

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

JULY 21, 2020

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 Michael L. Sutherland.
Absent: Commissioner Seth D. Mingus.

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 Decker, seconded by Commissioner Hill; Mr. Mayor, I move that the minutes of the Regular Meeting held on July 7, 2020 be approved as printed.

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

Nays: None.

Mayor Kahl declared the motion carried.

Mayor Kahl proclaimed July 27, 2020 as "National Korean War Veterans Armistice Day".

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

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 7 as listed on the agenda for this meeting to be considered by omnibus vote.

Item Number 1 – Adoption of Resolution Number 2021-031 – Resolution to Approve Payment of the Schedule of Bills Listed on Schedule Number 5 in the amount of \$4,957,099.68.

Item Number 2 – Adoption of Resolution Number 2021-028 on its Second Reading - Resolution Amending Energy Aggregation Program for Residential and Small Commercial Retail Customers.

Item Number 3 – Adoption of Resolution Number 2021-029 on its Second Reading – Resolution Approving Contract with Homefield Energy for Supply of Electricity for City's Energy Aggregation Program.

Item Number 4 – Adoption of Resolution Number 2021-025 on its Second Reading – Resolution Authorizing First Amendment to Lease Agreement with Omega 9, LLC for Lease of Additional Storage Space for Omega 9, LLC at Eastport Marina.

Item Number 5 – Adoption of Resolution Number 2021-022 on its Second Reading – Resolution Authorizing and Directing the Payment of an Invoice to Hoerr Construction, Inc. for the Emergency Cleaning and Televising of Sewer Main at Camp and Main Street in the amount of \$17,046.

Item Number 6 – Adoption of Resolution Number 2021-026 on its Second Reading - Resolution Approving a Local Public Agency Agreement with IDOT and Approving City Funding for Signalized Intersection Improvements at the Intersection of Camp Street and River Road.

Item Number 7 – Adoption of Ordinance Number 4509 on its Second Reading – (AN ORDINANCE AMENDING TITLE 3, CHAPTER 23 OF THE EAST PEORIA CITY CODE REGARDING THE CITY OF EAST PEORIA'S TOWING SERVICES).

Yeas: Commissioners Decker, Hill, 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 Items numbered 1 through 7 listed on the Consent Agenda be hereby approved and adopted, the items numbered 2 through 7 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 2021-031 – Resolution to Approve Payment of the Schedule of Bills Listed on Schedule Number 5 in the amount of \$4,957,099.68. (Adopted by omnibus vote)

Item Number 2 – Adoption of Resolution Number 2021-028 on its Second Reading - Resolution Amending Energy Aggregation Program for Residential and Small Commercial Retail Customers. (Adopted by omnibus vote)

Item Number 3 – Adoption of Resolution Number 2021-029 on its Second Reading – Resolution Approving Contract with Homefield Energy for Supply of Electricity for City’s Energy Aggregation Program. (Adopted by omnibus vote)

Item Number 4 – Adoption of Resolution Number 2021-025 on its Second Reading – Resolution Authorizing First Amendment to Lease Agreement with Omega 9, LLC for Lease of Additional Storage Space for Omega 9, LLC at Eastport Marina. (Adopted by omnibus vote)

Item Number 5 – Adoption of Resolution Number 2021-022 on its Second Reading – Resolution Authorizing and Directing the Payment of an Invoice to Hoerr Construction, Inc. for the Emergency Cleaning and Televising of Sewer Main at Camp and Main Street in the amount of \$17,046. (Adopted by omnibus vote)

Item Number 6 – Adoption of Resolution Number 2021-026 on its Second Reading - Resolution Approving a Local Public Agency Agreement with IDOT and Approving City Funding for Signalized Intersection Improvements at the Intersection of Camp Street and River Road. (Adopted by omnibus vote)

Item Number 7 – Adoption of Ordinance Number 4509 on its Second Reading – (AN ORDINANCE AMENDING TITLE 3, CHAPTER 23 OF THE EAST PEORIA CITY CODE REGARDING THE CITY OF EAST PEORIA’S TOWING SERVICES). (Adopted by omnibus vote)

Yeas: Commissioners Decker, Hill, Sutherland, 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. 4512 hereto attached, (AN ORDINANCE PROVIDING FOR DEDICATION OF RIGHT-OF-WAY FOR CITY PROPERTY ADJACENT TO HIGHVIEW 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 explained that this property consists of two parcels of land that are not located adjacent to each other. One is a sliver of property north of Highview Road and the other larger property that is not attached to the sliver parcel is located south of that property. This ordinance dedicates the property to right-of-way. This will allow for the reconfiguration of property so that utilities can be done correctly.

Yeas: Commissioners Decker, Hill, 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. 4511 hereto attached, (AN ORDINANCE AMENDING TITLE 1, CHAPTER 2 OF THE EAST PEORIA CITY CODE TO AUTHORIZE MEMBERS OF CITY BOARDS AND COMMISSIONS TO ELECTRONICALLY ATTEND THEIR RESPECTIVE MEETINGS) be read at length by the Clerk, and that said Ordinance No. 4511 be accepted on its first reading, and be hereby adopted as presented.

The City Clerk read the ordinance at length.

Commissioner Hill explained that this ordinance allows electronic attendance by board and commission members in limited instances where there is a quorum of members of the board or commission present in-person and where other requirements are met.

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

Nays: None.

Mayor Kahl declared the motion carried and Ordinance No. 4511 to be duly adopted as presented.

Motion by Commissioner Hill, seconded by Commissioner Decker; Mr. Mayor, I move you that Ordinance No. 4510 hereto attached, (AN ORDINANCE AMENDING TITLE 3, CHAPTER 3 OF THE EAST PEORIA CITY CODE TO CHANGE THE NUMBER OF CLASS A, D, AND E LIQUOR LICENSES AUTHORIZED TO BE ISSUED WITHIN THE CORPORATE LIMITS OF THE CITY) 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 there are adjustments needed in the number of certain classes of liquor licenses in the City Code, and this ordinance makes those adjustments.

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

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 2021-030 by Commissioner Sutherland, seconded by Commissioner Decker; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 2021-030, hereto attached, a Resolution Accepting Fifth Change Order for City’s Sanitary Sewer System Upgrade Project (Phases A – C Construction Project) (Change Order #5), be approved. Mr. Mayor, I move you that this Resolution No. 2021-030 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 explained that this resolution pays the contractors of the sanitary sewer project for change orders that are necessary.

Commissioner Hill commented on the change order and explained that he understands that there will be change orders. However, he has concerns that there are more change orders coming, and he is concerned with operating at less than the reserve that was set up for the project. If the change orders stay under 3% reserve, then he feels that the city is in a good position.

Mayor Kahl explained that the City is monitoring the project, and he is confident that the City has the right people in place to be monitoring and reviewing the project to ensure that it stays on track.

Commissioner Decker commented on the change orders. He explained that with the plant being as old as it is, there are things that will come up that require change orders. He explained that he understands the change orders even though he is critical of them.

Commissioner Sutherland explained that he believes that the City needs to pothole and find items such as underground utilities prior to the project. He explained that the missed potholing will never happen again and that if these change order items had been in the plan, the costs of the project would have been there in the project anyway.

Yeas: Commissioners Decker, Hill, 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.

Motion by Commissioner Decker, seconded by Commissioner Hill, 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)(6) – The setting of a price for a sale or lease of property owned by the public body.

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

Nays: None

Mayor Kahl declared the motion carried.

Commissioner Decker commented on the Traveling Vietnam Wall that is planned on September 23-27, 2020. It planned to take place in the Civic Triangle open green space. Those interested in volunteering or having questions may contact Commissioner Decker at dandecker73@gmail.com or danieldecker@cityofeastpeoria.com. An opening ceremony is planned for Thursday, September 24, 2020. Other events are planned after the opening ceremony, and any of the events are subject to change. He explained that he is overwhelmed by the donations for support. The group is still accepting donations. Any donations that are over the amount that pays for the Traveling Vietnam Wall will go toward the Peoria Area Honor Flight that takes veterans to Washington, DC. He commented on the Request for Proposal ("RFP") for the garbage and recycling service and explained that the City needs to ensure that it is doing the garbage and recycling service at a cost that is beneficial to the community. Supervisor of Streets, Ric Semonski, is working on the RFP that will be requested to those interested in turning in proposals for the garbage and recycling services. Commissioner Decker commented on the historic rainfall event that occurred on Wednesday, July 15, 2020 where over nine inches of rain fell in areas of the City over a five-hour period. He explained that crews have gone around town repairing items that are the City's responsibility. The City is working on those issues as fast as possible. He asked individuals with concerns or issues to contact the Public Works Department.

Commissioner Hill commented on code enforcement complaints and encouraged people with code enforcement complaints to contact the code enforcement team at the City. He commented on the great job that code enforcement does with only one person doing code enforcement duties. The Farmer's Market turnout has been very good. You can get fruits, vegetables, baked goods, and crafts during the Famer's Market that occurs on Fridays from 4:00 p.m. to 7:00 p.m. from June through September on the Levee District Pedestrian Promenade.

Commissioner Sutherland commented on the Wednesday, July 15, 2020 rain event. He explained that Oakwood Road has issues, and there were areas before the construction and rain that needed work. However, the road was not designed to take a nine-inch rainfall in that short of a time. He commented on the Army Corps of Engineers maintenance of the dams in the Robein area.

Mayor Kahl commended Public Works, Police, and Fire on their great job in response to calls last Wednesday as a result of the large rain event. He reminded everyone to get counted on the 2020 Census by going to 2020census.gov to complete your census.

Motion by Commissioner Sutherland, seconded by Commissioner Decker; Mr. Mayor, I move you that we adjourn until Tuesday evening, August 4, 2020 at 6:00 P.M.

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

Nays: None

Mayor Kahl declared the motion carried and the meeting adjourned at 6:39 P.M.

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