



AGENDA
Village Board of Trustees
Regular Meeting

Monday, February 4, 2019 - 7:00 pm
Shiloh Municipal Building, 1 Park Drive

Call to Order

Pledge of Allegiance

Public Comments \ Announcements

1. POLICE DEPARTMENT AWARD PRESENTATION

Minutes – JANUARY 7, 2019

Treasurer's Report – DECEMBER 2018

Mayor's Report

1. RE-APPOINT JOHN LEE TO THE POLICE PENSION BOARD (2019-2021)

Committee Reports:

Administration & Personnel (Powers)

1. ORDINANCE 2019-02-04 A: AN ORDINANCE AMENDING THE TERMS OF AN ELECTRICAL FRANCHISE AGREEMENT WITH AMEREN ILLINOIS D/B/A AMEREN ILLINOIS

Finance & Budget (Wrzek)

1. ORDINANCE 2019-02-04 B: AN ORDINANCE AMENDING THE SHILOH MUNICIPAL CODE, TITLE III, ADMINISTRATION, SECTION 34, FEES AND PENALTIES (RAISING THE MONTHLY MINIMUM AND RATES CHARGED TO SHILOH SEWER DEPARTMENT CUSTOMERS)

Planning & Development (Weilmuenster)

1. AUTHORIZE STAFF TO ISSUE PERMITS FOR THE CELL TOWER MODIFICATION - 4129 LEBANON AVENUE

Public Parks & Facilities (Herrmann)

Public Safety (O'Neil)

Streets & Sanitary Sewers (Burrelsman)

1. AUTHORIZE MAYOR TO SIGN THE PRELIMINARY ENGINEERING CONTRACT WITH TWM TO COMPLETE THE BASE SCOPE SERVICES AND ALL RIGHT OF WAY ACQUISITIONS; AND TO AUTHORIZE SOLICITING BIDS FOR SOUTH 1ST STREET, RASP STREET, KAY STREET AND EAST STREET IMPROVEMENTS PROJECT (NOT TO EXCEED \$45,000.00)
2. AUTHORIZE THE MAYOR TO SIGN THE SANITARY SEWER AGREEMENT: AMENDMENT #2 (BETWEEN THE VILLAGE OF SHILOH AND THE CITY OF O'FALLON FOR SEWER TREATMENT FOR THE SHILOH SEWER DEPARTMENT CUSTOMERS)

Other Business

1. EXECUTIVE (CLOSED) SESSION
(65 ILCS – SECTION 2)
(MAY BE HELD TO DISCUSS PERSONNEL MATTERS (C) 1, COLLECTIVE BARGAINING (C) 2, PURCHASE OR LEASE OF REAL ESTATE (C) 5, SALE OR LEASE OF REAL ESTATE (C) 6, LITIGATION (C) 11, and DISCUSSION OF CLOSED SESSION MINUTES (C) 21)
2. ACTION TAKEN ON EXECUTIVE SESSION ITEMS (IF ANY)

Bills – FOR THE MONTH OF FEBRUARY 2019

Adjournment

ORDINANCE 2019-02-04 A

AN ORDINANCE AMENDING THE TERMS OF AN ELECTRICAL FRANCHISE AGREEMENT WITH AMEREN ILLINOIS COMPANY D/B/A AMEREN ILLINOIS.

WHEREAS, the Village of Shiloh (the "Municipality") is a unit of local government with authority to legislate in matters concerning its local government and affairs, and

WHEREAS, the current electrical franchise ordinance, Ordinance No. 2016-09-03A, (the "Electric Franchise Ordinance") between the Municipality and Ameren Illinois Company, d/b/a Ameren Illinois (the "Company") expires on September 3, 2033; and

WHEREAS, it is the best interests of health, safety and welfare of the citizens of the Municipality to amend the terms of the Electric Franchise Ordinance, and

NOW THEREFORE, BE IT ORDAINED THAT THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF SHILOH, ST. CLAIR COUNTY, STATE OF ILLINOIS AS FOLLOWS;

Section 1: That the terms of the Electric Franchise Ordinance are hereby amended to compensate the Municipality in the amount of \$90,505, annually, commencing with the September 2019 payment, (Anniversary Date September 3) in lieu of the \$83,800 referenced in Section 6 of the Electric Franchise Ordinance. This is due to the terms of the Growth Clause being enacted. The electric customer count has increased from 5,540 in 2013 to 5,983 in December of 2018. Except as expressly modified by this Ordinance, the provisions of the Electric Franchise Ordinance shall remain unchanged and in full force and effect.

Section 2: That all ordinances, or parts of ordinances, in conflict herewith are hereby repealed effective upon the effective date of this Ordinance.

Section 3: That this Ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law and its acceptance by the Company.

PASSED and APPROVED this ___ day of _____, 2019.

Yes:

No:

Absent:

Abstain:

JAMES A. VERNIER II
MAYOR

ATTEST:

BRENDA A. KERN, MMC
VILLAGE CLERK

ORDINANCE 2019-02-04 B

**AN ORDINANCE AMENDING THE SHILOH MUNICIPAL CODE, TITLE III,
ADMINISTRATION, SECTION 34, FEES AND PENALTIES.**

WHEREAS, Section 34, (B) (d) sets sewer systems use charges; and

WHEREAS, it is the desire to adjust certain rates to reflect current costs for improvements and general maintenance; and

NOW, THEREFORE, be it Ordained by the Village Board of Trustees:

- a) Section 34, (B) (d) (1) (i) is amended to reflect a minimum charge of \$23.00
- b) Section 34, (B) (d) (iv) is amended to reflect a rate of \$0.0415.
- c) The provisions and sections of this Ordinance shall be deemed to be separable, and the invalidity of any portion of this ordinance shall not affect the validity of the remainder.
- d) All ordinances and parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.
- e) This Ordinance is effective upon passage.

Passed by the Village Board of the Village of Shiloh, Illinois, on the 4th day of February, 2019, by the following vote:

Yes:

No:

Abstain:

Absent:

Approved this 4th day of February, 2019.

Attest:

JAMES A. VERNIER II
MAYOR

BRENDA A. KERN, MMC
VILLAGE CLERK

Change made to the Sewer Service Agreement with O'Fallon.
Change requested by the Village Attorney after review.

21. During a period where the Illinois Environmental Protection Agency has a restriction on operating permits for sanitary sewer extensions, but at the same time will issue construction only permits, O'Fallon shall give favorable review to properly prepared and executed permit applications, provided that the sum of the following does not exceed 974,200 gallons per day flow, 2143.2 pounds per day of BOD₅ or 2435.5 pounds per day of suspended solids:

- current twelve (12) month average hydraulic, BOD₅ or suspended solids load
- twelve (12) month average hydraulic, BOD₅ or suspended solids load from the permit application
- twelve (12) month average hydraulic, BOD₅ or suspended solids load from two past years of unutilized outstanding permits

~~21.—During the period when the Illinois Environmental Protection Agency has a restriction on operating permits for sanitary sewer extensions but will issue construction only permits, O'Fallon shall give favorable review to properly prepared and executed permit applications provided that the sum of the current twelve (12) month average hydraulic, BOD₅ or suspended solids load, and, that from the load ultimately to come from the permit application and two past years of unutilized outstanding permits does not exceed 974,200 gallons per day flow, 2143.2 pounds per day of BOD₅ or 2435.5 pounds per day of suspended solids.~~

22. Nothing contained in this Agreement shall be considered as giving Shiloh any voice in the operation of the O'Fallon Sewage Treatment System. At all times O'Fallon shall be considered an independent contractor in providing sewage treatment services for Shiloh.
23. This Agreement shall also be binding upon and apply to any interest the Village of Shiloh has in the sewer line that crosses under Interstate 64 near mile marker 18 and any lines connected thereto as described in Exhibit "E". The Village of Shiloh shall own and maintain the portion of the sanitary sewer main upstream of the existing metering manhole adjacent to Edgewood Drive. The City of O'Fallon will bill the Village of Shiloh separately for the sewage measured through this metering manhole at the rates specified in the O'Fallon Code of Ordinances Sections 51.080 and 51.102. The Village of Shiloh will only be permitted to convey a maximum daily average flow of 224,450 gallons per day through this sewer main. This flow will be calculated by adding the daily average flow from Schedule A/B section 6.3 of each building that is connected to this sewer main.
24. If for any reason the treatment of the Village of Shiloh's wastewater by the City of O'Fallon is allowed to be discontinued, the Village of Shiloh and/or their Sewer System's financial obligations on past due services, including but not limited to

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