

**MINUTES OF THE FIRE DEPARTMENT COMMITTEE MEETING OF THE CITY
COUNCIL OF THE CITY OF COLUMBIA, ILLINOIS HELD MONDAY,
MAY 23, 2011 IN THE COUNCIL ROOM OF CITY HALL**

I. CALL TO ORDER

Acting Chairman Agne (Chairman Ebersohl absent) called the Fire Department Committee Meeting of the City Council of the City of Columbia, Illinois to order at 7:07 p.m.

Upon Roll Call, the following members were:

Present: Aldermen Agne, Roessler and Reis.

Absent: Chairman Ebersohl.

Quorum Present.

Others Present: Mayor Hutchinson and Aldermen Huch, Mathews and Piazza.

Administrative Staff Present: City Administrator Al Hudzik, City Attorney Terry Bruckert, Accounting Manager Linda Sharp and Accounting/Clerical Assistant Sandy Garner.

Guests Present: None.

Alderman Agne stated the meeting was called for the purpose of (1) reviewing and discussing the Columbia Fire Protection District draft agreements/leases; and (2) considering any other items to be discussed.

II. COLUMBIA FIRE PROTECTION DISTRICT DRAFT AGREEMENTS/LEASE REVIEW AND DISCUSSION

Alderman Agne opened the meeting and called upon City Administrator Al Hudzik to address the Committee on this issue. Hudzik reviewed his Memo and its distribution items, which consisted of:

- (1) The Intergovernmental Agreement entered into with the Columbia Rural Fire Protection District (pursuant to the approval of Ordinance No. 2833 on 12/20/10), including text pertaining to various agreements to be entered into pursuant to the annexation of the City into the Fire District;

- (2) A proposed “Dispatching Services Agreement” for an initial three (3) year term with one (1) year automatic renewals, unless proper notification of non-renewal is given;
- (3) A proposed “Lease” (for the Fire Station property) for an initial ten (10) year term with ten (10) year automatic renewals, unless proper notification of non-renewal is given; and
- (4) A proposed “Lease-Purchase Agreement” (pertaining to the City’s 2008 Pierce Velocity 100 Foot Platform Truck) along with various information (described in the Memo) pertaining to lease-purchase payment terms and the City’s current 2008 G.O. Capital Projects and Refunding Bonds, which provided the source of funding when the City purchased said Platform Truck.

The basic terms and provisions of the documents described above in (2), (3) and (4) were tentatively agreed upon by Jim Sinclair (attorney for the Fire District) and Terry Bruckert and Al Hudzik (on behalf of the City) prior to the end of December, 2010 – proposed revisions since December were shown and identified as either being requested/made by the Fire District or the City. During the review of the proposed documents (i.e., described in (2), (3) and (4) above) by both Bruckert and Hudzik, all in attendance were given the opportunity to make comments and ask questions, which included: (i) the provision in Section 4. of the Dispatching Services Agreement requiring the City to provide satisfactory verification to the Fire District (annually) in order to receive the 5% annual dispatching fee increase (a revision requested by the Fire District) should be deleted; (ii) discussion re: Section 6 of the fire station property Lease language as it pertains to the determination of major repairs to be made and the mutual agreement provision contained as to which party (to the Lease) would be responsible for making said major repairs – comments were made that those types of decisions would have to be made when major repairs may be required and could be based upon which party benefits the most by such major repairs (or the cost could be based proportionately on the benefit received); (iii) reciprocal indemnification language requested by the Fire District in Section 7. of the fire station property Lease agreement is to be reviewed with the City’s insurance provider (i.e., Illinois Municipal League Risk Management Association) by Terry Bruckert to see if it is consistent with the terms of the liability coverage provided to the City; and (iv) the Fire District Trustees must select which of the Platform Truck Lease-Purchase payment options they prefer so that a payment schedule can be attached to the agreement, which would include any credit the Fire District may be entitled to receive from the City in the event the Fire District disposes of said platform truck before the time frame shown on the payment schedule (i.e., prepays its financial obligation to the City); Hudzik indicated he would work on the payment schedule (once the Fire District selects its payment option) and the language revisions to reflect the Lease-Purchase payments to be made by (and possible prepayment credit to be given to) the Fire District.

It was the consensus of the Committee/Council Members in attendance that Bruckert and Hudzik continue in their negotiation of the agreements and present the proposed final documents (showing any changes made since the versions distributed and reviewed at this meeting) to the Council Members for their consideration at a future Council Meeting.

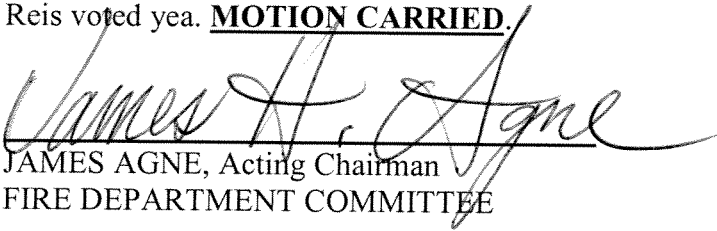
III. **OTHER ITEMS TO BE CONSIDERED OR DISCUSSED**

None.


IV. **ADJOURNMENT**

MOTION:

It was moved by Alderman Reis and seconded by Alderman Roessler to adjourn the Fire Department Committee Meeting of the City Council of the City of Columbia held Monday, May 23, 2011 at 7:59 p.m. Upon Roll Call vote, Aldermen Agne, Roessler and Reis voted yea. **MOTION CARRIED.**


JAMES AGNE, Acting Chairman
FIRE DEPARTMENT COMMITTEE

Minutes taken by:


SANDRA GARMER, Accounting/Clerical Assistant