

**MINUTES  
COMMITTEE OF THE WHOLE  
CLOSED SESSION OF CITY COUNCIL  
OF THE  
CITY OF DEKALB  
May 11, 2009**

The City Council of DeKalb, Illinois, held a closed session on May 11, 2009 in the DeKalb Municipal Building, Room 201, 200 South Fourth Street, DeKalb, Illinois. The closed session was called by a majority vote of City Council at the Committee of the Whole meeting of the same day.

The closed session started at 9:05 p.m. Council members in attendance were: Mayor Kris Povlsen, Alderman Bertrand Simpson, Alderman Tom Teresinski, Alderman Victor Wogen, Alderman Brendan Gallagher, Alderman Ronald Naylor, Alderman David Baker and Alderman Brent Keller.

Also present were: Mark Biernacki, City Manager; Rudy Espiritu, Assistant City Manager; Norma Guess, City Attorney and Steve Kapitan, City Clerk.

**LAND ACQUISITION, 5 ILCS 120/2(5):** *(Released: July 9, 2018)*

Mr. Biernacki reported that Mr. Elliot and Bill Lovett have not been able to come to an agreement for Mr. Elliot to acquire a half acre of neighboring Bill Lovett's property in order to extend a storm water pipe that would better control storm water for the industrial park he is building. Mr. Biernacki stated that Mr. Elliott is willing to pay the asking price if the City pays part of the cost since the approach would reduce water runoff into the adjacent neighborhood. Mr. Biernacki added that Mr. Elliott has the right to proceed with his project without the pipe extension.

Alderman Gallagher told of his efforts to mediate between the parties before he was sworn as Alderman in an effort to alleviate some of the flooding that the Dodge Addition periodically experiences. Alderman Teresinski asked about the impact on the neighborhood. Mr. Biernacki stated that the pipe extension would not fundamentally solve the flooding problems in the neighborhood. After further discussion the Mayor declared a consensus that the City not participate in the land purchase. No objection was voiced.

**RISK MANAGEMENT 5 ILCS 120/12:** *(Released: July 9, 2018)*

Mr. Espiritu made a presentation on the various options that the City has for managing worker's compensation or general liability risk. He started by reminding the Council that the City is 100% self insured since 1992. He explained the costs and benefits of the various options shown on the spreadsheet handout containing quotes received from three proposals. One was insurance and two were risk management pools. He explained that the membership would bring with it expertise and assistance in reducing claims. He stated that the staff recommends the proposal from MICA, a pool of 24 member municipalities.

A discussion of deductibles, catastrophic coverage and the impact of Workers Compensation claims

on the City's ability to maintain reserves over the years under self insurance. There was further discussion about the City's past handling of Workers Compensation claims and how the pool membership would help in reducing claims. The pros and cons of the options were further discussed. The Mayor summarized the consensus as directing to inquire about alternative deductibles and to contact one of the risk pools to clarify some elements about their pool.

**COLLECTIVE BARGAINING 5 ILCS 120/2 & PERSONNEL 5 ILCS 120/1:**



**ADJOURNMENT:**

Ald. Gallagher moved to adjourn the closed session; seconded by Ald. Baker. Motion carried by voice vote. The closed session adjourned at 10:48 p.m.

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**STEVEN C KAPITAN, City Clerk**