

**MINUTES
NEW COUNCIL CHAMBERS IN THE CIVIC COMPLEX
401 WEST WASHINGTON STREET, EAST PEORIA, ILLINOIS**

AUGUST 17, 2021

The Regular Meeting of the City Council of the City of East Peoria, Illinois was called to order by his Honor Mayor John P. Kahl presiding at 6:00 P.M. with proper notice having been given. The City Clerk certifies that notice of the meeting was duly served upon Council Members via email on Friday, August 13, 2021, at approximately 4:22 p.m.

Upon the roll being called the following answered present: Mayor John P. Kahl, Commissioner Daniel S. Decker, Commissioner Mark E. Hill, Commissioner Seth D. Mingus, and Commissioner Michael L. Sutherland.

Absent: None.

The invocation was given by Commissioner Hill.

Mayor Kahl led the Council and the audience in the pledge of allegiance to the flag.

“PUBLIC HEARING ON THE PROPOSED ADDENDUM TO SPECIAL SERVICE AREA 2019A FOR ACCESS ROAD 6 IMPROVEMENT PROJECT.”

Motion by Commissioner Hill, seconded by Commissioner Decker; Mr. Mayor, I move that the City Council recess the Regular Meeting to hold a public hearing.

Yeas: Commissioners Decker, Hill, Mingus, Sutherland and Mayor Kahl.

Nays: None

Mayor Kahl declared the motion carried and the Regular Meeting recessed to hold a public hearing at 6:02 P.M.

Mayor Kahl called the Public Hearing to order with proper notice having been given.

Those present were the following: Mayor John P. Kahl, Commissioner Daniel S. Decker, Commissioner Mark E. Hill, Commissioner Seth D. Mingus, and Commissioner Michael L. Sutherland.

Absent: None.

Mayor Kahl turned the discussion over to Director of Planning and Community Development, Ty Livingston. Director Livingston explained that we are in the public hearing and explained the purpose of the meeting is to hold a public hearing on the PROPOSED ADDENDUM TO SPECIAL SERVICE AREA 2019A FOR ACCESS ROAD 6 IMPROVEMENT PROJECT. City Attorney Scott Brunton explained the special service area that is involved for the improvement to Access Road 6 was approved back in 2019 and was completed. The property owners had requested the improvements be made. The Special Service Area is a way to finance the project through a special assessment. The property owners pay for the project themselves and use property taxes to pay for the improvement over time. The costs were more than anticipated for the Access Road 6 Improvement, and the property owners approached the City to finance the increased costs for the improvement. The proposed addendum increases the amount to pay for the project and ties it into the prior project. These additional costs will be added and will be financed and paid for through the property tax bills. This again is being driven by the property owners. This public hearing is required as part of the Special Service Area process.

Mayor Kahl asked for any comments from the audience. There was no response.

Motion by Commissioner Hill, seconded by Commissioner Decker; Mr. Mayor, I move that to adjourn the Public Hearing and reconvene the Regular Meeting.

Yeas: Commissioners Decker, Hill, Mingus, Sutherland and Mayor Kahl.

Nays: None

Mayor Kahl declared the motion carried and the Regular Meeting reconvened at 6:06 P.M.

Those present upon reconvening the regular meeting were Mayor John P. Kahl, Commissioner Daniel S. Decker, Commissioner Mark E. Hill, Commissioner Seth D. Mingus, and Commissioner Michael L. Sutherland.

Absent: None.

Motion by Commissioner Mingus, seconded by Commissioner Decker; Mr. Mayor, I move that the minutes of the Regular Meeting held on August 3, 2021 be approved as printed.

Yeas: Commissioner Decker, Hill, Mingus, Sutherland, and Mayor Kahl.

Nays: None.

Mayor Kahl declared the motion carried.

Mayor Kahl stated if there was anyone in the audience who wanted to speak on any items on the agenda to come to the podium and state the matter or matters to be discussed. There was no response.

Resolution No. 2122-050 by Commissioner Hill, seconded by Commissioner Mingus; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that the claims as listed on Schedule No. 7 be allowed. Mr. Mayor, I, move that the Clerk is hereby authorized and directed to issue orders on the Treasurer for the various amounts, totaling \$3,751,166.26, and the schedule of bills be hereby adopted as presented.

Yeas: Commissioners Decker, Hill, Mingus, Sutherland, and Mayor Kahl.

Nays: None

Mayor Mingus declared the motion carried.

Motion by Commissioner Hill, seconded by Commissioner Decker; Mr. Mayor, I move you that Ordinance No. 4583, hereto attached, (AN ORDINANCE APPROVING THE SUBDIVISION PLAT FOR PROPERTY OFF OF SPRING CREEK ROAD) having been read once by its title and having been laid on the table for no less than one week for public inspection, be adopted as presented.

Commissioner Hill commented on the property being within the 1.5 mile range of the city limits which gives the City jurisdiction regarding this property. The Planning Commission recommended to approve the subdivision plat 4-0 as presented. The normally required frontage will not be required. While staff doesn't typically recommend permitting such a lot split (creating a flag lot), the location of the property is fairly remote from the City and it's difficult to foresee a time when it would be located within the City Limits in the near future. There is a significant amount of growth required before the City will be annexing any portion of Spring Creek Road, let alone this area.

Yeas: Commissioners Decker, Hill, Mingus, Sutherland, and Mayor Kahl.

Nays: None

Mayor Kahl declared the motion carried and Ordinance No. 4583 be adopted as presented.

Resolution No. 2122-043 by Commissioner Hill, seconded by Commissioner Mingus; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 2122-043 hereto attached, a Resolution Regarding Revisions to the City's Group Health Insurance Plan Implementing Updates to Prescription Drug Benefits, be hereby approved. Mr. Mayor, I move you that this Resolution No. 2122-043 having been read once by its title and having laid on the table for no less than one week for public inspection, be adopted as presented.

Commissioner Hill explained that the health care plan was amended to move to a formulary plan for the prescription coverage. These changes reflect the formulary plan changes.

Commissioner Decker explained that he would be abstaining due to his employment with the City.

Yeas: Commissioners Hill, Mingus, Sutherland, and Mayor Kahl.

Nays: None.

Abstain: Commissioner Decker.

Mayor Kahl declared the motion carried and Resolution No. 2122-043 be duly adopted as presented.

Motion by Commissioner Hill, seconded by Commissioner Decker; Mr. Mayor, I move you that Ordinance No. 4586 hereto attached, (AN ORDINANCE AUTHORIZING A SPECIAL USE FOR PROPERTY LOCATED AT 1090 N. MAIN STREET IN THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS) be accepted on its first reading as read by its title, and be laid on the table for no less than one week for public inspection.

Commissioner Hill explained that the property is located across from the Par-A-Dice Hotel and Casino, and this property is being used for a dog daycare. Outdoor operations will be limited to hours of 6:00 am to 10:00 pm. The ownership is not affiliated with the Veterinary Clinic down the road.

Yeas: Commissioners Decker, Hill, Mingus, Sutherland, and Mayor Kahl.

Nays: None.

Mayor Kahl declared the motion carried.

Motion by Commissioner Hill, seconded by Commissioner Mingus; Mr. Mayor, I move you that Ordinance No. 4587 hereto attached, (AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY LOCATED AT 808 MEADOW AVENUE IN THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS) be accepted on its first reading as read by its title, and be laid on the table for no less than one week for public inspection.

Commissioner Hill commented on the property being rezoned from residential to B-3 business service district to ensure that it is appropriate for its current use and its use over the past 40 years.

Yeas: Commissioners Decker, Hill, Mingus, Sutherland, and Mayor Kahl.

Nays: None.

Mayor Kahl declared the motion carried.

Motion by Commissioner Hill, seconded by Commissioner Decker; Mr. Mayor, I move you that Ordinance No. 4588 hereto attached, (AN ORDINANCE AUTHORIZING A SPECIAL USE FOR PROPERTY LOCATED AT 808 MEADOW AVENUE IN THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS) be accepted on its first reading as read by its title, and be laid on the table for no less than one week for public inspection.

Commissioner Hill explained that the Special Use is to allow for residential on the second floor of the building.

Yeas: Commissioners Decker, Hill, Mingus, Sutherland, and Mayor Kahl.

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 2122-049 by Commissioner Hill; RESOLUTION AUTHORIZING THE UPDATED SELLING PROCESS FOR CITY-OWNED SURPLUS REAL ESTATE AT 130 KERFOOT STREET

WHEREAS, the City has acquired title to a parcel of real estate located with the City of East Peoria through the foreclosure and abandonment provisions of the "Unsafe Property" Division of Article 11 of the Illinois Municipal Code (65 ILCS 5/11-31-1, *et seq.*) and such parcel is legally described in Exhibit A and depicted in Exhibit B, attached hereto (hereinafter the "Property"); and

WHEREAS, the City has determined that the Property is surplus public real estate owned by the City, and the City considers the Property to be excess property and unnecessary for City use or City purposes; and

WHEREAS, the City seeks to sell the Property pursuant to the process set forth under Section 11-76-4.1 of the Illinois Municipal Code (65 ILCS 5/11-76-4.1), which provides for the appraisal of the Property by a certified or licensed appraiser and then the sale of the Property by City Officials for no less than 80% of the appraised value; and

WHEREAS, this parcel of Property is further described by the parcel's current zoning classification, size, and use in Exhibit A; and

WHEREAS, the City Council hereby finds that it is in the best interests of the City to sell the Property such that the Property can be put to use by an interested purchasing party;

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

Section 1. The above recitations are found to be true and correct.

Section 2. City Officials are hereby directed to sell the Property by the process set forth under Section 11-76-4.1 of the Illinois Municipal Code by obtaining an appraisal of the Property by a certified or licensed appraiser and then to conduct the sale of the Property for no less than 80% of the appraised value by negotiating the terms of such sale or transfer of the Property to an interested purchasing party.

Section 3. City Officials are hereby authorized to execute any documents necessary to initiate the sale or transfer of the Property, including, but not limited to, the execution of a listing agreement with a local licensed real estate agency, and to negotiate the terms of such sale or transfer of the Property to an interested purchasing party. The terms of such sale or transfer of the Property shall include payment by the purchasing party of the City's costs, including, but not limited to, the cost of the appraisal, recording fees, and City attorneys' fees in the amount of five hundred dollars (\$500.00); together with the standard real estate agent commission rate if listed by a local real estate agency.

Section 4. The City Clerk is hereby authorized and directed to publish this Resolution and any exhibits attached hereto (excluding Exhibit B) immediately upon the passage of this Resolution by the City Council in a daily or weekly newspaper circulated in the City of East Peoria.

Section 5. City Officials, in their discretion, are hereby authorized to withdraw the Property from the sale or transfer process for any reason they deem necessary or appropriate.

Motion by Commissioner Hill, seconded by Commissioner Decker; Mr. Mayor, I move that Resolution No. 2122-049 be adopted as presented.

Commissioner Hill explained that the City owns property at 130 Kerfoot that had a home that was demolished. This resolution will allow the City to begin the selling process for the property.

Yeas: Commissioners Decker, Hill, Mingus, Sutherland, and Mayor Kahl.

Nays: None.

Mayor Kahl declared the motion carried and Resolution No. 2122-049 be duly adopted as presented.

Resolution No. 2122-048 by Commissioner Hill; RESOLUTION OF AUTHORIZATION FOR OPEN SPACE LAND ACQUISITION AND DEVELOPMENT (OSLAD) GRANT PROGRAM FOR THE LEVEE PARK PROJECT

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 program ("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 fountain, stage, hard scape, infrastructure and other recreational amenities at a total cost of at least \$800,000 (the Levee Park Project"); and

WHEREAS, the grant provided under the OSLAD grant program administered by IDNR is a 50%-50% matching grant, meaning that the project sponsor – in this 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 the 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 hereinabove 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 for subsequent Illinois IDNR outdoor recreation grant assistance consideration in the next two (2) consecutive grant cycles following project termination.

Section 3. The City 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 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 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 2022 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 17th day of August, 2021.

Motion by Commissioner Hill, seconded by Commissioner Decker; Mr. Mayor, I move that Resolution No. 2122-048 be adopted as presented.

Director Livingston commented on the grant. The IDNR wants to ensure that monies are available to meet the grant matching funds. The East Peoria Community Foundation has the matching funds. This resolution gives the ability to apply for the grant, and this will go toward Phase 3 of the park plan.

Commissioner Mingus inquired about the lifespan of water related features in parks. He explained that the City has no stake in the Levee Park right now; however, he inquired as to who is responsible to fix or close features that may be installed in the Park. Director Livingston suggested that the design is different in that it provides for a flat surface space that can be used when the water feature is not in use. He commented on potentially getting something in writing regarding the maintenance of the water feature

and other maintenance items. Commissioner Mingus inquired as to whether that City has committed to the maintenance at this point. Director Livingston explained that it is not committing the City to something 20 years down the road and suggested to option to retain a fund for maintenance and consider whether the water feature can be decommissioned and still be useful space.

Mayor Kahl explained that the City must facilitate this process so that the foundation can proceed forward with the application for the grant. He inquired as to whether we hurt the City if we don't move forward with the water feature or splash pad. Director Livingston explained that if the water feature is in the plan, and you do not add include it, it may be able to be added later as a scope modification. Mayor Kahl explained that sometimes grants can be amended; however, the change must be approved.

Commissioner Mingus explained that he will support the resolution, but he is hesitant about the splash pad due to the possible long term commitments for the water portion of the project.

Commissioner Decker commented on sometimes taking on future responsibility and ensuring that costs are added in the future as we move forward. Would like to get details of what we want to see in terms of the long-term effects of the decisions. He commented on the hardness of the water also being bad on pipes. These are dollars that are not tax dollars because they are coming from the East Peoria Community Foundation. The park is now the responsibility of the city maintenance. He feels that making the park easier to maintain would be great moving forward. He commented on the Vietnam Wall Memorial and appreciated working together to make the event successful.

Yeas: Commissioners Decker, Hill, Mingus, Sutherland, and Mayor Kahl.

Nays: None.

Mayor Kahl declared the motion carried and Resolution No. 2122-048 be duly adopted as presented.

Resolution No. 2122-047 by Commissioner Decker, seconded by Commissioner Mingus; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 2122-047, hereto attached, a Resolution approving the Corrected Purchase of a Dump Truck Chassis and Body for the Public Works Department from Centre State International Trucks Inc. and Koenig Body and Equipment Inc., be approved. Mr. Mayor, I move you that this Resolution No. 2122-047 be accepted on its first reading as read by its title, and be laid on the table for no less than one week for public inspection.

Commissioner Decker thanked Superintendent of Streets, Ric Semonski, for being present. Superintendent Semonski explained that the City is accepting the low bid; however, the bid has changed. The body quote was submitted later, and there was an increase in the body which is still below amount of the other bid received.

Yeas: Commissioners Decker, Hill, Mingus, Sutherland, and Mayor Kahl.

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 2122-046 by Commissioner Decker, seconded by Commissioner Hill; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 2122-046, hereto attached, a Resolution accepting the Low Bid from Tazewell County Asphalt for Par 3 Lane Resurfacing Project in the amount of \$104,985, be approved. Mr. Mayor, I move you that this Resolution No. 2122-046 be accepted on its first reading as read by its title, and be laid on the table for no less than one week for public inspection.

Commissioner Decker explained that this resolution is for the resurfacing of Par 3 Lane to make things for Winter Wonderland better. It will hopefully make traffic better for those people that live on Par 3 Lane. Superintendent Semonski explained that Public Works will be completing excavating and cutting the road down on one side and the contractor will be doing the other work. The Low Bid is being accepted from Tazewell County Asphalt and the other bid received was \$126,130 from UCM. This is in coordination with the Fon du Lac Park District and involves extending the road by around ten feet toward the school.

Commissioner Sutherland commented on paving rather than resurfacing and explained that there are no utilities underneath to improve.

Yeas: Commissioners Decker, Hill, Mingus, Sutherland, and Mayor Kahl.

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 2122-045 by Commissioner Decker, seconded by Commissioner Hill; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 2122-045, hereto attached, a Resolution accepting the Proposal from Laser Electric Inc. for the Installation of New Cross Lights to be located in front of City Hall on West Washington Street, be approved. Mr. Mayor, I move you that this Resolution No. 2122-045 be accepted on its first reading as read by its title, and be laid on the table for no less than one week for public inspection.

Commissioner Decker commented on issues with the traffic going along the road being above the speed limit and drivers looking for parking spaces. The purchase is to make the area safer for pedestrians.

Mayor Kahl explained that the City looked at not just the lights but the speed. After a speed study was conducted, the average speed was 37 miles per hour. The cross lights will make the area safer. He commented on the difficulty in changing a speed limit that requires a study first. This is a good first step, and there will not be any mistaking when someone is in the crosswalk if they press the button.

Commissioner Decker commented on speed bumps and those being issues where people are not used to them and may cause an accident and potentially pose liability.

Yeas: Commissioners Decker, Hill, Mingus, Sutherland, and Mayor Kahl.

Nays: None.

Mayor Kahl declared the motion carried.

Motion by Commissioner Decker, seconded by Commissioner Mingus; Mr. Mayor, I move you that Ordinance No. 4569 hereto attached, (AN ORDINANCE UPDATING REGULATIONS FOR EXCAVATIONS IN CITY STREETS AND RIGHTS-OF-WAY AND FOR ADDRESSING DAMAGE TO CITY STREETS AND RIGHTS-OF-WAY UNDER THE EAST PEORIA CITY CODE) be accepted on its first reading as read by its title, and be laid on the table for no less than one week for public inspection.

Commissioner Decker commented on issues with utility companies that dig in roads and rights of way. This change seeks to ensure that those streets and rights of way are brought back to the way that they should be. Companies have caused damage and the professionalism in how they have repaved was different from one to another in certain cases. The City has issues with streets, and we do not want the monies that are put in the streets to be wasted.

Superintendent Semonski explained that this issue has been looked into since he started working at the City. It is more common with the larger utility companies. This puts more teeth to monitor better and ensure that the City gets the most done with funds that are spent.

Mayor Kahl commented on bringing this matter forward earlier and it was postponed. There was an ordinance in place and the City did not do a good job enforcing its current ordinances. The thought process was to go back with changes after receiving feedback. In last five years, there has been an uptick in work in roadways and rights of way that precipitated this recommendation.

Commissioner Hill commented on the need to hold everyone accountable and was happy to see the level of detail in the ordinance.

Commissioner Sutherland explained that he has had good discussions regarding the ordinance. He has no issues with revising this. With the bulk of the ordinance, he does not have an issues; however, he has some issues with some things that are in the ordinance. He explained that he cannot tell that a contractor's patch has failed in the last 20 years. He commented on issues with homeowners doing work

in the right-of-way and not being bonded. He explained that he feels that the costs of bonding and insurance for the homeowners would be onerous. He commented on the things being located under City property, be the city's utilities. He feels that the new rules should be 100%. He will be voting no because does not feel that the change is correct, and the city is not being responsible for things that are under its property.

Mayor Kahl explained that it is important that everyone is treated the same. There was already an ordinance in place and this strengthens the ordinance to be applicable to all.

Commissioner Decker commented on the expense, and he said that you must prove that you would give as a bond and that you would then get that money back after it is completed and approved. The ordinance requires a cashier's check for the value of the repair, you can bond it, or produce a letter of credit. The current code only allows you to bond or produce a letter of credit.

Yeas: Commissioners Decker, Hill, Mingus, and Mayor Kahl.

Nays: Commissioner Sutherland.

Mayor Kahl declared the motion carried.

Resolution No. 2122-044 by Commissioner Mingus; WHEREAS, it is recommended that Mayor John P. Kahl be appointed as one of the City of East Peoria's representative Members on the Eastlight Theatre Board; and

WHEREAS, it is in the best interest of the City of East Peoria to confirm and approve such appointment;

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS, THAT the appointment of Mayor John P. Kahl to serve as one of the City's members on the Eastlight Theatre Board to be appointed until he is removed be hereby confirmed and approved

AND THAT THIS RESOLUTION NO.2122-044 BE ADOPTED AS PRESENTED.

Motion by Commissioner Mingus, seconded by Commissioner Decker; Mr. Mayor, I move that Resolution No. 2122-044 be adopted as presented.

Mayor Kahl explained that he will be abstaining from voting because he is the person being appointed. He commented on the intergovernmental agreement and needing to clean things up and be on the same page. He commented on the joint building used by the Eastlight Theatre Board.

Yeas: Commissioners Decker, Hill, Mingus, and Sutherland.

Nays: None.

Abstain: Mayor Kahl.

Mayor Kahl declared the motion carried and Resolution No. 2122-044 be duly adopted as presented.

Mayor Kahl stated if there was anyone in the audience who wanted to speak on any items not on the agenda to come to the podium state the matter or matters to be discussed.

Amanda Clooney of East Peoria came up to the podium and commented on issues that she feels her daughter is having with being bullied. She explained that her daughter is hearing impaired and requesting a deaf child sign and issues with traffic in the area. She explained that she feels that her daughter is being bullied daily at school and issues that she feels that she is having with the school. Ms. Clooney's daughter came up to the podium and commented on issues she feels she is having in and outside of school. Ms. Clooney commented on issues that she feels she is having with the Police when they have come to her home.

Mayor Kahl explained that the City Council does not have authority over the school district with the School Board having the sole authority over the school district. Therefore, school issues need to be taken up to the school board.

Deputy Chief Horn commented on the Police hiring process and having a hiring list of only four. Three individuals off the list have been hired were hired and there is only one now one the list. The City cannot

have a lateral program because the City is not home rule. He explained that he reached out to Fire and Police Commission Board Member, Charlie Morgan, and the City can have a Secondary List that must also be tested. For the first time, they are going to be establishing a secondary list of experienced officers and the notice will go on many forums beginning August 22 through September 22. Applicants must be certified by the Illinois Law Enforcement Training and Standards Board, must have a fulltime sworn certification, must have been working for their department for 24 months at a minimum, must do a test, along with other items. He explained that he feels that the City will have a much better turnout and a lot of agencies have reached out with officers. He thanked Jill Peterson for her help with advertising. The current command staff and the Fire and Police Commission have worked together to get this new process for the Secondary List done. The application will be due in September and the test is October 2 and 9, 2021 for the Secondary List.

Mayor Kahl asked for any additional comments from the audience. There was no response.

Mayor Kahl then asked for comments from Council.

Commissioner Decker commented on the hiring list for Police, and he explained that the lists are so low because of the difficulty in policing and changes to legislation at the state level over the last year has made it even more difficult. He explained that hiring is problem across the state. He commented on great job that it is in being a police officer, and he commented on Afghanistan and issues going on there.

Commissioner Hill commented on RJ Newton who was killed in August 2010 in Afghanistan. He expressed thoughts and prayers to his family. Finally, he commented on the Farmer's Market.

Commissioner Sutherland asked everyone to watch the Working Session that was before the regular meeting on building, fire, and other codes. Before the City brings the codes forward, he would like to see more than just the earlier meeting. He would like to see the public, contractors, and business owners involved in the process. He feels that they should be brought in one at a time.

Commissioner Mingus commented on sympathizing with the resident that spoke and understands that kids are the most valuable assets. He explained that he works in schools and explained that he knows the Superintendent and asked her to reach out to him because he is a fair main. He explained that Fire is also in the process in hiring and please put in an application if you meet the requirements.

Mayor Kahl provided comments on losing power and City Hall closing last week. The outage had to do with the three phase power. There was another outage this week that caused City Hall to only be temporarily closed. He explained that only the emergency lights worked on the generator, and the City is in the process of adding critical things to the generator so that we can continue City Operations should there be another power outage. Mayor Kahl commented on Kroger not to expand its East Peoria store. He explained that the City worked with Kroger to raised properties to expand the store with the understanding that they would be expanding the store. The store never followed through with the store. The Mayor explained that Kroger was going to expand the store in 2016 and the reason that they did not move forward is not because of the fuel station. Mayor Kahl gave kudos to Mike Johnson of the Fon du Lac Park District. The Make a Wish Foundation reached out, and there was a special presentation to the Landwehr family. The Park District planted two trees in memory of Brigham Landwehr. Mike Johnson went a step above and renamed the road that leads to the horse barn "Brigham's Way". He asked everyone to keep the Landwehr family in their thoughts.

Motion by Commissioner Sutherland, seconded by Commissioner Decker; Mr. Mayor, I move you that we adjourn until Tuesday evening, September 7, 2021 at 6:00 P.M.

Yeas: Commissioners Decker, Hill, Mingus, Sutherland, and Mayor Kahl.

Nays: None

Mayor Kahl declared the motion carried and the meeting adjourned at 7:44 P.M.

/s/ Morgan R. Cadwalader
City Clerk Morgan R. Cadwalader