

**NOTICE OF SPECIAL MEETING CALLED BY
THE MAYOR OF THE CITY OF EAST PEORIA
TAZEWELL COUNTY, ILLINOIS**

John P. Kahl, Mayor of the City of East Peoria, Illinois, Tazewell County, Illinois, does hereby call a special meeting of the City Council of the City of East Peoria which shall convene on **Thursday, August 15, 2019 at 8:00 a.m. in the Council Chambers in the Civic Complex, 401 W. Washington Street, East Peoria, Illinois** for the purposes as listed in the agenda below. A copy of the agenda for the special meeting is below hereto labeled as "Exhibit A."

Dated this 12th day of August, 2019

/s/ John P. Kahl
John P. Kahl, Mayor
City of East Peoria, Tazewell County, Illinois

EXHIBIT "A"

AGENDA

**SPECIAL MEETING OF THE CITY COUNCIL OF THE CITY OF EAST PEORIA
COUNCIL CHAMBERS AT 401 WEST WASHINGTON STREET, EAST PEORIA, ILLINOIS
AUGUST 15, 2019
8:00 A.M.**

**DATE: AUGUST 15, 2019
TIME: 8:00 A.M.
COMMISSIONER HILL**

**MAYOR KAHL
COMMISSIONER DECKER

COMMISSIONER MINGUS
COMMISSIONER SUTHERLAND**

1. **CALL TO ORDER:**

2. **ROLL CALL:**

3. **INVOCATION:**

4. **PLEDGE TO THE FLAG:**

5. **APPROVAL OF MINUTES:**

6. **COMMUNICATIONS:**

7. **PUBLIC COMMENT: COUNCIL BUSINESS FROM THE AUDIENCE ON AGENDA ITEMS:**

8. **COMMISSIONER HILL:**

- 8.I. Adoption of Resolution No. 1920-047 - Resolution of Authorization for Open Space Land Acquisition and Development ("OSLAD") Grant Program for the Levee Park Splash Pad.

Documents:

[RESOLUTION NO. 1920-047.PDF](#)

9. **COMMISSIONER DECKER:**

10. **COMMISSIONER SUTHERLAND:**

11. **COMMISSIONER MINGUS:**

12. **MAYOR KAHL:**

13. **PUBLIC COMMENT: COUNCIL BUSINESS FROM THE AUDIENCE ON NON-AGENDA ITEMS:**

14. **COMMENTS FROM COUNCIL:**

14.I. COMMISSIONER DECKER:

14.II. COMMISSIONER HILL:

14.III. COMMISSIONER SUTHERLAND:

14.IV. COMMISSIONER MINGUS:

14.V. MAYOR KAHL:

15. **MOTION FOR EXECUTIVE SESSION/CLOSED MEETING:**

16. **MOTION TO ADJOURN:**

17. **/S/ Morgan R. Cadwalader**

City Clerk, Morgan R. Cadwalader
Dated and Posted: August 12, 2019

NOTE: All items listed on the agenda are action items unless indicated otherwise. Ordinances and resolutions listed on the agenda may further be amended and/or revised prior to adoption by the City Council.



TO: The Honorable Mayor and City Council

FROM: Ty Livingston, Director of Planning & Community Development

DATE: August 12, 2019

SUBJECT: Resolution of Authorization for Open Space Land Acquisition and Development (OSLAD) grant program for the Levee Park Splash Pad

BACKGROUND: Over the past few years, the East Peoria Community Foundation (EPCF) has been charged with the development of Levee Park located on the Civic Plaza in the heart of the Levee District. This Park is being designed to be as functional for special events as it is for day-to-day usage by our residents and visitors. As you may recall, we applied for a grant through the Illinois Department of Commerce & Economic Opportunity (DCEO) back in January for Levee Park infrastructure and landscaping. We continue to have communication with DCEO about that grant and are still optimistic about our chances to receive it.

The OSLAD grant application here is to be submitted to the Illinois Department of Natural Resources (IDNR) for \$400,000. This OSLAD grant requires a 50-50 match, and the EPCF already has \$400,000 in-hand from its private donation fundraising. The funds will specifically be used for the development of a splash pad, fountain and outdoor restrooms. The former item has been identified as a key component in attracting families to the Park and the Levee District. It is anticipated if the City/Foundation are able to secure both this and the DCEO grants, then substantive work can commence on the balance of Levee Park next year.

In past years, this grant was due on October 1st. However, in speaking with a representative from IDNR late last week, staff discovered this year's grant is due much earlier – on August 19th by 5 pm. – which is why this special meeting was called.

RECOMMENDATION: Approval of the resolution as presented.

RESOLUTION NO. 1920-047

East Peoria, Illinois

_____, 2019

RESOLUTION BY COMMISSIONER _____

**RESOLUTION OF AUTHORIZATION FOR OPEN SPACE LAND
ACQUISITION AND DEVELOPMENT (OSLAD) GRANT PROGRAM FOR
THE LEVEE PARK SPLASH PAD**

WHEREAS, the City Council of the City of East Peoria (the “City”), an Illinois unit of local government, seeks to apply for a grant under the Open Space Lands Acquisition and Development (“OSLAD”) as administered by the Illinois Department of Natural Resources (“IDNR”) for making recreational improvements to the Civic Plaza outdoor space on the Civic Triangle in the Levee District that has been designated as the “Levee Park” area; and

WHEREAS, the City has been working in cooperation with the East Peoria Community Foundation (the “Foundation”) to improve the Civic Plaza portion of the Civic Triangle to create the Levee Park for the benefit of the City, its residents and citizens, and the general public; and

WHEREAS, the City and the Foundation now seek to make recreational improvements to the Civic Plaza for creating the Levee Park that include a splash pad, water fountains, and outdoor restrooms at a total estimated cost of \$800,000 (the “Levee Park Project”); and

WHEREAS, the grant provided under OSLAD grant program administered by IDNR is a 50%-50% matching grant, meaning that the project sponsor – in the case, the City – must provide 50% of the funds for the project, while the OSLAD grant covers the other 50% of the funds for the project (the “Grant”); and

WHEREAS, as part of the application process for the Grant for the Levee Park Project, the City must commit that the City has the necessary 50% funding available to support the Levee Park Project should the City receive the Grant; and

WHEREAS, the Foundation has committed providing the City with the required 50% funding for the Levee Park Project, being \$400,000, should the City receive the Grant; and

WHEREAS, the City accordingly hereby confirms that the City has sufficient funds necessary to undertake and complete the Levee Park Project within the required two-year timeframe after grant award as provided under IDNR regulations and requirements should the City receive the Grant; and

WHEREAS, the City Council further deems it to be in the best interests of the City to submit the required application for the Grant for the Levee Park Project;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS, THAT:

Section 1. The recitals set forth herein above are hereby found to be true and correct.

Section 2. The City Council of the City of East Peoria hereby certifies and acknowledges that it has the sufficient funds necessary (includes cash and value of donated land) to complete the pending OSLAD project (being the Levee Park Project) within the timeframes specified herein for project execution, and that failure to adhere to the specified project timeframe or failure to proceed with the project because of insufficient funds or change in local recreation priorities is sufficient cause for project grant termination which will also result in the ineligibility of the City of East Peoria for subsequent Illinois IDNR outdoor recreation grant assistance consideration in the next two (2) consecutive grant cycles following project termination.

Section 3. The City of East Peoria further understands that the Project must be completed within the timeframe established. The OSLAD timeframe is two years as specified in the Project agreement. The Billing Certification Statement for the Project must be submitted by the City of East Peoria within 45 days of the grant expiration date and the last reimbursement request must be submitted within one year of the grant expiration date. Failure to do so will result in the City of East Peoria forfeiting all project reimbursements and relieves IDNR from further payment obligations on the grant.

Section 4. The City further acknowledges and certifies that it will comply with all terms, conditions and regulations of (1) the Open Space Lands Acquisition and Development (OSLAD) program (17 IL Adm. Code 3025); (2) the Illinois Grant Funds Recovery Act (30 ILCS 705); (3) the federal Uniform Relocation Assistance & Real Property Acquisition Policies Act of 1970 (P.L. 91-646) and/or the Illinois Displaced Persons Relocation Act (310 ILCS 40 *et seq.*), as applicable; (4) the Illinois Human Rights Act (775 ILCS 5/1-101 *et seq.*); (5) Title VI of the Civil Rights Act of 1964, (P.L. 83-352); (6) the Age Discrimination Act of 1975 (P.L. 94-135); (7) the Civil Rights Restoration Act of 1988, (P.L. 100- 259); and (8) the Americans with Disabilities Act of 1990 (PL 101-336); and the City will maintain the Project area in an attractive and safe condition, keep the facilities open to the general public during reasonable hours consistent with the type of facility, cease any farming operations, and obtain from the IDNR written approval for any change or conversion of approved outdoor recreation use of the project site prior to initiating such change or conversion; and for property acquired with OSLAD assistance, the City agrees to place a covenant restriction on the project property deed at the time of recording that stipulates the property must be used, in perpetuity, for public outdoor recreation purposes in accordance with the OSLAD programs and cannot be sold or exchanged, in whole or part, to another party without approval from IDNR, and that development at the site will commence within three (3) years.

Section 5. The City certifies to the best of its knowledge that the information provided within the attached Project application is true and correct.

Section 6. City Officials are hereby directed to submit the required application for the OSLAD Grant program for the Levee Park Project, along with a copy of this Resolution, prior to the upcoming Grant application deadline for the State's 2020 fiscal year.

Section 7. This Resolution of Authorization has been duly discussed and adopted by the City Council of the City of East Peoria on this ____ day of August, 2019.

APPROVED:

Mayor

ATTEST:

City Clerk