

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

**MARCH 5, 2019**

The Regular Meeting of the City Council of the City of East Peoria, Illinois was called to order by his Honor Mayor David Mingus presiding at 6:01 P.M. with proper notice having been given.

Upon the roll being called the following answered present: Mayor David W. Mingus, Commissioner Daniel S. Decker, Commissioner Gary R. Densberger, Commissioner Timothy J. Jeffers, and Commissioner John P. Kahl.  
Absent: None.

The invocation was given by Commissioner Jeffers.

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

Motion by Commissioner Kahl, seconded by Commissioner Densberger; Mr. Mayor, I move that the minutes of the Regular Meeting held on February 19, 2019; the minutes of the Special Meeting for Working Session held on February 19, 2019; and the minutes of the Special Meeting for Working Session held on February 26, 2019 be approved as printed.

Yeas: Commissioner Decker, Densberger, Jeffers, Kahl and Mayor Mingus.

Nays: None.

Mayor Mingus declared the motion carried.

Mayor Mingus presented the East Peoria Meritorious Award to Liam Oedewaldt for his blanket drive. Liam thanked all of the community in East Peoria and Peoria for donating blankets and his mom for helping him organize the drive. He explained that they collected 340 blankets.

Mayor Mingus proclaimed October 3, 2019 as World MSA Day and March 2019 as MSA Awareness Month. Larry Kellerman commented on the Multiple System Atrophy (MSA) disease. He thanked the city council and explained the effects of the disease, including the passing of his wife from this devastating disease. He explained that there needs to be awareness and funds for research. There is currently no treatment or cure for MSA. He explained that the goal is to raise \$25,000,000 by 2022.

**CONSENT AGENDA ITEMS BY OMNIBUS VOTE:**

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

Motion by Commissioner Densberger, seconded by Commissioner Kahl; Mr. Mayor, I move to adopt a consent agenda consisting of items numbered 1 through 3 as listed on the agenda for this meeting to be considered by omnibus vote.

Yeas: Commissioners Decker, Densberger, Jeffers, Kahl and Mayor Mingus.

Nays: None.

Mayor Mingus declared the motion carried.

Motion by Commissioner Densberger, seconded by Commissioner Kahl; Mr. Mayor, I move you that Items numbered 1 through 3 listed on the Consent Agenda be hereby approved and adopted, the items numbered 2 through 3 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 No. 1 – Adoption of Resolution No. 1819-130 – Resolution to Approve Payment of the Schedule of Bills No. 20 in the amount of \$1,297,753.29. (Adopted by omnibus vote)

Item No. 2 – Adoption of Resolution No. 1819-119 on its Second Reading – Resolution Approving Software Licensing Agreement for the City’s Geographical Information System (GIS System). (Adopted by omnibus vote)

Item No. 3 – Adoption of Resolution No. 1819-124 on its Second Reading – Resolution Appointing Good Energy, L.P. as Agent and Consultant for Purchasing Supply of Natural Gas for City-Owned Facilities. (Adopted by omnibus vote)

Item No. 4 – Adoption of Resolution No. 1819-125 on its Second Reading – Resolution Authorizing Execution of a Service Agreement with the Lowest Responsible Bidder for the Supply of Natural Gas for City Facilities. (Adopted by omnibus vote)

Item No. 5 – Adoption of Resolution No. 1819-121 on its Second Reading – Resolution Approving the Lowest Responsible Bidder for EastSide Centre Parking Lot Lighting Upgrade to LED Project with Springfield Electric. (Adopted by omnibus vote)

Item No. 6 – Adoption of Resolution No. 1819-120 on its Second Reading – Resolution Approving Service Plan Agreement for the City’s LUCAS Devices (Mechanical Chest Compression Devices) for the Fire Department. (Adopted by omnibus vote)

Yeas: Commissioners Decker, Densberger, Jeffers, Kahl and Mayor Mingus.

Nays: None.

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

Mayor Mingus 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.

Motion by Commissioner Densberger, seconded by Commissioner Kahl; Mr. Mayor, I move you that Ordinance No. 4426, hereto attached, (AN ORDINANCE PROVIDING FOR THE VACATION OF A PORTION OF CENTENNIAL DRIVE RIGHT-OF-WAY ADJACENT TO PHEASANT RUN 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 Densberger explained that this is property that can be vacated and put to a better use.

Yeas: Commissioners Decker, Densberger, Jeffers, Kahl and Mayor Mingus.

Nays: None

Mayor Mingus declared the motion carried and Ordinance No. 4426 be adopted as presented.

Resolution No. 1819-118 by Commissioner Densberger; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS THAT: a Public Hearing will be held by the City Council on Tuesday evening, March 19, 2019 at 6:00 P.M. in the City Council Chambers in the Civic Complex, 401 West Washington Street, East Peoria, Illinois, for the purpose of giving interested citizens the opportunity to provide written or oral comments on the proposed Appropriation Ordinance and the proposed Working Cash Budget for the City of East Peoria for the Fiscal Year May 1, 2019 to April 30, 2020.

BE IT FURTHER RESOLVED that the City Clerk give public notice of said public hearing in the manner provided by law.

AND THAT THIS RESOLUTION NO. 1819-118 BE ADOPTED AS PRESENTED.

Motion by Commissioner Densberger, seconded by Commissioner Kahl; Mr. Mayor, I move that Resolution No. 1819-118 be adopted as presented.

Yeas: Commissioners Decker, Densberger, Jeffers, Kahl and Mayor Mingus.

Nays: None.

Mayor Mingus declared the motion carried and Resolution No. 1819-118 be duly adopted as presented.

Motion by Commissioner Densberger, seconded by Commissioner Decker; Mr. Mayor, I move you that Ordinance No. 4428 hereto attached, (AN ORDINANCE AUTHORIZING THE SELLING PROCESS BY SEALED BID FOR CITY-OWNED SURPLUS REAL ESTATE) 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 Densberger explained that this ordinance and Resolution No. 1819-029 regard disposing of real estate. Director of Planning and Community Development Ty Livingston explained that this process includes properties where the buildings were demolished. Some properties will be sold through a sealed bid process for smaller ones where they are not as valuable. The others will be placed on sale with realtor.

Yeas: Commissioners Decker, Densberger, Jeffers, Kahl and Mayor Mingus.

Nays: None.

Mayor Mingus declared the motion carried.

Resolution No. 1819-129 by Commissioner Densberger, seconded by Commissioner Decker; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1819-129, hereto attached, a Resolution Authorizing the Selling Process for City-Owned Surplus Real Estate, be approved, and that this Resolution No. 1819-129 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 Densberger commented on the properties that will be placed on sale with a realtor and those that will be done through sealed bid process.

Yeas: Commissioners Decker, Densberger, Jeffers, Kahl and Mayor Mingus.

Nays: None.

Mayor Mingus declared the motion carried.

Resolution No. 1819-131 by Commissioner Densberger, seconded by Commissioner Kahl; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1819-131, hereto attached, a Resolution to Approve Agreement for Management Services with Prochamps for the City's Vacant and Foreclosed Property Registration Program, be approved, and that this Resolution No. 1819-131 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 Densberger commented on ProChamps administering the program.

Yeas: Commissioners Decker, Densberger, Jeffers, Kahl and Mayor Mingus.

Nays: None.

Mayor Mingus declared the motion carried.

Motion by Commissioner Densberger, seconded by Commissioner Kahl; Mr. Mayor, I move you that Ordinance No. 4427 hereto attached, (AN ORDINANCE AMENDING TITLE 4, CHAPTER 16.1 OF THE CITY OF EAST PEORIA CITY CODE REGARDING THE REGULATION OF SMALL WIRELESS FACILITIES WITHIN THE PUBLIC RIGHT-OF-WAY) 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.

Director Livingston commented on the amendments to the City Code and that the changes are being done due to changes to Federal Law.

Yeas: Commissioners Decker, Densberger, Jeffers, Kahl and Mayor Mingus.

Nays: None.

Mayor Mingus declared the motion carried.

Motion by Commissioner Densberger, seconded by Commissioner Kahl; Mr. Mayor, I move you that Ordinance No. 4384 hereto attached, (AN ORDINANCE AMENDING TITLE 3, CHAPTER 22 OF THE EAST PEORIA CITY CODE PERTAINING TO MASSAGE ESTABLISHMENTS AND MASSAGE SERVICES) 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.

Director Livingston commented on changes made to the city code to make it in compliance with the State Law. There is another piece that will come through the City Council regarding zoning changes.

Yeas: Commissioners Decker, Densberger, Jeffers, Kahl and Mayor Mingus.

Nays: None.

Mayor Mingus declared the motion carried.

Resolution No. 1819-132 by Commissioner Densberger; RESOLUTION REGARDING STATUS OF MAYOR POSITION AFTER APRIL 2019 ELECTION

WHEREAS, the City Council can determine the normal annual hourly requirements of its elected officials; and

WHEREAS, on August 8, 2016 the position of City Administrator was filled with the objective of professionalizing the governmental operation by strengthening the role of the City Administrator; and

WHEREAS, on November 1, 2016 by reason of having revised the City's organizational structure by strengthening the role of the City Administrator, the position of Mayor was designated a part time position; and

WHEREAS, the position of City Administrator became vacant on September 30, 2018 and the City Council has since then chosen not to fill the position of a City Administrator; and

WHEREAS, in the absence of a City Administrator, greater demands are placed upon the Mayor; and

WHEREAS, in advance of the municipal election to be held on April 2, 2019, this City Council finds it appropriate that those yet to be elected by the voters to serve on the next City Council shall determine if it is in the best interests of the City that the position of Mayor be part time or full time;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS, THAT those elected to serve on the City Council at the April 2, 2019 municipal election shall have the option of designating the position of Mayor as either a part time or a full time position.

Motion by Commissioner Densberger, seconded by Commissioner Kahl; Mr. Mayor, I move that Resolution No. 1819-132 be adopted as presented.

Commissioner Densberger explained that he is not in favor of having a full time Mayor. However, he feels that it should be the choice of the incoming Council.

Yeas: Commissioners Densberger, Kahl and Mayor Mingus.

Nays: Commissioners Decker and Jeffers.

Mayor Mingus declared the motion carried and Resolution No. 1819-132 be duly adopted as presented.

Resolution No. 1819-126 by Commissioner Jeffers, seconded by Commissioner Kahl; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1819-126, hereto attached, a Resolution Authorizing Purchase of Vehicles for the Public Works Department from Uftring Ford (a new 2019 Ford F350 1-Ton Chassis with Utility Box for the Water Department; a new 2019 Ford F250 ¾ Ton Pickup for the Wastewater Department; and a new 2019 Ford Transit 350 Service Body Van for Wastewater Programmer/Electrician), be approved, and that this Resolution No. 1819-126 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 Jeffers commented on the purchase being paid for in the next budget year. The lead time between placing the order and receiving the order takes a few months, and this allows the city to order now and receive the trucks in the first quarter of the fiscal year.

Director of Public Works Dennis Barron commented on getting state pricing for the purchase.

Yeas: Commissioners Decker, Densberger, Jeffers, Kahl and Mayor Mingus.

Nays: None.

Mayor Mingus declared the motion carried.

Resolution No. 1819-127 by Commissioner Jeffers, seconded by Commissioner Kahl; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1819-127, hereto attached, a Resolution Approving Engineering Services Contract for Improvements to Centennial Water Treatment Plant, be approved, and that this Resolution No. 1819-127 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 Jeffers commented on the engineering work that was completed. He explained there were additional permitting costs that were not anticipated.

Yeas: Commissioners Decker, Densberger, Jeffers, Kahl and Mayor Mingus.

Nays: None.

Mayor Mingus declared the motion carried.

Mayor Mingus 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.

Mr. Bob Sinks came up to the podium and inquired as to whether the property on Center Street next to the LaConte Building is up for sale. Commissioner Densberger explained that there was a Request for Proposal to developers and there have been proposals. It is very preliminary. The City is looking to develop the property.

Mr. Norman Sales came up to the podium. He explained that he came across an article that he saw on Commissioner Jeffers facebook page. He stated that the article that said John talks about a tight budget and holding the line on spending. The fact is that John's department expenses have grown substantially more than any other department, far outpacing revenue growth, resulting in less money for street maintenance and cuts in city services. He explained that in the spreadsheet it is quoted as the first-year budget and the estimated budget for the fiscal year ending 2019 which is a 44% increase. He explained that whoever figured out those numbers should be aware that between 2016 and 2017 the ambulance budget was rolled into the fire budget so the actual increase from 2015 to 2019 is around 11%. He explained his concern is that this information is on a social media platform when he feels that it is clearly false information meant to deceive the voters. He feels that there is no call for this happening in an election. He stated that two weeks ago at an executive session we have some issues in Public works that he considers serious issues. He explained that they were to be discussed and were discussed in executive session. He stated that Commissioner Decker and Jeffers choose not to attend the executive session so consequently those issues could not be addressed. He feels that is unacceptable and not showing leadership.

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

Mayor Mingus then asked for comments from Council.

Commissioner Decker explained that he was at his son's band concert, and had asked that the executive session not be held after the last city council meeting. He explained that he will always put his family first. He commented on the green carnival that is scheduled for April 25 where children can learn about recycling and conserving energy. He commented on the cost of garbage is \$56 per ton while the cost of recycling is \$7 per ton to the city. The recycling saves the City of East Peoria money. When residents recycle, it allows the city to drive down the costs of city government. He is concerned that he has seen a slight downturn in recycling and an upturn in trash that goes to the landfill. He commented on the City going to a bi-weekly recycling and a toter system, because it speeds up routes and is safer for employees. In July 2019, recycling is scheduled to go to a toter only system.

Norman Sales came up to the podium and inquired as to whether there is a portion of the population that cannot afford toters. Commissioner Decker explained that there are people that cannot afford toters. He explained that people had already purchased toters and they did not offer free toters. There has not been a plan yet to get those individuals toters but they are looking into it.

Commissioner Densberger commented on the possibility of allowing for a smaller size toter. Commissioner Decker explained that is a problem with the smaller toters possibly falling into the recycling truck. Director of Public works, Dennis Barron, commented on the stability of the larger toter making it easier to handle.

Commissioner Jeffers commented on things that are discussed in executive session are a private matter and are under certain exemptions and that he can attend or not attend those sessions. He stated that just because he did not attend the meeting does not mean the process or whatever was discussed is broken or not fixed. He explained he does not know how Mr. Sales knows what was discussed in executive session. He commented on items that he puts out that if there are mistakes he will correct them. He commented on the good news of Liam Oedewaldt receiving the Meritorious Award.

Commissioner Kahl stated that he does not feel that it the proper place to be sitting on the Council and commenting on any campaign matters. He stated that there will be a time and place that he will address the misinformation that has been put out there. Car seat check is scheduled tomorrow between 1p and 4p at Central Fire House at 201 W. Washington Steet. On Thursday, the texting and notification program is being upgraded to CodeRed. You must sign up for CodeRed if you have not already signed up. If you switch carriers, you must sign up again. The League of Women's Voters is hosting a candidate forum on March 13, 2019 at Civic Plaza at 6 pm.

Motion by Commissioner Jeffers, seconded by Commissioner Kahl; Mr. Mayor, I move you that we adjourn until Tuesday evening, March 19, 2019 at 6:00 P.M.

Yeas: Commissioners Decker, Densberger, Jeffers, Kahl and Mayor Mingus.

Nays: None

Mayor Mingus declared the motion carried and the meeting adjourned at 6:50 P.M.

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