

**REGULAR CITY COUNCIL MEETING  
105 S MAIN ST  
FARMER CITY, ILLINOIS  
MONDAY, MARCH 4, 2024  
6:00 P.M.  
AGENDA**

**PRELIMINARY MATTERS**

1. Call to order
2. Roll call
3. Pledge of allegiance to the flag
4. Proclamations/presentations/recognitions
5. Public Comment –

**CONSENT AGENDA**

The following items will be adopted on a single motion without discussion unless a council member requests separate consideration:

- A. Approval of the minutes of the February 5, 2024 council minutes
- B. Fund Warrant List

**UNFINISHED BUSINESS--Ordinances or resolutions previously tabled.**

**NEW BUSINESS--Ordinances and resolutions for initial consideration**

- A. Approval of the low bid for repaving miscellaneous streets to Eppel & Co in the amount of \$121,770.70.
- B. Approval of the low bid for the MFT project on Crabtree Court to Cross Construction in the amount of \$25,089.
- C. Resolution 2024-96 resolution entering into an intergovernmental agreement between Blue Ridge School District and the City of Farmer City.
- D. Discussion regarding Rainbow Park sign.
- E. Resolution 2024-97 affirming that the City of Farmer City, DeWitt County, State of Illinois is not a sanctuary city for immigration.
- F. Ordinance 1112 an ordinance of the City of Farmer City, DeWitt County, Illinois establishing regulations for unscheduled intercity buses and the discharge of passengers to ensure the health, safety and welfare of residents and visitors to the City of Farmer City.

**EXECUTIVE SESSION**

**OTHER ITEMS**

1. City manager report
2. Non-agenda items and other business

**ADJOURNMENT**

NOTE: Anyone planning to attend the meeting who has need of special assistance under the Americans with Disabilities Act (ADA) is asked to contact the city clerk's office at (309) 928-2842, 48 hours before the meeting. Staff will be pleased to make the necessary arrangements.

**MINUTES OF THE FARMER CITY, ILLINOIS**

**CITY COUNCIL REGULAR MEETING**

**FEBRUARY 5, 2024 6 p.m.**

**ROLL CALL** Present: Councilmembers Shelley Friedrich, David Walsh, Jason Strough and Willard McKinley and Mayor Scott Testory

Also, in attendance: City Manager Sue McLaughlin, City Clerk Angie Wanserski and City Attorney Joe Chamley.

**PLEDGE OF ALLEGIANCE TO THE FLAG**

**PRESENTATION** FY23 Audit Findings

Renee Brucker from MCK CPAs & Advisors was in attendance to give council her audit findings. Renee stated that fiscal year 2023 findings for Farmer City were a “clean unmodified opinion”. She went over asset and liability numbers, fund balances and will issue a comment letter of her findings. MCK will also provide city hall with an electronic version of the audit which will be put on the city’s website for public viewing.

**PUBLIC COMMENT**

Bob Tharp from the local historical society attended and asked council to consider passing a certified local government program that would assist the FCGHS in obtaining future funding from the state.

**CONSENT AGENDA**

- A. Approval of the minutes of the January 2, 2024 council meeting.
- B. Fund Warrant List

**MOTION** by McKinley, seconded by Friedrich, to approve the consent agenda. Voted unanimously. Motion carried.

**UNFINISHED BUSINESS**

- A. Discussion regarding Digital Sign

City manager McLaughlin had reached out individually to each council member asking for their input on which digital sign they preferred. The responses were all different so she wanted to ask them in person to narrow down a preference. Council has decided to proceed with option #4 but they would like all the lettering to be in block script.

**NEW BUSINESS**

- B. Discussion regarding unscheduled bus stops.

It is known that illegal immigrants are being moved downstate. Mayor Testory would like Farmer City declared as a non-sanctuary city. The city does not have the resources to support any bus drop offs of illegal immigrants. City manager McLaughlin provided council with a sample resolution and ordinance that were currently being used in the suburbs. Passing such legislation would still give no authority but be symbolic in nature. If we were a home rule community, we

would have more flexibility and power. Council would like this brought back at a future council meeting for action.

C. Discussion regarding 109 S Main and the FCGHS.

At January's council meeting Rachel Cox approached council with a proposal to lease 109 S Main St. City manager McLaughlin has reviewed Ms. Cox's proposal and provided a memo to council outlining her concerns. The historical society would like to discuss the possibility of forming an HPC (Historical Preservation Committee). Council is cautious as the downtown buildings are expensive to maintain and they do not want to place further restrictions on owners who are already having a difficult time maintaining them. The general consensus was to not lease 109 S Main St. and to have further discussions regarding the concerns of those wanting a committee.

D. Approve payout request #3 to Building Systems in the amount of \$282,573.

**MOTION** by McKinley, seconded by Friedrich to approve payout request #3 to Building Systems in the amount of \$282,573. Voted unanimously. Motion carried.

**CITY MANAGER REPORT**

City Manager McLaughlin stated that the repaving bids for W Market St watermain improvement project are out. They are due March 6<sup>th</sup>.

**NON-AGENDA ITEMS AND OTHER BUSINESS**

**ADJOURNMENT**

**MOTION** by McKinley, seconded by Friedrich, to adjourn the meeting. Voted unanimously. Motion carried.

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Angie Wanserski, City Clerk

Vendor Name	Net Invoice Amount	Description	Created by
<b>100</b>			
U.S. BANK	23.37	USBANK	DSB
PRESTO-X	58.42	MONTHLY SERVICE	DSB
WATTS COPY SYSTEMS INC	258.83	COPIER	DSB
U.S. BANK	482.85	USBANK	DSB
COOPER, BILLIE	350.00	MONTHLY SERVICE	DSB
T-MOBILE	33.83	MONTHLY INTERNET	DSB
QUADIENT FINANCE USA INC.	200.00	ADM POSTAGE	DSB
U.S. BANK	230.00	USBANK	DSB
MUNICIPAL CLERKS OF ILLINOI	45.00	DISTRICT IV, V & VI SPRING SEMINAR	DSB
U.S. BANK	170.00	USBANK	DSB
U.S. BANK	175.00	USBANK	DSB
NICOR GAS	122.25	MONTHLY GAS	DSB
NICOR GAS	240.78	MONTHLY GAS	DSB
MEDIACOM	156.90	MONTHLY INTERNET	DSB
SIMPLIFIED COMPUTERS	20.00	EXCHANGE SERVICES- A. HAMILTON	DSB
SIMPLIFIED COMPUTERS	110.00	IT SERVICES	DSB
T-MOBILE	30.80	MONTHLY INTERNET	DSB
U.S. BANK	148.06	USBANK	DSB
U.S. BANK	141.70	USBANK	DSB
U.S. BANK	28.58	USBANK	DSB
HINCKLEY SPRINGS	35.89	MONTHLY WATER	DSB
FARMER CITY CHAMBER OF C	75.00	ANNUAL DINNER	DSB
U.S. BANK	10.86	USBANK	DSB
ILLINI CONTRACTORS SUPPLY	12.66-	CREDIT	DSB
U.S. BANK	92.74	USBANK	DSB
EVANS FROEHLICH BETH AND	262.50	LEGAL	DSB
EVANS FROEHLICH BETH AND	105.00	LEGAL	DSB
U.S. BANK	869.98	USBANK	DSB
U.S. BANK	16.98	USBANK	DSB
FC AUTOBODY	8,084.36	CHARGER REPAIR	DSB
CLASPILL AUTOMOTIVE SALES	113.31	OIL CHANGE- FORD INTERC	DSB
EVANS FROEHLICH BETH AND	700.00	LEGAL	DSB
VERIZON	287.37	MONTHLY TELEPHONE	DSB
U.S. BANK	40.00	USBANK	DSB
U.S. BANK	161.23	USBANK	DSB
MENARDS - CHAMPAIGN	181.84	GUN RANGE SUPPLIES	DSB
MENARDS - CHAMPAIGN	43.83	POLICE RANGE SUPPLY ITEMS	DSB
MENARDS - CHAMPAIGN	128.85	PAINTING SUPPLIES-OFFICE	DSB
U.S. BANK	44.99	USBANK	DSB
U.S. BANK	23.38	USBANK	DSB
RAY O HERRON	328.98	OFC KWON VEST CARRIER	DSB
U.S. BANK	698.85	USBANK	DSB
U.S. BANK	262.00	USBANK	DSB
EVERGREEN FS INC	1,416.58	FUEL CHARGE	DSB
CORNEGLIO AG	118.37	GUN RANGE ITEMS	DSB
NAPAAUTO PARTS	130.20	OIL & FLUIDS FOR VEHICLE	DSB
NAPAAUTO PARTS	3.02	HOSE & CLAMPS	DSB
RUSH TRUCK CENTER- CHAMP	2,160.75	VEHICLE REPAIR	DSB
VCNA PRAIRIE LLC	566.29	CONCRETE	DSB
MAURER-STUTZ	2,952.50	MAINTENANCE BLDG RECON	DSB
U.S. BANK	769.94	USBANK	DSB
T-MOBILE	33.82	MONTHLY INTERNET	DSB
SIMPLIFIED COMPUTERS	55.00	SERVICE	DSB
ILLINI CONTRACTORS SUPPLY	199.00-	CREDIT	DSB
ILLINI CONTRACTORS SUPPLY	100.51	CONCRETE TOOLS	DSB
MENARDS - CHAMPAIGN	45.96	STREETS SUPPLY ITEMS	DSB
MENARDS - CHAMPAIGN	44.76	SUPPLIES-STREETS	DSB

Vendor Name	Net Invoice Amount	Description	Created by
NAPA AUTO PARTS	15.57	GREASE & TOWELS	DSB
CORNEGLIO AG	94.08	STREET SUPPLIES	DSB
U.S. BANK	24.49	USBANK	DSB
EVERGREEN FS INC	217.94	FUEL CHARGE	DSB
BUILDING SYSTEMS of ILLINOI	282,573.00	APPLICATION NUMBER THREE	DSB
U.S. BANK	163.92	USBANK	DSB
SIMPLIFIED COMPUTERS	55.00	SERVICE	DSB
T-MOBILE	33.83	MONTHLY INTERNET	DSB
U.S. BANK	245.00	USBANK	DSB
U.S. BANK	45.00	USBANK	DSB
U.S. BANK	24.00	USBANK	DSB
CENTRAL ILLINOIS AG	11,150.00	MOWER	DSB
WINDLE CONCRETE	10,000.00	DOG PARK-SOUTH PARK #1	DSB
NAPA AUTO PARTS	159.73	TRUCK BATTERY	DSB
MENARDS - CHAMPAIGN	44.94	SUPPLIES-PARKS	DSB
CORNEGLIO AG	4.99	WEATHER SEAL	DSB
EVERGREEN FS INC	21.79	FUEL CHARGE	DSB
<b>Total 100:</b>	<b>328,653.63</b>		
<b>110</b>			
MCK CPA & ADVISORS	8,700.00	ANNUAL AUDIT	DSB
<b>Total 110:</b>	<b>8,700.00</b>		
<b>150</b>			
MAURER-STUTZ	2,607.50	MFT PROGRAM	DSB
MAURER-STUTZ	6,785.47	PLUM ST IMPROVEMENTS	DSB
MCLEAN COUNTY ASPHALT IN	1,470.93	ASPHALT STREET REPAIR	DSB
<b>Total 150:</b>	<b>10,863.90</b>		
<b>210</b>			
U.S. BANK	74.32	USBANK	DSB
<b>Total 210:</b>	<b>74.32</b>		
<b>240</b>			
EVANS FROEHLICH BETH AND	1,400.00	LEGAL-TIF 3	DSB
MORAN ECONOMIC DEVELOP	570.00	TIF ADMIN PROJECTS	DSB
<b>Total 240:</b>	<b>1,970.00</b>		
<b>270</b>			
MAURER-STUTZ	997.50	RESURFACING	DSB
HOERR CONSTRUCTION INC.	11,817.55	CONTRATOR FOR SEWER DEPT	DSB
ILLINI CONTRACTORS SUPPLY	390.00	M18 BATTERIES	DSB
ILLINI CONTRACTORS SUPPLY	289.00	TRIMMER	DSB
<b>Total 270:</b>	<b>13,494.05</b>		
<b>280</b>			
SAQ CONSULTING INC.	2,000.00	CONSULTING	DSB
<b>Total 280:</b>	<b>2,000.00</b>		
<b>490</b>			
GFL ENVIRONMENTAL	12,294.81	MONTHLY GARBAGE FEES	DSB

Vendor Name	Net Invoice Amount	Description	Created by
<b>Total 490:</b>	<b>12,294.81</b>		
<b>510</b>			
SIMPLIFIED COMPUTERS	110.00	IT SERVICES	DSB
U.S. BANK	197.98	USBANK	DSB
T-MOBILE	33.82	MONTHLY INTERNET	DSB
FRONTIER	143.02	MONTHLY INTERNET	DSB
FRONTIER	141.98	MONTHLY INTERNET	DSB
WATER SOLUTIONS UNLIMITED	4,045.35	WATER CHEM SUPPLIES	DSB
CORNEGLIO AG	41.67	SUPPLIES, TAPE, BELTS	DSB
CORNEGLIO AG	3.12	SCREWS	DSB
EVERGREEN FS INC	239.73	FUEL CHARGE	DSB
GRAINGER	30.75	INJECTION CHCK VALVE	DSB
USA BLUEBOOK	30.54	STENNER INJECTOR	DSB
MAURER-STUTZ	2,663.75	WATER MAIN REPLACEMENT	DSB
IMCO UTILITY SUPPLY CO	342.50	CLAMP, SHOVEL & ROD	DSB
MENARDS - CHAMPAIGN	14.59	WATER ITEMS	DSB
VIPOWER SERVICES	2,371.50	ALARM DIALER	DSB
<b>Total 510:</b>	<b>10,410.30</b>		
<b>520</b>			
CLASPILL AUTOMOTIVE SALES	73.70	OIL CHANGE SEWER VEHICLE	DSB
HOERR CONSTRUCTION INC.	685.50	SEWER REPAIR	DSB
MEDIACOM	201.40	SEWER INTERNET	DSB
T-MOBILE	33.83	MONTHLY INTERNET	DSB
U.S. BANK	8.15	USBANK	DSB
MCMMASTER-CARR	43.40	WHITE DELRIN RESIN ROD	DSB
MENARDS - CHAMPAIGN	29.00	SEWER SUPPLY ITEMS	DSB
NAPAAUTO PARTS	41.20	AIR FILTER	DSB
CORNEGLIO AG	97.63	HEAT LAMPS & SUPPLIES	DSB
U.S. BANK	18.55	USBANK	DSB
EVERGREEN FS INC	283.32	FUEL CHARGE	DSB
USA BLUEBOOK	309.95	MAINTENANCE KIT	DSB
LEROY TRUE VALUE HARDWAR	41.99	MILKHOUSE HEATER	DSB
<b>Total 520:</b>	<b>1,867.62</b>		
<b>530</b>			
GRAINGER	2,530.25	HEATER	DSB
GRAINGER	603.95	GASKETS, BEARINGS, ETC.	DSB
MENARDS - CHAMPAIGN	26.98	SUPPLIES ELECTRIC	DSB
NAPAAUTO PARTS	206.33	OIL & FLUIDS FOR VEHICLE	DSB
EVANS FROEHLICH BETH AND	175.00	LEGAL-IMEA	DSB
BHMG ENGINEERS	1,152.50	EPA ANNUAL REPORTING	DSB
T-MOBILE	33.82	MONTHLY INTERNET	DSB
U.S. POSTAL SERVICE	604.98	POSTAGE FOR FEB 24 UTILITY BILLS	DSB
U.S. BANK	39.18	USBANK	DSB
Mc LAUGHLIN, SUE	92.46	IMEA TRAVEL-SPRINGFIELD	DSB
U.S. BANK	685.17	USBANK	DSB
NICOR GAS	293.68	MONTHLY GAS	DSB
U.S. BANK	53.95	USBANK	DSB
U.S. BANK	53.95	USBANK	DSB
IMEA	112,654.79	JANUARY 24 ELECTRIC FEES	DSB
NICOR GAS	1,349.00	MONTHLY GAS	DSB
NICOR GAS	274.73	MONTHLY GAS	DSB
MENARDS - CHAMPAIGN	175.29	ELECTRIC SUPPLY ITEMS	DSB

Vendor Name	Net Invoice Amount	Description	Created by
CORNEGLIO AG	34.46	TOOLS	DSB
ANIXTER INC	65.18	TOOLS	DSB
NAPA AUTO PARTS	6.99	WASH MITT	DSB
USA BLUEBOOK	46.73	KYNEX CYLINDER	DSB
WELDSTAR COMPANY	497.76	AC4 OXE	DSB
CHEMSEARCHFE	713.14	SUPPLIES	DSB
ANIXTER INC	1,371.30	ELECTRIC SUPPLIES	DSB
ANIXTER INC	1,727.52	ELECTRIC SUPPLIES	DSB
ANIXTER INC	1,499.60	SUPPLIES	DSB
ANIXTER INC	2,314.37	SUPPLIES	DSB
ANIXTER INC	385.50	SUPPLIES	DSB
U.S. BANK	261.56	USBANK	DSB
HARRIS, KIM	100.00	BOOT REIMBURSEMENT	DSB
U.S. BANK	20.32	USBANK	DSB
Total 530:	130,050.44		
Grand Totals:	520,379.07		



**CITY OF FARMER CITY, ILLINOIS**

105 South Main Street  
Farmer City, Illinois 61842-0049

Telephone: (309) 928-2842

Facsimile: (309) 928-2228

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**MEMO**

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Date: March 4, 2024

To: City Council

From: Sue McLaughlin, ICMA-CM  
City Manager

RE: Repaving bids

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We held a bid opening on Wednesday, February 7 for the repaving of certain streets for FY 24. This was the re-bid on this fiscal year's program because the original bids were too high. We received three bids this time: Rowe Construction, Cross Construction and Eppel & Co (Pontiac).

The engineer's estimate for the non-MFT project (Portions of W Green, W Market, and S. William and Ogle Drive) was \$148,400. On the attached bid table, you'll see, the low bid was \$104,385.70 with Eppel & Co. For the MFT project, which is repaving Crabtree Court, the engineer's estimate is \$35,980 and the low bid was \$25,089 with Cross Construction.

We recommend approving these low bids and proceeding with these repaving projects as soon as the weather breaks.





	Units	Green Street	William Street	Ogle Drive	Market Street	Revised Market	Bid Total	Adjusted Total	Bid Unit Prices	Bid Cost	Adjusted Unit Prices	Adjusted Cost
Bit Matis Tack Ct	Lb	215	191	424	1207	1207	2037	2037	\$1.60	\$3,259.20	\$1.60	\$3,259.20
HMA Surf Rem Var Dp	Sq Yd	299	265	588	1677	1677	2829	2829	\$8.50	\$24,046.50	\$8.50	\$24,046.50
HMA SX IL-9.5 C N50	Ton	36	30	66	188	188	320	320	\$177.00	\$56,640.00	\$177.00	\$56,640.00
Agg Wedgw Shld Type B	Ton	3	5	11			19	19	\$165.00	\$3,135.00	\$165.00	\$3,135.00
Driveway Butt Joint	Each			3			3	3	\$380.00	\$1,140.00	\$380.00	\$1,140.00
Pavement Patching 6"	Sq Yd	10	9	19	3	93	41	131	\$215.00	\$8,815.00	\$200.00	\$26,200.00
Manhole Adl (Special)	Each				3	3	3	3	\$1,150.00	\$3,450.00	\$1,150.00	\$3,450.00
Water Valves Adj	Each				4	4	4	4	\$975.00	\$3,900.00	\$975.00	\$3,900.00
										\$104,385.70		\$121,770.70
											Difference	\$17,385.00



**RESOLUTION 2024-96**

**RESOLUTION ENTERING INTO AN INTERGOVERNMENTAL AGREEMENT BETWEEN BLUE RIDGE SCHOOL DISTRICT AND THE CITY OF FARMER CITY**

**WHEREAS**, the Blue Ridge School District desires the City of Farmer City to provide crossing guard services to the District; and

**WHEREAS**, the City of Farmer City recognizes the safety needs that a Crossing Guard can provide to the students;

**WHEREAS**, the City of Farmer City wishes to cooperate and share in the cost to provide such Crossing Guard services to the Blue Ridge School District;

NOW THEREFORE BE IT RESOLVED, the City Council of the City of Farmer City and the Blue Ridge School District enter into this agreement with the City for such services as stated:

1. The City of Farmer City will provide a Crossing Guard throughout the 2024-2025 and 2025-2026 school years during days school is in session;
2. The School District shall cover 55% of the cost of the salary for the Crossing Guard;
3. The agreement shall be renewed automatically every year unless amended or terminated by agreement of the parties.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FARMER CITY, COUNTY OF DEWITT, ILLINOIS THIS 4th DAY OF MARCH 2024

AYES: \_\_\_\_\_ NAYS: \_\_\_\_\_ ABSTAIN: \_\_\_\_\_ ABSENT: \_\_\_\_\_

\_\_\_\_\_  
Scott Testory, Mayor

\_\_\_\_\_  
Angie Wanserski, City Clerk

**RESOLUTION NO. 2024-97**

**A RESOLUTION AFFIRMING THAT THE CITY OF FARMER CITY,  
DEWITT COUNTY, STATE OF ILLINOIS IS NOT A SANCTUARY CITY  
FOR IMMIGRATION**

WHEREAS, the City of Farmer City (the "City") is a municipal corporation duly incorporated and existing under the laws and Constitution of the State of Illinois;

WHEREAS, the City is located in Dewitt County;

WHEREAS, the State of Illinois became a "sanctuary state" for immigration in 2017;

WHEREAS, the State of Illinois, through the City of Chicago, has accepted over 17,000 immigrants from August of 2022 through September of 2023, and is expected to receive 1,250 additional immigrants per day for the foreseeable future;

WHEREAS, the State of Illinois has initiated a process of relocating immigrants arriving in the City of Chicago to elsewhere in the state, and;

WHEREAS, the City does not have the money, housing, schools, open space, and administrative resources to accommodate the overflow of immigrants brought about by the policies of the City of Chicago and the State of Illinois.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Farmer City, as follows:

**Section 1**

The recitals set forth in the above prefatory clauses are hereby adopted as the findings of the City of Farmer City and are expressly incorporated herein as a part of this resolution.

**Section 2**

The City of Farmer City, Dewitt County, State of Illinois is not a "sanctuary city" for immigration.

**Section 3**

This resolution shall be in full force and effect upon its adoption and approval.

This resolution was adopted and deposited in the office of the City Clerk of the City of Farmer City this 4th day of March 2024.

\_\_\_\_\_  
Scott Testory, Mayor

ATTEST:

\_\_\_\_\_  
Angie Wanserski  
City Clerk

**ORDINANCE NO. 1112**

**AN ORDINANCE OF THE CITY OF FARMER CITY, DEWITT COUNTY, ILLINOIS  
ESTABLISHING REGULATIONS FOR UNSCHEDULED INTERCITY BUSES, AND  
THE DISCHARGE OF PASSENGERS TO ENSURE THE HEALTH, SAFETY AND  
WELFARE OF RESIDENTS AND VISITORS TO THE CITY OF FARMER CITY**

**WHEREAS**, pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 *et seq.*, generally, the Corporate Authorities of each municipality may exercise powers and perform functions for the protection of the public health, safety, morals and welfare; and

**WHEREAS**, the Mayor and City Council of the City of Farmer City (the "*Corporate Authorities*") are charged with the responsibility of protecting the health, safety and welfare of the residents of the City; and

**WHEREAS**, pursuant to 65 ILCS 5/1-2-1, the Corporate Authorities of each municipality may pass all ordinances and make all rules and regulations proper or necessary, to carry into effect the powers granted to municipalities, with such fines or penalties as may be deemed or proper; and

**WHEREAS**, the Corporate Authorities have the authority to adopt ordinances to promulgate rules, regulations or policies pertaining to its government and affairs; and

**WHEREAS**, unscheduled buses have been stopping in multiple municipalities to unload passengers within those municipalities; and

**WHEREAS**, the Corporate Authorities find that it is in the best interests of the City, its employees, its residents, and visitors to establish regulations for the safe and orderly stopping, standing, and parking of unscheduled buses and the discharge of passengers within the City; and

**WHEREAS**, the Corporate Authorities determined that the unloading of passengers from unscheduled buses in inclement or severe weather conditions or at varied unscheduled hours,

days, or locations in the City without a coordinated plan poses a significant threat to the health, welfare, and safety of passengers; and

**WHEREAS**, the Corporate Authorities further find that time is of the essence due to the threat of immediate increase in demands on limited City resources resulting from the potential unloading of passengers from an unscheduled bus within the City; and

**WHEREAS**, the Corporate Authorities declare that a crisis exists within the City as it relates to the unloading of passengers from unscheduled buses; and

**WHEREAS**, the Corporate Authorities find that is in the best interest of the health, safety and welfare of the residents of the City to establish the regulations herein specified to ensure necessary City services and programs are prepared ahead of time.

**THEREFORE, BE IT ORDANED** by the Mayor and City Council of the City of Farmer City, Dewitt County, Illinois, as follows:

**SECTION ONE:** That the above recitals and legislative findings are found to be true and correct by the Corporate Authorities and are hereby incorporated herein and made a part hereof, as if fully set forth in their entirety in this Section One.

**SECTION TWO:** That the Corporate Authorities find and declare that the regulations and requirements herein established are to protect and ensure the health, safety, and welfare of the residents of the City and are further undertaken in accordance with and pursuant to the exercise of the City's police powers and general powers over the City health, safety and welfare.

**SECTION THREE:** The purpose of this Ordinance is to approve and adopt a policy for the benefit of the City, its employees, its residents, and visitors to the City, and to authorize the Chief of Police and City Manager to take any and all action necessary to effectuate and carry out the policy herein established.



**SECTION FOUR:** The Policy of the City of Farmer City Establishing Regulations for Unscheduled Buses and Discharge of Passengers, a copy of which is attached hereto and made a part hereof, as Exhibit A (the "Policy"), is hereby authorized and approved.

**SECTION FIVE:** The officials, officers, employees, and attorneys of the City are hereby authorized to take all actions necessary to carry out, give effect to, and consummate the Policy, and to take all action reasonably required in conformity therewith. The officials, officers, employees, and attorneys of the City are hereby further authorized and directed to draft and disseminate any and all necessary applications or forms to be utilized to effectuate and enforce the Policy and this Ordinance.

**SECTION SIX:** This Ordinance, and its parts, are declared to be severable and any sentence, section, paragraph, sub-paragraph, clause, provision, or portion of this Ordinance or its Policy is declared unconstitutional, invalid or unenforceable said shall be excluded and deemed inoperative or unenforceable, as though not provided for herein, and shall not affect the validity or enforceability of any other part of this Ordinance and its Policy, which shall remain unaffected, unimpaired, valid and in full force and effect. It is hereby declared to be the express legislative intent of the Corporate Authorities that this Ordinance and its Policy would have been authorized and adopted as if no such unconstitutional, invalid, or unenforceable part was included in this Ordinance or its Policy.

**SECTION SEVEN:** That if any part or portion of this ordinance shall be declared invalid by a court of competent jurisdiction, such partial invalidity shall not affect the remainder of this ordinance.

**SECTION EIGHT:** That this Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as I hereby authorized to be done by the Mayor and City Council.

PASSED by the City Council of the City of Farmer City, Dewitt County, Illinois, this 4th day of March 2024.

\_\_\_\_\_  
Scott Testory  
Mayor

(SEAL)

ATTEST:

\_\_\_\_\_  
Angie Wanserski  
City Clerk

**EXHIBIT A**

**A POLICY OF THE CITY OF FARMER CITY, DEWITT COUNTY, ILLINOIS  
ESTABLISHING REGULATIONS FOR UNSCHEDULED BUSES AND THE  
DISCHARGE OF PASSENGERS**

**I. Definitions.**

For the purpose of this Policy, the following definitions shall apply unless the context clearly indicates or requires a different meaning. The singular or plural is included in any circumstances.

Application shall mean a form that the Chief of Police or City Manager makes available for receiving and reviewing proposed bus operations.

Approval shall mean written notice that the Chief of Police or City Manager has received, reviewed, and determined that an application satisfies the requirements of the City and this Policy.

Regularly Scheduled Bus shall mean any bus that operates trips on a predictable and recurring basis between two or more designated and authorized locations or established routes, following a fixed schedule that is published in advance and available to the general public, and provides transportation service in exchange for payment of a fare.

Unscheduled Bus shall mean any bus used for the transportation of passengers originating from a location outside of Illinois that is not a regularly scheduled bus and operating pursuant to written authorization of the Chief of Police or City Manager approving a specific schedule to pick-up or drop-off passengers at an approved location in the City.

City shall mean the City of Farmer City, Dewitt County, Illinois.

**II. Applicability.**

The application, review, and approval process pursuant to the limitations and requirements of this Policy for unscheduled buses shall apply to all operators seeking an unscheduled bus service for a specified date, time and location for the loading or unloading of passengers in accordance with approved written authorization as herein required.

**III. Notice and Application Required.**

The operator of any unscheduled bus must make an application for approval to arrive and load or unload passengers in the City on the appropriate application form made available by the Chief of Police or City Manager. All applications for unscheduled bus service must be received by the Chief of Police or City Manager a minimum of five (5) full business days prior to the requested date of arrival identified in the application. All applications shall include a proposed passenger list, and the operator shall be required to perform background checks on each passenger over the age of eighteen and shall provide copies of same to the Chief of Police or City Manager as part of the application process. Each application for an unscheduled bus for the unloading of passengers must include an order authorizing such unscheduled bus for the unloading of passengers executed by the head of the public body originating the transfer of or loading of passengers.

**IV. Processing and Approval of Application.**

Applications for unscheduled buses will be reviewed on first-come, first-serve basis. No more than one (1) application, regardless of operator, shall be approved by the Chief of Police or City Manager for a specific date or location.

**V. Passenger Loading and Unloading Day and Hour Restriction.**

Unscheduled buses shall load or unload passengers within the City only between the hours of 10:00 a.m. and 4:00 p.m. Monday through Friday, and not at any time on a Saturday, Sunday, or designated federal, state or City legal holiday.

**VI. Passenger Loading and Unloading Location.**

Unscheduled buses shall only load or unload passengers at a location authorized by the Chief of Police or City Manager, which shall be listed on the approved application.

**VII. Punctuality of Passenger Loading and Unloading.**

For any given written approval, unscheduled buses must arrive no sooner than 15 minutes before, and no later than 30 minutes after, the approved arrival time, otherwise the application shall be considered invalid. Any loading or unloading of passengers outside of the aforesaid schedule window shall result in a \$750.00 fine per passenger upon the bus operator.

**VIII. Proof of Approved Application to Load or Unload a Passenger.**

Every operator of unscheduled buses must carry a physical or electronic copy of an approved application and present it for inspection at the location of loading or unloading passengers at the request of any employee of the City.

**IX. Penalty.**

Any operator of an unscheduled bus that attempts to or does in fact load or unload passengers without an approved application shall be subject to a \$750.00 fine per passenger.