

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

**May 21, 2019**

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, 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.

Motion by Commissioner Mingus, seconded by Commissioner Decker; Mr. Mayor, I move that the minutes of the Regular Meeting held on May 7, 2019 be approved as printed.

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

Nays: None.

Mayor Kahl declared the motion carried.

Mayor Kahl proclaimed May 19-25, 2019 as "Emergency Medical Services Week." He presented the proclamation to Fire Chief John F. Knapp. Mayor commented on the quality of services in the city of east Peoria.

Mayor Kahl proclaimed May 2019 as "Building Safety Month." He presented the proclamation to Ty Livingston Director of Planning and Community Development. Mayor thanked Director Livingston and all that his department does.

The City Clerk explained that there is a bid opening for City-owned surplus real estate located at Fairview Avenue, East Peoria, IL (300 block) (Tax ID No. 01-01-33-202-002); 130 Kerfoot Street, East Peoria, IL; 202 Arnold Road, East Peoria, IL; 212 Division Street, East Peoria, IL; 232 Everett Street, East Peoria, IL; 238 Franklin Street, East Peoria, IL; and 349 Park Avenue, East Peoria, IL. The City Clerk opened two sealed bids that were received, the first being for property located at 212 Division Street, East Peoria from Casey Brewer in the amount of \$6,222.22 and the second being for 202 Arnold Road, East Peoria from Matthew Nitsch in the amount of \$150.00.

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.

Mr. Bob Sinks came up to the podium. Mr. Sinks commented on the Special Use at 326 Sanford Street regarding the storage of equipment on property where grass is located on the property. He is concerned that the property will have tall grass. He explained that he is opposed to the outdoor storage because he believes there have been issues with these properties where special uses were issued. He asked the City Council to think about how they would feel if this was going in their neighborhood. He commented on a winery that wanted to go on a property in the City. Director of Planning and Community Development, Ty Livingston, commented on the property and explained that it will be compacted graveled and paved. There will also be slated fences to screen the storage. Director Livingston explained that the gravel and paving is a condition of the special use.

Mr. Udo Dreier came up to podium and commented on burning in the city and that the city needs to do away with open burning. He explained that there was someone burning on Mother's Day where the fire was smothering and producing extensive amounts of smoke. Mayor Kahl explained that people need to abide by the city ordinances when burning.

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

Resolution No. 1920-012 by Commissioner Hill, seconded by Commissioner Decker; **BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS** that the claims as listed on Schedule No. 1 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 \$1,191,314.96, and the schedule of bills be hereby adopted as presented.

Commissioner Sutherland commented on bills coming in from his business from before he was sworn in as Commissioner and he will be abstaining from voting due to those bills.

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

Nays: None

Abstention: Commissioner Sutherland.

Mayor Kahl declared the motion carried.

Motion by Commissioner Hill, seconded by Commissioner Decker; Mr. Mayor, I move you that Ordinance No. 4436 hereto attached, (AN ORDINANCE PROVIDING FOR THE SALE OF EXCESS CITY PROPERTY AT 124 W. FAULKNER ROAD) 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 sold and being put to better use.

Yeas: Commissioner 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. 4437 hereto attached, (AN ORDINANCE PROVIDING FOR THE SALE OF EXCESS CITY PROPERTY AT 101 AND 103 HARMONY AVENUE) 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 sold and put back into better use.

Yeas: Commissioner 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. 4439 hereto attached, (AN ORDINANCE AUTHORIZING A SPECIAL USE FOR PROPERTY LOCATED AT 325 SANFORD STREET IN THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS - to allow the outdoor storage of materials) 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 that has been recommended for a special use for outdoor storage.

Commissioner Decker commented on some concerns that he has with a former property that did not have screening as quickly as he would have liked the was approved in the past. He believes that screening should occur before the items are stored.

Commissioner Sutherland inquired about noise on the property. Director Livingston explained that the operation will happen during normal business hours. The only time that it would be outside business hours would be if the street was closed due to water.

Mayor Kahl explained that the onus is on the city to ensure that all items are complied with.

Yeas: Commissioner 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. 4440 hereto attached, (AN ORDINANCE AUTHORIZING A SPECIAL USE FOR PROPERTY LOCATED AT 105 N. HAWTHORNE AVENUE IN THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS.) – to allow the outdoor display and storage of materials) 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 this special use is for the expansion on the building of JJ Toppers. This is higher end vehicles and equipment for sale. Director Livingston explained that the owners are also working on an additional access point to the property.

Commissioner Decker commented on some concerns regarding the special use and that the concern has been addressed.

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

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 1920-011 by Commissioner Hill, seconded by Commissioner Decker; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1920-011, hereto attached, a Resolution Approving Monitoring and Administration Services Contract for Information Technology Services Between the City and Heart Technologies, Inc., be approved, and that this Resolution No. 1920-011 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 this is for network and desktop services. This contract reduces the risk to the city because it allows the city to rely on several individuals at Heart Technologies and it can save the city money.

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

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 1920-014 by Commissioner Hill; **WHEREAS**, the owner of Parcel No. 01-01-32-414-008 (the "Property") has filed a complaint with the Tazewell County Board of Review (the "Board of Review") for the purpose of challenging the assessed value assigned to the Property; and

**WHEREAS**, the City of East Peoria ("City") has objected to the change in assessed value; and

**WHEREAS**, the Board of Review has affirmed the assessment originally assigned to the Property; and

**WHEREAS**, the owner of the Property has appealed the decision of the Board of Review to the Illinois Property Tax Appeal Board ("PTAB"); and

**WHEREAS**, it is in the best interests of the City to intervene in the proceedings currently pending before PTAB;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS, THAT** the Attorney for the City is hereby authorized and directed to obtain an appraisal for the Property and petition for leave to intervene in the proceeding involving the assessment of the

Property, which proceeding is identified as Docket No. 2018-01379.001-C-3 currently pending before the Illinois Property Tax Appeal Board.

Motion by Commissioner Hill, seconded by Commissioner Mingus; Mr. Mayor, I move that Resolution No. 1920-014 be adopted as presented.

Commissioner Hill explained that property owners were appealing their property taxes, and this resolution authorizes the City Attorney to intervene in the appeal on behalf of the City.

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

Nays: None.

Mayor Kahl declared the motion carried and Resolution No. 1920-014 be duly adopted as presented.

Resolution No. 1920-013 by Commissioner Hill; **WHEREAS**, the owner of Parcel No. 01-01-33-107-003 (the "Property") has filed a complaint with the Tazewell County Board of Review (the "Board of Review") for the purpose of challenging the assessed value assigned to the Property; and

**WHEREAS**, the City of East Peoria ("City") has objected to the change in assessed value; and

**WHEREAS**, the Board of Review has affirmed the assessment originally assigned to the Property; and

**WHEREAS**, the owner of the Property has appealed the decision of the Board of Review to the Illinois Property Tax Appeal Board ("PTAB"); and

**WHEREAS**, it is in the best interests of the City to intervene in the proceedings currently pending before PTAB;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS, THAT** the Attorney for the City is hereby authorized and directed to obtain an appraisal for the Property and petition for leave to intervene in the proceeding involving the assessment of the Property, which proceeding is identified as Docket No. 2018-01382.001-C-3 currently pending before the Illinois Property Tax Appeal Board.

Motion by Commissioner Hill, seconded by Commissioner Sutherland; Mr. Mayor, I move that Resolution No. 1920-013 be adopted as presented.

Commissioner Hill explained that property owners were appealing their property taxes, and this resolution authorizes the City Attorney to intervene in the appeal on behalf of the City.

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

Nays: None.

Mayor Kahl declared the motion carried and Resolution No. 1920-013 be duly adopted as presented.

Resolution No. 1920-009 by Commissioner Decker; **WHEREAS**, the Honorable Mayor John P. Kahl has recommended appointment of Douglas McCarty, Director of Tourism and Special Events, as the City of East Peoria's representative Member on the Peoria Area Convention and Visitors Bureau Board of Directors; 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 by Mayor John P. Kahl of Director of Tourism and Special Events Douglas McCarty as the City's representative Member on the Peoria Area Convention and Visitors Bureau Board of Directors to serve in such capacity until he is removed by the Mayor be hereby confirmed and approved

**AND THAT THIS RESOLUTION NO. 1920-009 BE ADOPTED AS PRESENTED.**

Motion by Commissioner Decker, seconded by Commissioner Mingus; Mr. Mayor, I move that Resolution No. 1920-009 be adopted as presented.

Commissioner Decker commented on the tourism.

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

Nays: None.

Mayor Kahl declared the motion carried and Resolution No. 1920-009 be duly adopted as presented.

Resolution No. 1920-010 by Commissioner Decker; **BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS, THAT** the appointments by Mayor John P. Kahl of the following individuals to various boards and commissions of the City of East Peoria is hereby approved:

East Peoria Human Relations Commission

Marjorie Greuter, Member - To fill the vacancy created by the resignation of John Kahl

Term: May 1, 2019 to April 30, 2020

Megan Taylor, Member – To fill the vacancy created by the resignation of Rich Brodrick

Term: May 1, 2019 to April 30, 2021

East Peoria Mass Transit District

Demetrio Preciado, Member – To fill the vacancy created by the passing of Earl Franks

Term: May 1, 2019 to April 30, 2023

East Peoria Police Pension Fund Board

Jeffrey L. Weber, Member – To fill the vacancy created by the resignation of William Fitzgerald

Term: May 1, 2019 to April 30, 2022

**BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, THAT** the reappointments by Mayor John P. Kahl of the following individuals to various boards and commissions of the City of East Peoria be hereby approved:

East Peoria Human Relations Commission

Dan Decker, Member	Term: May 1, 2019 to April 30, 2021
Jamie Cassidy, Member	Term: May 1, 2019 to April 30, 2021
Rick Swan, Member	Term: May 1, 2019 to April 30, 2021

East Peoria Planning Commission

Richard Cridlebaugh, Member	Term: May 1, 2019 to April 30, 2022
Corby Gorman, Member	Term: May 1, 2019 to April 30, 2022

East Peoria Fire and Police Commission

John Redlingshafer, Member	Term: May 1, 2019 to April 30, 2022
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East Peoria Mass Transit District

Rachel Oedewaldt, Member	Term: May 1, 2019 to April 30, 2023
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**AND THAT THIS RESOLUTION NO. 1920-010 BE ADOPTED AS PRESENTED.**

Motion by Commissioner Decker, seconded by Commissioner Hill; Mr. Mayor, I move that Resolution No. 1920-010 be adopted as presented.

Commissioner Decker, Hill and Mayor Kahl thanked everyone for their service to the City.

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

Nays: None.

Mayor Kahl declared the motion carried and Resolution No. 1920-010 be duly adopted as presented.

Resolution No. 1920-008 by Commissioner Decker, seconded by Commissioner Mingus; **BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS** that Resolution No. 1920-008, hereto attached, a Resolution approving Festival of Lights Electrical Upgrade Project Equipment Purchase from Springfield Electric and Graybar, be approved, and that this Resolution No. 1920-008 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 use of electricity for the Festival of Lights Drive through Display. He explained that there is a short payback period on the project.

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

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 1920-006 by Commissioner Sutherland, seconded by Commissioner Decker; **BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS** that Resolution No. 1920-006, hereto attached, a Resolution Accepting Low Bid for City's Sanitary Sewer System Upgrade Project, be approved, and that this Resolution No. 1920-006 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 Sutherland commented on the project and it being bid for \$37 million. He explained that he will be supporting the project and that he would be learning about the project as he begins his term of office.

Director of Public Works, Dennis Barron, commented on the project. He explained the recommendations and design of the project. The City is now at the point that we are accepting the lowest bid on Phases A, B, and C of the four phase project.

Commissioner Decker commented on the project being necessary. The plant is old with parts being as old as 1936. He explained that he wishes the City could go back thirty years and have begun replacing parts of the infrastructure at that time. If the City does not move forward, the project would be mandated and be much more expensive.

Commissioner Mingus commented on this project being expensive and that he believes the project move forward because costs are likely to only increase in the future.

Commissioner Sutherland explained that infrastructure has been patched together for several years. He wants all of the clay infrastructure removed in his lifetime.

Mayor Kahl commented on moving forward on this project because it was long overdue. The City has done its best to keep up with the infrastructure; however, the costs will only increase in the future.

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

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 1920-007 by Commissioner Mingus, seconded by Commissioner Sutherland; **BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS** that Resolution No. 1920-007, hereto attached, a Resolution Approving Purchase and Installation of Replacement of ESDA Tornado Siren, be approved, and that this Resolution No. 1920-007 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 siren is one of three that will be replaced in the next three years. It is an improvement from the tornado siren the City now owns.

Yeas: Commissioner 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 that a closed meeting or executive session of the city council be held at the conclusion of this regular meeting to discuss the following matter or matters according to exceptions provided in the "Open Meetings Act" and specified as follows:

Section 2(c)(2) – Collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees.

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 not on the agenda to come to the podium state the matter or matters to be discussed. There was no response.

Mayor Kahl then asked for comments from Council.

Commissioner Decker commented on a card that he received on winning the election from Marge Creek. Marge Creek, a longtime East Peoria resident, recently passed away. She worked in the schools and volunteered for so many organizations in the community. He commented on her love for the community.

Commissioner Hill commented on the Big Rig Petting Zoo event hosted by the Fondulac District Library. He commented on the Illinois Elementary School Association Track Meet and outside visitors attending the event. He recognized the teachers, staff, administrators, and volunteers that made the IESA Track Meet successful.

Commissioner Mingus thanked and commended the Fire, Police, and Public Works staff that has been addressing the flooding situation in the City.

Mayor Kahl commented on the recent passing of Marge Creek. She was an amazing person that gave so much to the community. Some of her roles she served in in the community, both volunteer and work-related included, Secretary for the Chamber of Commerce, District 86 Secretary, Historical Society volunteer, Beautification Commission volunteer, Festival of Lights volunteer, VFW Auxiliary volunteer, among many other roles. He extended his thoughts and prayers to Marge Creek's family and friends.

Motion by Commissioner Sutherland, seconded by Commissioner Decker; Mr. Mayor, I move you that we adjourn until Tuesday evening, June 4, 2019 at 6:00 P.M.

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

Nays: None

Mayor Kahl declared the motion carried and the meeting adjourned at 6:53 P.M.

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