

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

FEBRUARY 21, 2023

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.

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

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:

“PUBLIC HEARING ON THE PROPOSED ANNUAL APPROPRIATION ORDINANCE AND PROPOSED WORKING CASH BUDGET FOR THE FISCAL YEAR MAY 1, 2023 TO APRIL 30, 2024.”

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

Yeas: Commissioners Decker, Hill, Mingus, 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, and Commissioner Seth D. Mingus.

Absent: Commissioner Michael L. Sutherland.

Mayor Kahl turned explained that the reason to hold the public hearing was to receive comments on the proposed appropriation ordinance and proposed working cash budget for the fiscal year May 1, 2023 to April 30, 2024. He commented on the budget total being balanced with nearly \$7,000,000 being spent on road improvements, including improvements to Pinecrest Drive. He feels that the City is in a great spot. Mayor Kahl thanked City Council and staff for putting priorities in place and working hard to get the City to this point. He is proud of the budget that is being put forward. He explained that the appropriation ordinance represents the maximum amount of anticipated expenditures for the City for the fiscal year and is created from the working cash budget. The total amount in the appropriation ordinance is \$103,089,662.

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

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

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

Nays: None

Mayor Kahl declared the motion carried and the Regular Meeting reconvened at 6:05 P.M.

Motion by Commissioner Mingus, seconded by Commissioner Decker; Mr. Mayor, I move that the minutes of the Regular Meeting held on February 7, 2023 be approved as printed.

Yeas: Commissioner Decker, Hill, Mingus, 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.

Don Norbits came up to the podium and inquired about the electrical aggregation agenda item. Commissioner Hill explained that this was like older electrical aggregation approvals. The City is trying to reinstate the program again, because there has been no contract since last spring due to the volatility in the market. It will be reinstated beginning in July. Mr. Norbits inquired about the capacity charge. Currently, the City is at 12 cents. Mr. Norbits compared the current charges with the new charges and adding a capacity charge may put it at close to the same rate as the current charge. Commissioner Hill explained that he does not know some of the answers to his questions and that he will have to get that information and get back with Mr. Norbits. Commissioner Hill commented on the coal-fired power plants being taken off line and there being no replacement to keep the capacity at the same level. He also commented on the Edwards Plant being repurposed for battery storage. Mr. Norbits inquired as to whether the \$9.84 plus capacity makes sense. Mr. Norbits commented on the gas generation being more and it is now \$2. Commissioner Hill explained that they are hedging against a volatile market. Mr. Norbits inquired as to whether the rate would decrease if the rate if the costs dropped. Mayor Kahl explained that the contract states the capacity charge will be determined in and around April 2023 and will be added in.

Bob Sinks came up to the podium to inquire about 300 Edmund Street Special Use. Commissioner Hill commented on the location and special use regarding the ordinance. The special use would allow the storage of wood slabs outside. There was refuse that needed that has been cleaned up. The special use requires visual blocking on the sides. Commissioner Hill explained that the City has the authority to take the Special Uses back if they are not followed.

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

CONSENT AGENDA ITEMS BY OMNIBUS VOTE:

Mayor Kahl asked if any Commissioner wished to remove any items from the Consent Agenda for discussion. There was no response.

Motion by Commissioner Hill, seconded by Commissioner Decker; Mr. Mayor, I move to adopt a consent agenda consisting of items numbered 1 through 14 as listed on the agenda for this meeting to be considered by omnibus vote.

Item Number 1 - Adoption of Resolution Number 2223-158 – Resolution to Approve Payment of the Schedule of Bills Listed on Schedule Number 19 in the amount of \$3,111,893.15.

Item Number 2 - Adoption of Ordinance Number 4705 on its Second Reading – (AN ORDINANCE AUTHORIZING A SPECIAL USE FOR PROPERTY LOCATED AT 300 EDMUND STREET IN THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS) - Special Use to allow for the outdoor storage of materials for his business operations on property zoned “M-1, Manufacturing District, Limited”.

Item Number 3 - Adoption of Resolution Number 2223-133 on its Second Reading - Resolution accepting the proposal from Wiese for Electric Forklift Lead-Acid Batteries and Charger Replacement Project.

Item Number 4 - Adoption of Resolution Number 2223-134 on its Second Reading - Resolution authorizing and directing the payment of an invoice in the amount of \$15,000 to the Fon du Lac Park District for Security Detail at the Winter Wonderland Lighted Display from November 2022 to January 3, 2023.

Item Number 5 - Adoption of Resolution Number 2223-144 on its Second Reading - Resolution approving the Eastport Marina Management Agreement between the City of East Peoria and Omega 9 Marina, LLC.

Item Number 6 - Adoption of Resolution Number 2223-135 on its Second Reading - Resolution authorizing acceptance of the proposal for the repair of a Garbage Truck in the Solid Waste Department from Mack Sales and Service of Decatur - Morton.

Item Number 7 - Adoption of Resolution Number 2223-136 on its Second Reading - Resolution authorizing acceptance of the Proposal from Laser Electric, Inc. for the Repair and Replacement of Damaged Street Light and Components located near 624 East Camp Street.

Item Number 8 - Adoption of Resolution Number 2223-137 on its Second Reading - Resolution authorizing acceptance of the Proposal from EJ Equipment, Inc. for the Repair of a Garbage Truck Mechanical Arm.

Item Number 9 - Adoption of Resolution Number 2223-140 on its Second Reading - Resolution authorizing the Purchase of Water Main Pipe and Accessories for the Bass Pro Drive Water Main Extension Project.

Item Number 10 - Adoption of Resolution Number 2223-141 on its Second Reading - Resolution authorizing the Purchase of Necessary Water Main Pipe and Accessories from CORE & MAIN to connect to the Valley View Knolls Water Main System.

Item Number 11 - Adoption of Resolution Number 2223-142 on its Second Reading - Resolution authorizing the payment of an invoice from Midwest Engineering Associates, Inc. in the amount of \$11,556.32 for Engineering Services regarding Relocation of City-Owned Water and Sewer Infrastructure related to the Illinois Department of Transportation Cedar Street Exchange Project.

Item Number 12 - Adoption of Resolution Number 2223-143 on its Second Reading - Resolution approving a Three-Year Contract with PepsiCo Beverage Sales, LLC for exclusive sales of Pepsi Products at EastSide Centre.

Item Number 13 - Adoption of Resolution Number 2223-138 on its Second Reading - Resolution approving the Purchase of Mounds and Pitching Lanes for EastSide Centre Turf Fields 1 and 7.

Item Number 14 - Adoption of Resolution Number 2223-139 on its Second Reading - Resolution authorizing acceptance of the Proposal from Morrow Brothers Ford, Inc. for the Purchase of Three Ford Explorer Squads with Upfitting for the Police Department.

Yeas: Commissioners Decker, Hill, Mingus, 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 Items numbered 1 through 14 listed on the Consent Agenda be hereby approved and adopted, the items numbered 2 through 14 having been read once by their title and having laid on the table for no less than one week for public inspection be adopted as presented.

Item Number 1 - Adoption of Resolution Number 2223-158 – Resolution to Approve Payment of the Schedule of Bills Listed on Schedule Number 19 in the amount of \$3,111,893.15. (Adopted by omnibus vote)

Item Number 2 - Adoption of Ordinance Number 4705 on its Second Reading – (AN ORDINANCE AUTHORIZING A SPECIAL USE FOR PROPERTY LOCATED AT 300 EDMUND STREET IN THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS) - Special Use to allow for the outdoor storage of materials for his business operations on property zoned “M-1, Manufacturing District, Limited”. (Adopted by omnibus vote)

Item Number 3 - Adoption of Resolution Number 2223-133 on its Second Reading - Resolution accepting the proposal from Wiese for Electric Forklift Lead-Acid Batteries and Charger Replacement Project. (Adopted by omnibus vote)

Item Number 4 - Adoption of Resolution Number 2223-134 on its Second Reading - Resolution authorizing and directing the payment of an invoice in the amount of \$15,000 to the Fon du Lac Park District for Security Detail at the Winter Wonderland Lighted Display from November 2022 to January 3, 2023. (Adopted by omnibus vote)

Item Number 5 - Adoption of Resolution Number 2223-144 on its Second Reading - Resolution approving the Eastport Marina Management Agreement between the City of East Peoria and Omega 9 Marina, LLC. (Adopted by omnibus vote)

Item Number 6 - Adoption of Resolution Number 2223-135 on its Second Reading - Resolution authorizing acceptance of the proposal for the repair of a Garbage Truck in the Solid Waste Department from Mack Sales and Service of Decatur - Morton. (Adopted by omnibus vote)

Item Number 7 - Adoption of Resolution Number 2223-136 on its Second Reading - Resolution authorizing acceptance of the Proposal from Laser Electric, Inc. for the Repair and Replacement of Damaged Street Light and Components located near 624 East Camp Street. (Adopted by omnibus vote)

Item Number 8 - Adoption of Resolution Number 2223-137 on its Second Reading - Resolution authorizing acceptance of the Proposal from EJ Equipment, Inc. for the Repair of a Garbage Truck Mechanical Arm. (Adopted by omnibus vote)

Item Number 9 - Adoption of Resolution Number 2223-140 on its Second Reading - Resolution authorizing the Purchase of Water Main Pipe and Accessories for the Bass Pro Drive Water Main Extension Project. (Adopted by omnibus vote)

Item Number 10 - Adoption of Resolution Number 2223-141 on its Second Reading - Resolution authorizing the Purchase of Necessary Water Main Pipe and Accessories from CORE & MAIN to connect to the Valley View Knolls Water Main System. (Adopted by omnibus vote)

Item Number 11 - Adoption of Resolution Number 2223-142 on its Second Reading - Resolution authorizing the payment of an invoice from Midwest Engineering Associates, Inc. in the amount of \$11,556.32 for Engineering Services regarding Relocation of City-Owned Water and Sewer Infrastructure related to the Illinois Department of Transportation Cedar Street Exchange Project. (Adopted by omnibus vote)

Item Number 12 - Adoption of Resolution Number 2223-143 on its Second Reading - Resolution approving a Three-Year Contract with PepsiCo Beverage Sales, LLC for exclusive sales of Pepsi Products at EastSide Centre. (Adopted by omnibus vote)

Item Number 13 - Adoption of Resolution Number 2223-138 on its Second Reading - Resolution approving the Purchase of Mounds and Pitching Lanes for EastSide Centre Turf Fields 1 and 7. (Adopted by omnibus vote)

Item Number 14 - Adoption of Resolution Number 2223-139 on its Second Reading - Resolution authorizing acceptance of the Proposal from Morrow Brothers Ford, Inc. for the Purchase of Three Ford Explorer Squads with Upfitting for the Police Department. (Adopted by omnibus vote)

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

Nays: None.

Mayor Kahl declared the motion carried and the items adopted by omnibus vote designation.

Motion by Commissioner Hill, seconded by Commissioner Decker; Mr. Mayor, I move you that Ordinance No. 4706 hereto attached, (ANNUAL APPROPRIATION ORDINANCE FOR THE CITY OF EAST PEORIA, ILLINOIS FOR THE FISCAL YEAR FROM THE FIRST DAY OF MAY A.D. 2023 TO THE LAST DAY OF APRIL A.D. 2024) 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 Appropriation Ordinance being a maximum amount of expenditures. The total is \$103,089,662, and it is different from the tax levy. The appropriation goes into detail of the amounts and the specific spending categories and expenditures throughout the City.

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

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 2223-146 by Commissioner Hill, seconded by Commissioner Mingus; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 2223-146, hereto attached, a Resolution to approve the Working Cash Budget for the Fiscal Year from the first day of May A.D. 2023 to the last day of April A.D. 2024, be approved. Mr. Mayor, I move you that this Resolution No. 2223-146 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 budget is the amount that is anticipated to be spent by the City. He thanked the City Council and department heads for working together regarding needs of the City. He commented on the street related improvements and expenditures for those improvements. Commissioner Decker commented on this possibly being the highest amount that the City has spent on street improvements and expressed hope that the City can keep the improvements going in the future.

Yeas: Commissioners Decker, Hill, Mingus, 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. 4703, hereto attached, (AN ORDINANCE PROVIDING FOR ANNEXATION OF THE SIEGRIST PROPERTY TO THE CITY OF EAST PEORIA, ILLINOIS) 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 annexation of the property. The petition here is to annex a portion of 05-05-15-100-032 which is adjacent to property at 3315 Springfield Rd. At present, the property has tennis courts on it, and the owners wish to attach it to their main parcel. The balance of the property will remain in the county until future development occurs.

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

Nays: None

Mayor Kahl declared the motion carried and Ordinance No. 4703 be adopted as presented.

Motion by Commissioner Hill, seconded by Commissioner Mingus; Mr. Mayor, I move you that Ordinance No. 4704, hereto attached, (AN ORDINANCE ACCEPTING BID FOR SALE OF CITY-OWNED SURPLUS REAL ESTATE LOCATED AT 232 EVERETT STREET) 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 to be sold. Before the end of last year, the City offered a vacant lot at 232 Everett through a sealed bid process. This has been a property that the City has offered for sale via a realtor with very little success. The City received two bids for the property with the most responsive one coming from St. Peter's Lutheran Church. They have provided a check to the City in the amount of \$750.

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

Nays: None

Mayor Kahl declared the motion carried and Ordinance No. 4704 be adopted as presented.

Motion by Commissioner Hill, seconded by Commissioner Decker; Mr. Mayor, I move you that Ordinance No. 4707 hereto attached, (AN ORDINANCE PROVIDING FOR ANNEXATION OF THE COOK PROPERTY (493 Sherry Lane) TO THE CITY OF EAST PEORIA, 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 to be annexed. The owner of this property approached the City recently as their well had failed. Since this is a location with a water main in the right-of-way, the City can get this property connected in short order. Also, since this property is currently in the county but adjacent to the City, it will be annexed.

Yeas: Commissioners Decker, Hill, Mingus, 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. 4709 hereto attached, (AN ORDINANCE PROVIDING FOR THE VACATION OF STORM WATER DRAINAGE EASEMENT GRANTED CITY BY EASTGATE SUBDIVISION PLAT) be read at length by the Clerk, and that said Ordinance No. 4709 be accepted on its first reading, and be hereby adopted as presented.

Commissioner Hill commented on the ordinance. When this subdivision just north of US 24 was platted, it was anticipated that a common detention basin would be established. However, as it has developed, on-site detention has been provided making the drainage easements created at initial platting, no longer needed. The proposal here is to vacate the easements for these two parcels to make way for new storage building for Prairie Home Alliance which is headquartered across the street. On-site detention will be provided for this project.

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

Nays: None.

Mayor Kahl declared the motion carried and Ordinance No. 4709 to be duly adopted as presented.

Resolution No. 2223-147 by Commissioner Hill, seconded by Commissioner Mingus; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 2223-147, hereto attached, a Resolution Approving Contract with Energy Harbor LLC for Supply of Electricity for City's Residential Energy Aggregation Program, be approved. Mr. Mayor, I move you that this Resolution No. 2223-147 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 electrical aggregation program that began in 2012. The citizens and small commercial customers have saved over \$7,000,000. The City is hedging against the volatility and unknown of the market and taking information from the energy brokers that say that this is a good thing to do. Commissioner Hill commented on Ameren recently requesting a gas increase and an increase in the electric rates.

Mayor Kahl explained that he is hesitant with the unknowns, and he concurs with Mr. Norbits on his concerns. He commented on the legislation in place without any plan in place. He explained that there is not as much of a deal this time as in previous times. He commented on the effort with this aggregation program, and it has benefitted communities. It is the best deal that is being offered, and residents have the option to opt out. He expressed concerns about the to be determined amount in the paperwork. He will support the item.

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

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 2223-148 by Commissioner Hill, seconded by Commissioner Decker; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 2223-148, hereto attached, a Resolution Accepting and Approving Renewal Agreement with Voltus, Inc. for Providing Revenue to the City of East Peoria When the City Reduces Electricity Demand During High-Demand Periods, be approved. Mr. Mayor, I move you that this Resolution No. 2223-148 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 program where the City switches to running the generators, during the peak periods. The City has identified seven sites that have large enough electricity loads to qualify for the program. The two-year agreement from Voltus would offer 65% of total energy savings identified that could result in an estimated \$40,000- \$50,000 in annual revenue that would be paid out seasonally to the City of East Peoria until its expiration on May 31 ,2025. If the City is dispatched for an event, Voltus pays an additional \$2,000 per event that is usually in 4-hour increments. The current agreement to due to expire December 31, 2023, and it is recommended to renew the agreement for 2- year term starting June 1, 2023 to May 31, 2025.

Yeas: Commissioners Decker, Hill, Mingus, 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. 4710 hereto attached, (AN ORDINANCE AMENDING TITLE 3, CHAPTER 9 OF THE CITY CODE PERTAINING TO THE DEFINITIONS OF ITINERANT MERCHANT AND PEDDLER) 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 City Code not mentioning services under the definitions of itinerant merchant and peddler, and this now covers services in those definitions. It is a cleanup of the City Code and an update.

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

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 2223-149 by Commissioner Decker, seconded by Commissioner Mingus; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 2223-149, hereto attached, a Resolution Approving Phase I, II, and III Engineering Services Contract with Midwest Engineering Associates for the East Washington Street Resurfacing Project, be approved. Mr. Mayor, I move you that this Resolution No. 2223-149 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 the project area. This resolution is taking care of the engineering services with the East Washington Street Resurfacing Project. Mayor Kahl explained that part of the funding is from Peoria/Pekin Urbanized Area Transportation Study (PPUATS), as it was an approved project.

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

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 2223-150 by Commissioner Decker, seconded by Commissioner Mingus; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 2223-150, hereto attached, a Resolution accepting and approving the Proposal from JC Dillon, Inc. for the Grange Road Storm Sewer Slip Lining Project, be approved. Mr. Mayor, I move you that this Resolution No. 2223-150 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 the project area that is under Grange Road and to fix the storm sewers under the roadway costs \$22,230.

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

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 2223-151 by Commissioner Decker, seconded by Commissioner Hill; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 2223-151, hereto attached, a Resolution accepting and approving the Proposal from Krumholz Brothers Landscaping, Inc. for the Grange Road Storm Water Drainage Outfall Erosion Control Project, be approved. Mr. Mayor, I move you that this Resolution No. 2223-151 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 the range of bids for these projects and the need for the improvement of the roadway that is used by many that travel to and from Illinois Central College. He invited Patrick Meyer the project engineer to discuss the project. Engineer Meyer explained that there is a large box culvert and an outfall. The City explained the situation to the contractors and all fixes resulted in the same improvement. This will address the erosion at the box culvert. This project on the roadway includes tilling and paving, as well as widening and striping. During the project, there will be a temporary road closure.

Mayor Kahl explained the need for the project and that those living along this roadway will be excited to have it completed.

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

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 2223-152 by Commissioner Decker, seconded by Commissioner Mingus; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 2223-152, hereto attached, a Resolution to approve the Contract for the Grange Road Improvements Project, be approved. Mr. Mayor, I move you that this Resolution No. 2223-152 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 the project and explained that there have been a wide range of estimated costs over the years. The total for the project is \$688,966.44, which came in slightly the estimate. This resolution is also for the engineering costs of the project.

Commissioner Mingus explained that this project is long overdue and probably one of the worst roads in town and expressed satisfaction at getting the improvements completed.

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

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 2223-153 by Commissioner Decker, seconded by Commissioner Mingus; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 2223-153, hereto attached, a Resolution approving 2023 Street Maintenance program Contracts for Sealcoating, Heat Scarification, Spray Patching, Fog Coating Work, and Engineering Services Associated with said Program, be approved. Mr. Mayor, I move you that this Resolution No. 2223-153 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 this resolution being a well awaited item with a substantial amount to be spent on street maintenance this coming fiscal year. Some of the work will be paid with Motor Fuel Tax funds, and some paid with City general funds. He commented on this being the most work being done on street maintenance in the City.

Mayor Kahl explained that this resolution also includes the engineering services. This is being done early to allow that the City to know the amounts being spent on streets and offer potential cost savings.

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

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 2223-154 by Commissioner Decker; WHEREAS, Tazewell County (the "County") annually provides a grant (the "Grant") to help fund the curbside recycling program operated by the City; and

WHEREAS, the County has offered to provide the Grant in the amount of \$50,000.00 for 2023; and

WHEREAS, the Grant will be disbursed under the terms of an intergovernmental agreement between the City and the County;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS, THAT the Mayor is hereby authorized and directed to execute an intergovernmental agreement between the City and the County under such terms and conditions as the Mayor in his discretion deems appropriate providing for the distribution of a curbside recycling grant in the amount of \$50,000.00 from the County to the City.

Motion by Commissioner Decker, seconded by Commissioner Hill; Mr. Mayor, I move that Resolution No. 2223-154 be adopted as presented.

Commissioner Decker commented on this grant and explained that it helps to offset some costs of the recycling program. He commented on the costs of recycling being more expensive previously and there now being better costs than those previously higher costs. He commented on all the items that recyclables can be used to make.

Mayor Kahl commented on being the County being supportive and expressed appreciation for that support.

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

Nays: None.

Mayor Kahl declared the motion carried and Resolution No. 2223-154 be duly adopted as presented.

Resolution No. 2223-155 by Commissioner Mingus, seconded by Commissioner Hill; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 2223-155, hereto attached, a Resolution authorizing the payment of an Invoice to Rock Valley Physical Therapy for the First Portion of Annual Physicals for the Fire Department, be approved. Mr. Mayor, I move you that this Resolution No. 2223-155 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 Mingus commented on this being a requirement for Fire personnel, and this resolution paying for those services.

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

Nays: None.

Mayor Kahl declared the motion carried.

Motion by Commissioner Mingus, seconded by Commissioner Decker; Mr. Mayor, I move you that Ordinance No. 4708 hereto attached, (AN ORDINANCE AMENDING THE BUILDING REGULATIONS IN TITLE 4 OF THE EAST PEORIA CITY CODE REGARDING FIRE ALARM SYSTEMS FOR CONSISTENCY WITH THE ADOPTED CODES) 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 Mingus explained ensures consistency between the City Code and the adopted codes by taking away a requirement that is more restrictive in the City Code. Fire Chief Bobby Zimmerman explained that the more restrictive language would have required a monitored alarm for all businesses in the City.

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

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 2223-156 by Commissioner Mingus, seconded by Commissioner Decker; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 2223-156, hereto attached, a Resolution approving the purchase of an EMS Skid Unit for the Fire Department's All-Terrain Vehicle from Municipal Emergency Services, be approved. Mr. Mayor, I move you that this Resolution No. 2223-156 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 Mingus explained that the City received a grant from Country Financial that will be used for part of this purchase and the balance will be paid for with City funds. He commented on the ability and all-terrain vehicle provides for responding to certain events. It will be a good purchase and upgrade.

Mayor Kahl thanked Country Financial that opened an office in the City and quickly contributed to the Fire Department.

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

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 2223-157 by Commissioner Mingus; WHEREAS, Title 1, Chapter 5, Section 2.1 of the East Peoria City Code authorizes the City Council to determine from time to time by Resolution the number of individuals to hold each rank on the East Peoria Fire Department; and

WHEREAS, pursuant to Resolution No. 2223-049 approved in August 2022, the number of firefighters in the Fire Department was indefinitely increased to 33; and

WHEREAS, Fire Lieutenant Justin Hale has now submitted his intent to retire effective June 16, 2023 and is currently using benefit time to reach that date; and

WHEREAS, it is in the best interest to temporarily increase the number of Lieutenants by one to ten until his retirement date of June 16, 2023 at which time the number of Lieutenants will decrease by one to nine;

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

Section 1. Effective immediately, the Fire Department of the City of East Peoria shall consist of the following personnel:

- A. One Fire Chief
- B. One Deputy Fire Chief
- C. Three Assistant Fire Chiefs
- D. Ten Lieutenants
- E. Thirty-Three Firefighters
- F. One Paid on Call Firefighter

Section 2. The Fire Chief is hereby authorized and directed to notify the Police and Fire Commission of the increase in Firefighters.

Section 3. Effective June 16, 2023, the Fire Department of the City of East Peoria shall consist of the following personnel:

- A. One Fire Chief
- B. One Deputy Fire Chief
- C. Three Assistant Fire Chiefs
- D. Nine Lieutenants
- E. Thirty-Three Firefighters
- F. One Paid on Call Firefighter

Motion by Commissioner Mingus, seconded by Commissioner Hill; Mr. Mayor, I move that Resolution No. 2223-157 be adopted as presented.

Commissioner Mingus explained that Lieutenant Hale has submitted paperwork of this intent to retire and it is in the best interest of the City to temporarily increase the lieutenants by one.

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

Nays: None.

Mayor Kahl declared the motion carried and Resolution No. 2223-157 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.

Rachel Oedewaldt came up to the podium to inquire about an issue with a street and an issue with a property in the Richland neighborhood. She inquired about whether the corner of Cass and Center Street is included in the street maintenance for the coming fiscal year. Engineer Meyer explained that the issue will need to be looked into to determine the cause of the issue. Ms. Oedewaldt inquired as to the process when the City condemns a house and inquired as to what is going on with a property that had the Police come to the home and that was later condemned. Commissioner Hill explained that the house was not condemned; rather, it was declared uninhabitable for human habitation. When a property does not have water service, it is not habitable. The City had a change in the case, because a different family member said that they would improve the property. Commissioner Hill explained that he is not aware of a demolition order on the property. There is some time given for the owner to help improve the home. Ms. Oedewaldt explained that the residents are concerned regarding the home being a safety issue and that there are trespassers in the home. She is concerned that there may be trespassers in the house that may be using drugs in the house.

Commissioner Hill explained that a plan was requested the last he knew. He does not know if a timeline for the plan has been established. He explained that this is the same process for all homes or neighborhoods with similar situations. Commissioner Hill explained that he can address having a plan and the timeframe.

Mayor Kahl feels that they need to have a deadline for a plan and that it is well known property that has been at the top of everyone's complaint list for years.

Ms. Oedewaldt inquired as to the costs for having SWAT and Police at the property. She explained that it is an issue when this property has problem, and the neighbor's property next to it is getting beautification awards. Commissioner Hill explained that there are multiple properties that may cost the City to remove items and clean up the properties. Commissioner Decker commented on how quickly the property has gone back after being cleaned up. The last action that Commissioner Hill knows is that it was declared unfit for habitation. If there is no water to the property, there should not be anyone living there.

Bob Sinks came up to the podium to inquire about meeting with the Mayor, the Richland Farms neighborhood, a future development on the riverfront, and the Sewer Upgrade Project and trucks in the Richland Farms area. Mayor Kahl asked Mr. Sinks to come in any time as his door is always open. Mayor Kahl explained that there have been great strides made in the last several years in the Richland Farmer neighborhood, which is a testament to the residents that are improving the area as well. Mr. Sinks commented on the special use permits and some individuals not following the special use permits. Mayor Kahl explained that he would ask Mr. Sinks to contact the City with the addresses of the businesses that have issues and are not following the special uses. Mayor Kahl explained that the proposed riverfront development is planned to be around 140 apartments and explained that he and Mr. Sinks would need to get together with Mr. Sinks regarding his inquiries.

Charlie Morgan came up to the podium and commented on the Par-A-Dice Casino. He commented on revenue regarding the riverboat and 50% of the revenues going to Peoria. He further commented on the recession in the 1980s where the City laid off individuals in every department during the recession. He explained that the riverboat saved the City when the riverboat came to the City. Mr. Morgan explained that he was recently on the riverboat and noted fewer individuals being at the casino. He expressed concerns regarding the riverboat and keeping the casino here. Mayor Kahl explained that Boyd Gaming has been a great partner with the city. The ribbon cutting for the new steakhouse, William B's Steakhouse, at the riverboat just happened. Mayor Kahl explained that the staff and service are top notch, a lot of events are

held at the Par-A-Dice, and Boyd continues to make improvements where they can. Mayor Kahl explained that the State of Illinois was not kind to the casinos during COVID even as the City tried to keep the casino open during that time. He commented on the legislation that was passed that states if the casino goes land based it will go to Peoria. He explained that that legislation is unacceptable, and it is time that we put differences aside and work together and get the legislation changed to allow Boyd to make the investments they need to ensure that they can keep up with everyone else. Mayor Kahl is confident that this can be changed, and we should look at it from a regional standpoint. The City recognizes the importance and value of having Boyd as a member of our business community, and the City will continue to do its part for Boyd.

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 City's code enforcement employee being very busy. He commented on hearing that the Par-A-Dice was to do certain improvements; however, due to changes in the law, the money was used in another state. He commented on the investment that the City has done for the riverboat as well. He commented on the legislation that was adopted and that it should be for the betterment of everyone. Commissioner Decker expressed condolences to family and friends of Mr. Gordon Honegger who recently passed away. Mr. Honegger was one of the founders of Morton Community Bank and was a kind and generous individual. He will be greatly missed.

Commissioner Hill explained that the Farmers Market is planned to begin in June 2023, and they are looking for farmers for the market.

Commissioner Mingus commented on the energy aggregation, cost of energy going up, and legislation affecting the riverboat. He feels that we need to recognize the legislation is being done in Springfield and how it affects residents of East Peoria. He asked that people that see issues in the City contact the City so that the City knows what is going on and can address those issues. The car seat checks will begin monthly again in March.

Mayor Kahl explained that the Bob Michel Bridge will be closed for 9 months to car traffic and will impact CityLink buses. You can find the information online regarding the closure and bus routes. The State of City video is now on the City's website on the main page. He explained that Pinecrest was left out of that State of the City address as details were being finalized. The expenses appear to be slightly higher in the presentation due to Rebuild Illinois funds received from the State of Illinois and ARPA funds that are being used for projects. Mayor Kahl explained that he and Washington Mayor Minier participated in the American Heritage Girls Stars and Stripes Award Ceremony. This award is the highest award that is given out from this organization. There were two recipients (Therese Ramirez and Lilly Twait) from East Peoria. They were the 18th and 19th recipients in the State of Illinois, and the award is a high honor. This award is achieved by completing things over several years. He commented on the future being bright and hopeful with individuals like Ms. Ramirez and Ms. Twait.

Motion by Commissioner Mingus, seconded by Commissioner Decker; Mr. Mayor, I move you that we adjourn until Tuesday evening, March 7, 2023 at 6:00 P.M.

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

Nays: None

Mayor Kahl declared the motion carried and the meeting adjourned at 7:46 P.M.

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