen asked how they could make a donation for the flags. The Mayor responded that a donation could be made at the City Building and proposed establishing a flag fund. Commissioner Woodworth asked if a wooden dowel could be added to the poles to reinforce them. Mayor Mossman agreed that this would reduce the poles bending at the brackets.

The building owner next to the old City Building still has leakage issues with his roof and would like to know how the City will handle this. The Mayor asked if the damage was the responsibility of the demolition contractor. Commissioner Sherwood stated that the City is responsible for the damage, adding that the repairs were split between the City and the contractor.

10. A motion was made by Commissioner Sherwood and seconded by Commissioner Kirk to approve the claims. Upon a roll call being taken, the results were as follows:

Commissioner Abbey Sherwood	- yea
Commissioner Mike Kirk	- yea
Commissioner Chuck Woodworth	- yea
Commissioner Doug Shook	- yea
Mayor Mike Mossman	- yea

and the motion carried.

11. Mayor Mossman explained that the City is required by the American's with Disabilities Act to have a transition plan in place. The City's current plan hasn't been updated since 1990. Milano and Grunloh is willing to prepare a new self-evaluation and transition plan for the City for \$2,500.

A motion was made by Commissioner Shook and seconded by Commissioner Woodworth to approve the project authorization plan with Milano & Grunloh to assist the city with an ADA self-evaluation and transition plan. Upon a roll call being taken, the results were as follows:

Commissioner Doug Shook	- yea
Commissioner Chuck Woodworth	- yea
Commissioner Abbey Sherwood	- yea
Commissioner Mike Kirk	- yea
Mayor Mike Mossman	- yea

and the motion carried.

12. A motion was made by Commissioner Kirk and seconded by Commissioner Shook to approve the special use permit for the Sullivan American Legion for the St. Jude Dash and Bash on June 8<sup>th</sup>. Upon a roll call being taken, the results were as follows:

Commissioner Mike Kirk	- yea
Commissioner Doug Shook	- yea
Commissioner Abbey Sherwood	- yea
Commissioner Chuck Woodworth	- yea
Mayor Mike Mossman	- yea

and the motion carried.

13. Bill Linville owns Old No. 1, a bar in Windsor. They requested a Special Use Permit for a special event being held at the 1225 Building on June 1, 2024. Commissioner Woodworth asked if liquor licenses could be transferred from county to county. The City Clerk contacted the Illinois Liquor Commission and was told that a Special Use Permit could be issued as long as they hold a current liquor license.

A motion was made by Commissioner Shook and seconded by Commissioner Sherwood to approve a Special Use Permit for Cerks LLC d.b.a. Old No. 1 for a special event June 1<sup>st</sup> at the 1225 building. Upon a roll call being taken, the results were as follows:

Commissioner Doug Shook	- yea
Commissioner Abbey Sherwood	- yea
Commissioner Mike Kirk	- yea
Commissioner Chuck Woodworth	- yea
Mayor Mike Mossman	- yea

and the motion carried.

14. Commissioner Shook explained that areas with no possibility of development were removed from the amended TIF IV map. Additional areas were added that are likely to be developed. Mayor Mossman added that the amended map will require the annexation of some properties on the south and west sides of town.

A motion was made by Commissioner Kirk and seconded by Commissioner Shook to accept the TIF IV map. Upon a roll call being taken, the results were as follows:

Commissioner Mike Kirk	- yea
Commissioner Doug Shook	- yea
Commissioner Abbey Sherwood	- yea
Commissioner Chuck Woodworth	- yea
Mayor Mike Mossman	- yea

and the motion carried.

15. Mayor Mossman explained that Ordinance 24-8 would increase the Intergovernmental Agreement with the School District by ten percent. Commissioner Shook felt that the School District had a legitimate claim for the agreement, as they incur an expense of \$9,000 each for the twenty kids living in the Westport Apartments. He thought that agreeing to this increase would get the School District on board for the TIF III extension. The agreement will reduce the City's portion of TIF III by \$10,000 and move it to the school. Commissioner Shook believes this would allow more time to move funds from TIF III to TIF IV. Mayor Mossman stated that the infrastructure has already been installed in TIF III and that the roads are the responsibility of the developer. Commissioner Sherwood stated that there are other avenues in which the funds can be expended and suggested that they could be used to support other departments. Commissioner Kirk stated that he would not be voting in favor of the agreement. Commissioner Woodworth thought that the school's percentage was going to be reduced. Mayor Mossman responded that this would increase the School District from twenty percent to thirty percent. This increase was presented by the Economic Development Director to move the extension forward. Commissioner Woodworth thought that giving the School District thirty percent would set a precedent for the future. Commissioner Sherwood responded that there is a cap on TIF IV and the School District is already at the maximum that they can request. She added that the City has made agreements with the taxing bodies for many years and has been more than generous and open to ideas of cooperative agreements that don't include increasing their Intergovernmental Agreements. Commissioner Kirk replied that there are other items that are utilized by the School District that aren't talked about, such as the two ball diamonds, the Civic Center, the park, the employee parking lot and the maintenance of the lights at the football field,

A motion was made by Commissioner Shook and seconded by Commissioner Sherwood to pass Ordinance 24-8, approving the Intergovernmental Agreement with the Community School District Number 300. Upon a roll call being taken, the results were as follows:

Commissioner Doug Shook	- yea
Commissioner Abbey Sherwood	- yea

Commissioner Mike Kirk - nay  
Commissioner Chuck Woodworth - nay  
Mayor Mike Mossman - yea

and the motion carried.

16. Commissioner Sherwood asked Commissioner Shook if he had contacted Chastain's about the finish grade of the aggregate subbase for the sports courts. Commissioner Shook had done this and added that the Street Department wasn't going to be capable of getting the grade perfect for the asphalt. Dunn Company will need to fine grade the court area. Commissioner Sherwood explained that the increase was due to needing a contractor to complete the finishing grade.

A motion was made by Commissioner Shook and seconded by Commissioner Sherwood to approve the change order from Building Systems of Illinois for the OSLAD Phase I for \$11,395.00. Upon a roll call being taken, the results were as follows:

Commissioner Doug Shook - yea  
Commissioner Abbey Sherwood - yea  
Commissioner Mike Kirk - yea  
Commissioner Chuck Woodworth - yea  
Mayor Mike Mossman - yea

and the motion carried.

17. Commissioner Woodworth explained that Change Order #1 from C & S Companies for the Main Street water main was due to a change in the pipe used for the project. Steel pipe was originally going to be used and was switched to HDPE pipe resulting in a decrease of \$1,900.50.

A motion was made by Commissioner Woodworth and seconded by Commissioner Sherwood to approve Change Order #1 from C & S Companies for \$1,900.50. Upon a roll call being taken, the results were as follows:

Commissioner Chuck Woodworth - yea  
Commissioner Abbey Sherwood - yea  
Commissioner Mike Kirk - yea  
Commissioner Doug Shook - yea  
Mayor Mike Mossman - yea

and the motion carried.

18. Mayor Mossman presented Ordinance 24-10 – Authorizing the Execution of a New Power Sales Contract and a New Capacity Purchase Agreement with the Illinois Municipal Electric Agency for discussion. Commissioner Shook asked for the advantages of renewing now as opposed to waiting. Commissioner Kirk explained that ten members have already signed the agreements in good faith and that they have been reviewed twice by the City Attorney. Commissioner Kirk added that he has trusted the Agency for the last twenty years and will have trust in them for the next twenty years. Commissioner Sherwood asked if any information or guarantees have been

provided by the IMEA to explain what would happen to the City if Naperville and St. Charles didn't renew their contracts. Commissioner Kirk explained that the IMEA would continue to negotiate without those communities. Commissioner Sherwood understands that the IMEA will be debt free in the future but asked what new debts would be obtained to create a renewable sector. She then asked if the City has negotiated any of the terms that were included in the contract. Commissioner Kirk stated that the City hadn't negotiated the terms, but that the IMEA's Executive Board has been negotiating the terms for the past three months. Commissioner Sherwood expressed concern with not waiting to follow suit with the larger communities and not negotiating a better deal for the City. Commissioner Kirk responded that there is no negotiating, all of the communities have the exact same contract. Commissioner Sherwood asked if there was another organization that could provide bids for power. Commissioner Kirk was not aware of any. The City's ownership ends at Bethany and if the line were to be terminated the City would have to generating power, which would come at an increased cost. Commissioner Sherwood didn't know if she knew enough about the contracts or understood them enough to make a decision that could potentially affect the community thirty years from now. Commissioner Woodworth pointed out that the contracts also include language stating that the IMEA will reimburse the City for fuel costs when generation is needed.

A motion was made by Commissioner Kirk and seconded by Commissioner Woodworth to accept Ordinance 20-10 for the City of Sullivan authorizing the execution of a new Power Sales Contract and the new Capacity Purchase Agreement with the IMEA for the delivery period commencing October 1, 2035. Upon a roll call being taken, the results were as follows:

Commissioner Mike Kirk	- yea
Commissioner Chuck Woodworth	- yea
Commissioner Abbey Sherwood	- nay
Commissioner Doug Shook	- yea
Mayor Mike Mossman	- yea

and the motion carried.

19. Commissioner Woodworth explained that Ordinance 24-11 implements the annual four percent increase to the City's water and sewer rates.

A motion was made by Commissioner Woodworth and seconded by Commissioner Shook to pass Ordinance 24-11, approving the amending portions of Chapter 38 Sewer Rates and Water Rates of the revised Code of Ordinance for the City. Upon a roll call being taken, the results were as follows:

Commissioner Chuck Woodworth	- yea
Commissioner Doug Shook	- yea
Commissioner Abbey Sherwood	- yea
Commissioner Mike Kirk	- yea
Mayor Mike Mossman	- yea

and the motion carried.



20. Commissioner Kirk asked to table the discussion on electric rates. He explained that the last Commissioner had a rate study done that was completed in May or June of last year. The rate study came with a five-year plan that was reviewed with the previous Treasurer. Commissioner Kirk asked for time to review that information and the income it would create.

21. Mayor Mossman stated that he had no intentions of raising the gas rates at this time and declined the increase.

22. Mayor Mossman explained that the City's Code Book needs to be updated. Illinois Codification Service quoted the service for \$6,500. Commissioner Woodworth confirmed that this was done in 2000. Commissioner Shook would like "he" replaced with "he/she". The City Clerk stated that the Codifier will prepare a draft for the Council to review, which will include the Ordinances passed in 2024. If any changes are necessary they will be made and presented in a final draft for the Council's approval.

A motion was made by Commissioner Sherwood and seconded by Commissioner Kirk to approve Resolution 24-X. Upon a roll call being taken, the results were as follows:

Commissioner Abbey Sherwood	- yea
Commissioner Mike Kirk	- yea
Commissioner Chuck Woodworth	- yea
Commissioner Doug Shook	- yea
Mayor Mike Mossman	- yea

and the motion carried.

23. Commissioner Sherwood explained that she and Mayor Mossman had completed interviews for the City Treasurer position and felt that Kassie Waggoner was the best fit for the City. Ms. Waggoner has previous experience from Marvin Keller, has accounting and banking experience and understands accounting principles and practices. She will be starting on Monday. Commissioner Shook thought it was great that Ms. Waggoner is a resident and that her family members have been residents for generations and knows that she will do what is best for the citizens of Sullivan.

A motion was made by Commissioner Sherwood and seconded by Commissioner Shook to approve Resolution 24-Y – A Resolution appointing the City Treasurer, Kassie Waggoner. Upon a roll call being taken, the results were as follows:

Commissioner Abbey Sherwood	- yea
Commissioner Doug Shook	- yea
Commissioner Mike Kirk	- yea
Commissioner Chuck Woodworth	- yea
Mayor Mike Mossman	- yea

and the motion carried.

24. A motion was made by Commissioner Shook and seconded by

Commissioner Sherwood to authorize the addition of Kassie Waggoner as an authorized signer for all City accounts with Scott State Bank, First Community Bank of Moultrie County, First Mid Bank & Trust, Illinois Funds and US Bank.

Commissioner Doug Shook	- yea
Commissioner Abbey Sherwood	- yea
Commissioner Mike Kirk	- yea
Commissioner Chuck Woodworth	- yea
Mayor Mike Mossman	- yea

and the motion carried.

25. A motion was made by Commissioner Sherwood and seconded by Commissioner Shook to approve Resolutions 24-Z through 24-II. Upon a roll call being taken, the results were as follows:

Commissioner Abbey Sherwood	- yea
Commissioner Doug Shook	- yea
Commissioner Mike Kirk	- yea
Commissioner Chuck Woodworth	- yea
Mayor Mike Mossman	- yea

and the motion carried.

26. A motion was made by Commissioner Sherwood and seconded by Commissioner Woodworth to approve Resolutions 24-JJ through 24-PP with First Community Bank. Upon a roll call being taken, the results were as follows:

Commissioner Abbey Sherwood	- yea
Commissioner Chuck Woodworth	- yea
Commissioner Mike Kirk	- yea
Commissioner Doug Shook	- yea
Mayor Mike Mossman	- yea

and the motion carried.

27. Mayor Mossman explained that the last Council failed to purchase a padmount Transformer that was needed for the Metro factory. The factory was ready to open so the Electric Commissioner at that time, reached out to other communities to see if they had one. Princeton, Illinois had a new transformer that had been in their inventory for 20 years and offered it to the City. Unfortunately, the transformer only lasted two months after being put into service. The City still owes the City of Princeton a transformer. Commissioner Kirk thought that this issue had been taken care of until he was contacted by the individual from Princeton while at an IMEA meeting. They had gone ahead and ordered the replacement transformer and it was delivered recently. The cost of the transformer was \$105,975.00. Commissioner Kirk stated that the City will pay Fletcher-Reinhardt directly for the transformer.

A motion was made by Commissioner Kirk and seconded by Commissioner

Shook to waive bidding and approve the purchase of a 2000kVA 3 Phase Padmount Transformer from Fletcher-Reinhardt Company for the City of Princeton to replace the one we owe them. Upon a roll call being taken, the results were as follows:

Commissioner Mike Kirk	- yea
Commissioner Doug Shook	- yea
Commissioner Abbey Sherwood	- yea
Commissioner Chuck Woodworth	- yea
Mayor Mike Mossman	- yea

and the motion carried.

28. Commissioner Kirk asked for authorization to pay for the transformer from Fletcher-Reinhardt Company from TIF II. The original transformer was used for Zak Horn's factory, which is located in TIF II. Commissioner Woodworth explained that when the City originally tried to secure a transformer for that location they were told it would be eighteen months out, which is why they secured the transformer from Princeton.

A motion was made by Commissioner Kirk and seconded by Commissioner Woodworth to waive bidding and pay for the transformer out of TIF II. Upon a roll call being taken, the results were as follows:

Commissioner Mike Kirk	- yea
Commissioner Chuck Woodworth	- yea
Commissioner Abbey Sherwood	- yea
Commissioner Doug Shook	- yea
Mayor Mike Mossman	- yea

and the motion carried.

29. Commissioner Woodworth asked to pull Change Order #3 and Pay Estimate #1 from Wiggs Excavating for the Eastview Lift Station Project. Changes have been made to the two documents and they will be presented at the next meeting.

30. A motion was made by Commissioner Shook and seconded by Commissioner Woodworth to adjourn the meeting. Upon a roll call being taken, the results were as follows:

Commissioner Doug Shook	- yea
Commissioner Chuck Woodworth	- yea
Commissioner Abbey Sherwood	- yea
Commissioner Mike Kirk	- yea
Mayor Mike Mossman	- yea

and the motion was declared carried and the meeting was adjourned at 7:44 p.m.

  
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Mayor Mike Mossman

Attest Carrie Creek  
Carrie Creek, City Clerk