

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

APRIL 16, 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 6:00 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 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 Decker; Mr. Mayor, I move that the minutes of the Regular Meeting held on April 2, 2019 be approved as printed.

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

Nays: None.

Mayor Mingus declared the motion carried.

Mayor Mingus proclaimed May 2019 as "Motorcycle Awareness Month." He presented the proclamation to John Harris President of ABATE.

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.

Tom Hulting of East Peoria came up to the podium. He inquired about the engineering services and costs of those services in the Street Maintenance resolution. Commissioner Decker indicated that they will get the numbers back to him for the costs of the services. Mr. Hulting inquired about whether there would be someone from the engineer's office on each street maintenance job at all times. City Attorney Dennis Triggs stated that the engineer has a responsibility to ensure that a project is being done correctly by overseeing the street maintenance work. He does not believe that the engineer needs to be on the site at all times. Mr. Hulting indicated that when he worked in Peoria County they expected him to be on the job for a project, and he stated that he feels that the engineer or someone from his office should be on the job site at all times overseeing the project.

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

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 Decker, seconded by Commissioner Kahl; Mr. Mayor, I move to adopt a consent agenda consisting of items numbered 1 through 5 as listed on the agenda for this meeting to be considered by omnibus vote.

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

Nays: None.

Mayor Mingus declared the motion carried.

Motion by Commissioner Decker, seconded by Commissioner Kahl; Mr. Mayor, I move you that Items numbered 1 through 5 listed on the Consent Agenda be hereby approved and adopted, the items numbered 2 through 5 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. 1819-160 – Resolution to Approve Payment of the Schedule of Bills No. 23 in the amount of \$2,024,333.57. (Adopted by omnibus vote)

Item No. 2 – Adoption of Resolution No. 1819-146 on its Second Reading - Resolution Approving Purchase of Firewall Equipment for the City's Computer and Information Technology (IT) Network. (Adopted by omnibus vote)

Item No. 3 – Adoption of Resolution No. 1819-143 on its Second Reading – Resolution Authorizing the Purchase of a new 2018 Ford F150 4x4 Pickup Truck for the Tourism and Special Events Department from Morrow Brothers, Inc. in the amount of \$28,980. (Adopted by omnibus vote)

Item No. 4 – Adoption of Resolution No. 1819-141 on its Second Reading – Resolution approving a proposal from Hoerr Construction, Inc. to Slip Line Storm Sewer Main in the vicinity of 219 Briarbrook Drive in the City of East Peoria.

Item No. 5 – Adoption of Resolution No. 1819-144 on its Second Reading – Resolution Approving the 2019 Street Maintenance Program Contracts for Sealcoating, Heat Scarification, Spray Patching, GSB-99 Polymer Emulsion Work, Overlay, and Engineering Services Associated with said Program. (Adopted by omnibus vote)

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

Nays: None.

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

Resolution No. 1819-142 by Commissioner Decker, seconded by Commissioner Jeffers; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1819-142 hereto attached, a Resolution authorizing the purchase of 624 96-gallon Wheeled Carts from Wastequip, LLC at a cost of \$33,442.55 for the Public Works Solid Waste/Recycling Program, be hereby approved, and that this Resolution No. 1819-142 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 Decker commented on the resolution explaining that the City is selling the wheeled carts for \$60 which is less than you can find in the stores. This purchase will replenish the number of wheeled carts.

Commissioner Kahl explained that he is concerned that senior citizens cannot handle the large totes and citizens not recycling anymore. He inquired about using smaller totes for garbage pickup and the same trucks being used for the garbage and recycling.

Commissioner Decker commented on the smaller totes possibly falling into the trucks and those smaller totes then may be lost.

Director of Public Works, Dennis Barron, commented on getting away from the smaller size totes.

Yeas: Commissioners Decker, Jeffers, and Mayor Mingus.

Nays: Commissioner Kahl.

Mayor Mingus declared the motion carried and Resolution No. 1819-142 be duly adopted as presented.

Motion by Commissioner Decker, seconded by Commissioner Kahl; Mr. Mayor, I move you that Ordinance No. 4433 hereto attached, (AN ORDINANCE AMENDING TITLE 5, CHAPTER 9, SECTION 4 AND TITLE 5, CHAPTER 10, SECTION 2 OF THE EAST PEORIA CITY CODE FOR THE PURPOSE OF ALLOWING MASSAGE ESTABLISHMENTS AS A SPECIAL USE IN THE B-3 BUSINESS SERVICE DISTRICT, AND M-1 AND M-2 MANUFACTURING DISTRICTS) 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 of Planning and Community Development, Ty Livingston, commented on the code change that requires that they go through a special use process. The code change separates uses out and also says that massage establishments cannot be housed in an establishment that serves alcohol.

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

Nays: None.

Mayor Mingus declared the motion carried.

Motion by Commissioner Decker, seconded by Commissioner Kahl; Mr. Mayor, I move you that Ordinance No. 4434 hereto attached, (AN ORDINANCE PROVIDING FOR THE TRANSFER OF REAL PROPERTY TO THE EAST PEORIA SANITARY DISTRICT) 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 sale of the property. He commented on the property locations and explained that the property has a better use for the Sanitary District.

Director Livingston commented on the properties being better used by the Sanitary District.

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

Nays: None.

Mayor Mingus declared the motion carried.

Resolution No. 1819-155 by Commissioner Decker, seconded by Commissioner Jeffers; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1819-155, hereto attached, a Resolution authorizing the purchase of a replacement automated arm on Solid Waste Truck No. 44 in the amount of \$17,413.38, be approved, and that this Resolution No. 1819-155 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 Decker commented on the resolution and replacement arm. Commissioner Kahl inquired about whether there are other options for arms that can pick up different sized totes.

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

Nays: None.

Mayor Mingus declared the motion carried.

Resolution No. 1819-149 by Commissioner Jeffers, seconded by Commissioner Kahl; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1819-149 hereto attached, a Resolution Regarding Revisions to the City's Group Health Insurance Plan effective May 1, 2019, be hereby approved, and that this Resolution No. 1819-149 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 Jeffers explained the resolution.

Yeas: Commissioners Jeffers, Kahl and Mayor Mingus.

Nays: None.

Abstain: Commissioner Decker.

Mayor Mingus declared the motion carried and Resolution No. 1819-149 be duly adopted as presented.

Resolution No. 1819-150 by Commissioner Jeffers, seconded by Commissioner Kahl; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1819-150 hereto attached, a Resolution Regarding the Prescription Drug Benefit Manager for the City's Group Health Insurance Plan, be hereby approved, and that this Resolution No. 1819-150 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 Jeffers explained the resolution.

Yeas: Commissioners Jeffers, Kahl and Mayor Mingus.

Nays: None.

Abstain: Commissioner Decker.

Mayor Mingus declared the motion carried and Resolution No. 1819-150 be duly adopted as presented.

Resolution No. 1819-151 by Commissioner Jeffers, seconded by Commissioner Kahl; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1819-151 hereto attached, a Resolution Regarding Employee Contribution Rates for the City's Group Health Insurance Plan, be hereby approved, and that this Resolution No. 1819-151 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 Jeffers explained the resolution. and commented on amounts that deposited for those participating in the high deductible health plan.

Yeas: Commissioners Jeffers, Kahl and Mayor Mingus.

Nays: None.

Abstain: Commissioner Decker.

Mayor Mingus declared the motion carried and Resolution No. 1819-151 be duly adopted as presented.

Resolution No. 1819-145 by Commissioner Jeffers, seconded by Commissioner Kahl; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1819-145 hereto attached, a Resolution to approve the salaries, wages and employee benefits for certain non-union employees of the City of East Peoria for the fiscal year beginning May 1, 2019 and ending on April 30, 2020, be hereby approved, and that this Resolution No. 1819-145 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 Jeffers commented on the resolution.

Yeas: Commissioners Jeffers, Kahl and Mayor Mingus.

Nays: None.

Abstain: Commissioner Decker.

Mayor Mingus declared the motion carried and Resolution No. 1819-145 be duly adopted as presented.

Motion by Commissioner Jeffers, seconded by Commissioner Kahl; Mr. Mayor, I move you that Ordinance No. 4431, hereto attached, (AN ORDINANCE AMENDING THE CITY OF EAST PEORIA PERSONNEL POLICY MANUAL) 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 Jeffers commented on the ordinance explaining the amendments to the policy manual.

Yeas: Commissioners Jeffers, Kahl and Mayor Mingus.

Nays: None

Abstain: Commissioner Decker.

Mayor Mingus declared the motion carried and Ordinance No. 4431 be adopted as presented.

Resolution No. 1819-156 by Commissioner Jeffers, seconded by Commissioner Decker; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1819-156, hereto attached, a Resolution Accepting the Lowest Responsible Bidder for Purchase of a Chlorine Scrubber Unit for the Centennial Water Treatment Plant from De Nora Water Technologies, Inc. in the amount of \$44,000, be approved, and that this Resolution No. 1819-156 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 Jeffers commented on the purchase. He explained that there will be a third chlorine scrubber unit purchase in the near future. Director Barron commented on the safety aspect of the chlorine scrubber.

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

Nays: None.

Mayor Mingus declared the motion carried.

Motion by Commissioner Jeffers, seconded by Commissioner Decker; Mr. Mayor, I move you that Ordinance No. 4435 hereto attached, (AN ORDINANCE AMENDING TITLE 3, CHAPTER 3 OF THE EAST PEORIA CITY CODE TO CHANGE THE NUMBER OF CLASS E LIQUOR LICENSES AUTHORIZED TO BE ISSUED WITHIN THE CORPORATE LIMITS OF THE CITY) be read at length by the Clerk, and that said Ordinance No. 4435 be accepted on its first reading, and be hereby adopted as presented.

Commissioner Jeffers commented on the amendment.

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

Nays: None.

Mayor Mingus declared the motion carried and Ordinance No. 4435 to be duly adopted as presented.

Resolution No. 1819-154 by Commissioner Decker, seconded by Commissioner Jeffers; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1819-154, hereto attached, a Resolution Approving Payment for Purchase of New Chassis and Equipment Upgrade for Fire Department Ambulance, be approved, and that this Resolution No. 1819-154 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 Kahl explained the purchase of the new chassis and equipment for the ambulance.

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

Nays: None.

Mayor Mingus declared the motion carried.

Resolution No. 1819-152 by Commissioner Kahl, seconded by Commissioner Jeffers; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1819-152, hereto attached, a Resolution authorizing the purchase and installation of radios and related equipment for the new Ambulance from Ragan Communications, Inc. in the amount of \$10,570.90, be approved, and that this Resolution No. 1819-152 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 Kahl explained that this purchase and installation is the new ambulance that was discussed in the previous resolution and this will outfit the ambulance with the needed radio and related equipment.

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

Nays: None.

Mayor Mingus declared the motion carried.

Resolution No. 1819-153 by Commissioner Kahl, seconded by Commissioner Decker; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1819-153, hereto attached, a Resolution Accepting Audit Services Proposal for Preparing the City's Annual Financial Audits with CliftonLarsonAllen LLP, be approved, and that this Resolution No. 1819-153 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 Kahl commented on the bids that came in and explained that the bid from CliftonLarsonAllen was the best bid.

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

Nays: None.

Mayor Mingus declared the motion carried.

Resolution No. 1819-158 by Commissioner Kahl, seconded by Commissioner Decker; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1819-158, hereto attached, a Resolution approving Microsoft Licensing Subscription Renewal for the City from PTC Select at a cost of \$32,468.25, be approved, and that this Resolution No. 1819-158 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 Kahl explained that the resolution is for the renewal of Microsoft licensing needed for the city computers and that this is an annual item.

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

Nays: None.

Mayor Mingus declared the motion carried.

Resolution No. 1819-157 by Commissioner Kahl, seconded by Commissioner Decker; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1819-157, hereto attached, a Resolution Approving Pump Equipment Upgrade for Irrigation System at Eastside Centre, be approved, and that this Resolution No. 1819-157 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 of Doug commented on the Variable Frequency Drive. There is a rebate and the purchase should be paid back in two seasons.

Commissioner Jeffers commented on the further saving on the VFD.

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

Nays: None.

Mayor Mingus declared the motion carried.

Motion by Commissioner Kahl, seconded by Commissioner Decker; Mr. Mayor, I move you that Ordinance No. 4432 hereto attached, (AN ORDINANCE AMENDING TITLE 11, CHAPTER 5, SECTION 21 OF THE EAST PEORIA CITY CODE PERTAINING TO PARKING VIOLATION PENALTIES) be read at length by the Clerk, and that said Ordinance No. 4432 be accepted on its first reading, and be hereby adopted as presented.

Commissioner Kahl explained that the amendment clarifies that the date is calculated from the date of issuance and not the date of receipt.

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

Nays: None.

Mayor Mingus declared the motion carried and Ordinance No. 4432 to be duly adopted as presented.

Resolution No. 1819-159 by Commissioner Kahl; RESOLUTION AUTHORIZING TEMPORARY INCREASE IN THE NUMBER OF PATROLMEN ON THE EAST PEORIA POLICE DEPARTMENT

WHEREAS, Title 1, Chapter 3, Section 7.1 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 Police Department; and

WHEREAS, there is a potential opening in the Patrolman position in the near future due to a patrolman being placed on long-term disability; and

WHEREAS, it is in the best interests of the City of East Peoria to temporarily increase the total number of individuals holding the rank of Patrolman on the East Peoria Police Department from 38 to 39 effective immediately; and

WHEREAS, it is further in the best interests of the City that after the potential opening in the near future, the City of East Peoria decrease the total number of individuals holding the rank of Patrolmen on the East Peoria Police Department from 39 to 38;

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

Section 1. Effective immediately, the staffing level for the Police Department of the City of East Peoria shall consist of the following personnel:

- A. One (1) Police Chief
- B. Two (2) Deputy Chiefs
- C. Eight (8) Sergeants
- D. Thirty-nine (39) Patrolmen

Section 2. The Police Chief is hereby authorized and directed to notify the Police and Fire Commission of the temporary increase in Patrolmen and to request the Police and Fire Commission to undertake the process of appointing a Patrolmen to fill the position hereby created.

Section 3. Effective upon the placement of the patrolman on long-term disability under a disability pension in the near future, the staffing level for the Police Department of the City of East Peoria shall return to the following personnel:

- A. One (1) Police Chief
- B. Two (2) Deputy Chiefs
- C. Eight (8) Sergeants (to be reduced to 7 in May 2019 after a retirement)
- D. Thirty-eight (38) Patrolmen

Motion by Commissioner Kahl, seconded by Commissioner Decker; Mr. Mayor, I move that Resolution No. 1819-159 be adopted as presented.

Chief of Police Steven M. Roegge commented on getting three officers into the training academy to be proactive so that there are no additional costs.

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

Nays: None.

Mayor Mingus declared the motion carried and Resolution No. 1819-159 be duly adopted as presented.

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.

Bob Sinks came up the podium and inquired about the special use permit process. Director Livingston indicated that a special use is transferrable as long as the special use is continuous up to the point someone sells it. Mr. Sinks stated that "no parking signs" should be checked because some have been spray painted. Mr. Sinks inquired about a storm shelter. He stated that he understands that there are no rules regarding storm shelters and explained that with the unpredictable weather he thinks there should be rules on storm shelters.

Mr. Dave Kelly came up the podium to discuss and issue with parking at his house because he cannot get a straight answer of what to do. He stated that he does not understand the offset. Director Livingston explained that there is a 30 foot setback for a building. Mr. Kelly stated that he is 30 feet from the road. Mr. Kelly inquired about needing a permit to park in his driveway. He stated that he does not store vehicles; the vehicles run and have legal plates on them; and ten cars have been moved off of this property. Mayor Mingus stated that legal counsel would get back in touch with Mr. Kelly.

Tom Hulting came up to the podium and inquired about Waste Management picking up totes. Mr. Kelly who works at Waste Management explained that with the system Waste Management uses they can pick up any size tote. He explained being able to adjust the pressure on the arms to grab the cans. Mr. Kelly stated that if you can adjust the pressures on the arms, then you will be able to pick up different sized cans.

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

Mayor Mingus then asked for comments from Council.

Commissioner Jeffers wished everyone a good Holy Week, Good Friday, and Easter Sunday coming up.

Commissioner Kahl explained that the EasterSeals Run, Walk, and Roll will be coming up on Saturday and on April 27, 2019, there is American Cancer Society Relay for Life of Tazewell County and a Tazewell County Health Department electronics recycling event. He explained that there is a nominal fee for some of the electronics recycling items which are posted. May 4, 2019 is the East Peoria Clean Sweep from 8:30 am – noon and the Annual Flower and Vegetable Plant Sale that goes until noon or sold out and you must be a resident to purchase those plants. He explained that the Police Department began wearing body cameras and will be active when they are responding to a call for service or conducting law enforcement activities.

Motion by Commissioner Kahl, seconded by Commissioner Decker; Mr. Mayor, I move you that we adjourn until Tuesday evening, May 7, 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 7:06 P.M.

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