

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

FEBRUARY 6, 2018

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 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 Decker; Mr. Mayor, I move that the minutes of the Regular Meeting held on January 16, 2018 and the minutes of the Special Meetings for Working Sessions held on January 16, 2018, January 23, 2018, and January 30, 2018 be approved as printed.

Yeas: Commissioner 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 on the agenda to come to the podium and state the matter or matters to be discussed.

Jeff Giebelhausen came up to the podium to inquire about the schedule of bills. He inquired whether City Council could reduce expenditures from each schedule of bills to close the \$500,000 budget gap.

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 Densberger, seconded by Commissioner Kahl; 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 No. 1 - Adoption of Resolution No. 1718-106 – Resolution to Approve Payment of the Schedule of Bills No. 18 in the amount of \$1,409,627.43.

Item No. 2 – Adoption of Resolution No. 1718-096 on its Second Reading – Resolution Approving Intergovernmental Agreement with the East Peoria Drainage and Levee District for Administrative Services.

Item No. 3 – Adoption of Resolution No. 1718-091 on its Second Reading – Resolution authorizing the payment of an invoice from Foremost Industrial Technologies in the amount of \$13,993.75 for the emergency repair on the Aeration Motor at Wastewater Treatment Plant #1.

Item No. 4 – Adoption of Resolution No. 1718-092 on its Second Reading – Resolution authorizing acceptance of proposals for new equipment purchase and installation and rehabilitation of the entire Willow Court Sewer Lift Station from Flow-Technics, Inc. in the amount of \$75,737 and G.A. Rich & Sons, Inc. in the amount of \$50,500.

Item No. 5 – Adoption of Resolution No. 1718-094 on its Second Reading – Resolution authorizing acceptance of the proposal for the repair of the Traffic Signal Box at Springfield Road and East Washington Street from Laser Electric, Inc. in the amount of \$17,195.29.

Item No. 6 – Adoption of Resolution No. 1718-093 on its Second Reading – Resolution approving an Intergovernmental Agreement between the City and the County of Tazewell for Animal and Rabies Control Services.

Item No. 7 – Adoption of Ordinance No. 4372 on its Second Reading – (AN ORDINANCE AMENDING AND ENHANCING THE SEXUAL HARASSMENT POLICY IN THE CITY OF EAST PEORIA PERSONNEL POLICY MANUAL).

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 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 No. 1 - Adoption of Resolution No. 1718-106 – Resolution to Approve Payment of the Schedule of Bills No. 18 in the amount of \$1,409,627.43. (Adopted by omnibus vote)

Item No. 2 – Adoption of Resolution No. 1718-096 on its Second Reading – Resolution Approving Intergovernmental Agreement with the East Peoria Drainage and Levee District for Administrative Services. (Adopted by omnibus vote)

Item No. 3 – Adoption of Resolution No. 1718-091 on its Second Reading – Resolution authorizing the payment of an invoice from Foremost Industrial Technologies in the amount of \$13,993.75 for the emergency repair on the Aeration Motor at Wastewater Treatment Plant #1. (Adopted by omnibus vote)

Item No. 4 – Adoption of Resolution No. 1718-092 on its Second Reading – Resolution authorizing acceptance of proposals for new equipment purchase and installation and rehabilitation of the entire Willow Court Sewer Lift Station from Flow-Technics, Inc. in the amount of \$75,737 and G.A. Rich & Sons, Inc. in the amount of \$50,500. (Adopted by omnibus vote)

Item No. 5 – Adoption of Resolution No. 1718-094 on its Second Reading – Resolution authorizing acceptance of the proposal for the repair of the Traffic Signal Box at Springfield Road and East Washington Street from Laser Electric, Inc. in the amount of \$17,195.29. (Adopted by omnibus vote)

Item No. 6 – Adoption of Resolution No. 1718-093 on its Second Reading – Resolution approving an Intergovernmental Agreement between the City and the County of Tazewell for Animal and Rabies Control Services. (Adopted by omnibus vote)

Item No. 7 – Adoption of Ordinance No. 4372 on its Second Reading – (AN ORDINANCE AMENDING AND ENHANCING THE SEXUAL HARASSMENT POLICY IN THE CITY OF EAST PEORIA PERSONNEL POLICY MANUAL). (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.

Resolution No. 1718-104 by Commissioner Densberger, seconded by Commissioner Kahl; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1718-104, hereto attached, a Resolution to approve abating and eliminating various tax levies for Water and Sewer Bond Issues, Tax Increment Financing Bond Issues, and Development Bond Issues, be approved, and that this Resolution No. 1718-104 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.

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

Nays: None.

Mayor Mingus declared the motion carried.

Motion by Commissioner Densberger, seconded by Commissioner Jeffers; Mr. Mayor, I move you that Ordinance No. 4371 hereto attached, (AN ORDINANCE AMENDING TITLE 3, CHAPTER 3 OF THE CITY OF EAST PEORIA, ILLINOIS CITY CODE LIQUOR CONTROL REGULATIONS TO CHANGE THE PROVISIONS REGARDING CURBSIDE SERVICE AND LIQUOR LICENSE RENEWALS) 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 discussed the ordinance change.

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

Nays: None.

Mayor Mingus declared the motion carried.

Resolution No. 1718-098 by Commissioner Densberger; **WHEREAS**, EP Downtown LLC, the owner of the following Parcel Nos.:

01-01-32-205-010

01-01-32-205-013

01-01-32-205-016

(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 for tax year 2016; 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 related to the Property currently pending before PTAB;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS, THAT the City Attorney is hereby authorized and directed to petition for leave to intervene in the proceedings involving the assessment of the Property, which proceedings are identified by the following Case Nos. currently pending before the Illinois Property Tax Appeal Board:

2016-00373

2016-00349

2016-00350

Motion by Commissioner Densberger, seconded by Commissioner Kahl; Mr. Mayor, I move that Resolution No. 1718-098 be adopted as presented.

Commissioner Densberger discussed the appeal.

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

Nays: None.

Mayor Mingus declared the motion carried and Resolution No. 1718-098 be duly adopted as presented.

Resolution No. 1718-107 by Commissioner Densberger, seconded by Commissioner Jeffers; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1718-107, hereto attached, a Resolution approving the East Peoria Four Corners Parking and Traffic Study, be approved, and that this Resolution No. 1718-107 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, discussed the East Peoria Four Corners Parking and Traffic Study. Commissioner Kahl expressed concerns that he has with the Study.

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

Nays: Commissioner Kahl.

Mayor Mingus declared the motion carried.

Resolution No. 1718-105 by Commissioner Densberger, seconded by Commissioner Kahl; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1718-105, hereto attached, a Resolution approving an Agreement with Midwest Engineering Associates, Inc. for completion of an engineering analysis of the intersection of Camp Street and Riverside Drive at a cost not to exceed \$15,000, be approved, and that this Resolution No. 1718-105 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 discussed the design study.

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

Nays: None.

Mayor Mingus declared the motion carried.

Resolution No. 1718-102 by Commissioner Densberger, seconded by Commissioner Kahl; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1718-102, 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. 1718-102 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 discussed the renewal.

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

Nays: None.

Mayor Mingus declared the motion carried.

Resolution No. 1718-099 by Commissioner Jeffers, seconded by Commissioner Densberger; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1718-099, hereto attached, a Resolution authorizing the payment of an invoice from Hoerr Construction, Inc. in the amount of \$17,792.50 for the cleaning and televising of various eight-inch sewer mains throughout the City of East Peoria, be approved, and that this Resolution No. 1718-099 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 and Director of Public Works, Dennis Barron, discussed the cleaning and televising.

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

Nays: None.

Mayor Mingus declared the motion carried.

Resolution No. 1718-097 by Commissioner Kahl, seconded by Commissioner Densberger; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1718-097, hereto attached, a Resolution authorizing acceptance of the proposal for the repair of Fire Apparatus Truck #1 Engine from Altorfer Inc. in the amount of \$15,810, be approved, and that this Resolution No. 1718-097 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 discussed the issue with the ladder truck repair.

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

Nays: None.

Mayor Mingus declared the motion carried.

Resolution No. 1718-100 by Commissioner Kahl, seconded by Commissioner Jeffers; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1718-100, hereto attached, a Resolution authorizing acceptance of the proposal for repair and replacement of the Trench Drain in the Engine Bay at Firehouse #4 from Illinois Civil Contractors, Inc. in the amount of \$18,816, be approved, and that this Resolution No. 1718-100 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 discussed the two bids received. Fire Chief Servis discussed the issues with the trench drain deterioration.

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

Nays: None.

Mayor Mingus declared the motion carried.

Resolution No. 1718-103 by Commissioner Kahl, seconded by Commissioner Decker; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 1718-103, hereto attached, a Resolution approving an Intergovernmental Agreement between the City of East Peoria, the City of Pekin, the City of Washington, the Village of Morton, Tazewell County, and the Tazewell County Emergency Telephone System Board regarding advanced funding to the Tazewell County Consolidated Communication (TC³), be approved, and that this Resolution No. 1718-103 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 discussed the agreement and upfront funding being needed.

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

Nays: None.

Mayor Mingus declared the motion carried.

Motion by Commissioner Decker, seconded by Commissioner Densberger, 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)(1) – The Employment, appointment, compensation, discipline, performance, or dismissal of specific employees of the public body or legal counsel for the public body, including hearing testimony on a complaint lodged against an employee of the public body or against legal counsel for the public body to determine its validity.

Section 2(c)(11) – Pending litigation or litigation which is probable or imminent.

Yeas: Commissioners Densberger, Decker, 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.

Jeff Giebelhausen came up to the podium and inquired about the budget meetings. He discussed budget and possible revenues including a garbage fee and sales tax increase. He discussed concerns over a garbage fee. He is against the garbage fee and suggested ways to make spending cuts.

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

Mayor Mingus then asked for comments from Council.

Commissioner Densberger discussed draft numbers for the budget and discussed possible revenue proposals addressing reserve needs.

Commissioner Jeffers discuss there being no capital expenditures even if the \$500,000 gap is met. He discussed cost cutting and savings measures.

Commissioner Kahl discussed the 35th year anniversary of the Fire Department providing ambulance service. He discussed the Theresa Tracy Trot Strive to Survive raising over \$35,000 in funds. He expressed gratitude to local businesses supporting the cause.

Motion by Commissioner Jeffers, seconded by Commissioner Kahl; Mr. Mayor, I move you that we adjourn until Tuesday evening, February 20, 2018 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 6:46 P.M.

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