

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

APRIL 4, 2023

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 March 21, 2023, and the minutes of the Special Meeting for a Working Session held on March 21, 2023 be approved as printed.

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

Item Number 1 - Adoption of Resolution Number 2223-186 – Resolution to Approve Payment of the Schedule of Bills Listed on Schedule Number 22 in the amount of \$1,228,377.36.

Item Number 2 - Adoption of Ordinance Number 4712 on its Second Reading - (AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY LOCATED AT 520 BLOOMINGTON ROAD IN THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS.) – Changing the Zoning Classification of the Property to "B-2, Business Service District".

Item Number 3 - Adoption of Ordinance Number 4713 on its Second Reading - (AN ORDINANCE AUTHORIZING A SPECIAL USE FOR PROPERTY LOCATED AT 520 BLOOMINGTON ROAD IN THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS.) – Special Use to Allow Residential Use on the Second Floor of the Commercial Building on Property Zoned "B-2, Business Service District".

Item Number 4 - Adoption of Ordinance Number 4717 on its Second Reading – (AN ORDINANCE APPROVING FIVE-YEAR EXTENSION OF CELL TOWER LEASE WITH COMCAST FOR CITY WATER TOWER AT 500½ ARNOLD ROAD.)

Item Number 5 - Adoption of Ordinance Number 4714 on its Second Reading - (AN ORDINANCE AMENDING ZONING REGULATIONS IN TITLE 5 OF THE EAST PEORIA CITY CODE FOR PERMITTED USES ALLOWED IN "C" CONSERVATION AND RESIDENTIAL ESTATE DISTRICT.)

Item Number 6 - Adoption of Ordinance Number 4715 on its Second Reading - (AN ORDINANCE AMENDING TITLE 4, CHAPTER 19 OF THE EAST PEORIA CITY CODE REGARDING THE SIZE OF PERMITTED SOLAR PROJECTS UNDER THE CITY'S SOLAR ENERGY CODE.)

Item Number 7 - Adoption of Resolution Number 2223-170 on its Second Reading - Resolution Approving Contract with JIMAX Landscape LLC for Additional Illinois River Shoreline Clearing Project.

Item Number 8 - Adoption of Resolution Number 2223-169 on its Second Reading - Resolution Approving Engineering Services Contract with Midwest Engineering Associates for Elevation Review of Riverfront Subdivision.

Item Number 9 - Adoption of Resolution Number 2223-168 on its Second Reading - Resolution Regarding Reinsurance Carrier for the City's Group Health Insurance Plan for the 2023-2024 Plan Year.

Item Number 10 - Adoption of Resolution Number 2223-171 on its Second Reading - Resolution Accepting Lowest Responsible Bid from Crescent Electric Supply Company for the Riverfront Park Lighting Upgrade Project.

Item Number 11 - Adoption of Resolution Number 2223-172 on its Second Reading - Resolution Accepting Lowest Responsible Bid from Kelley Ironworks for the Riverfront Park Fencing and Railing Renovations Project.

Item Number 12 - Adoption of Resolution Number 2223-173 on its Second Reading - Resolution Accepting Low Bid from Knapp Concrete Contractors, Inc. for Winners Way and Illini Drive Pavement Patching Project.

Item Number 13 - Adoption of Resolution Number 2223-174 on its Second Reading - Resolution Authorizing the Payment of an Invoice to Patrick N Meyer & Associates, Inc. for Engineering Services Rendered in Connection with the 2022 Street Maintenance Program Inventory and Miscellaneous Drainage Projects.

Item Number 14 - Adoption of Resolution Number 2223-175 on its Second Reading - Resolution Authorizing the Payment of an Invoice to Supreme Radio Communications, Inc. for installation of New Radios for the Fire Department.

Item Number 15 - Adoption of Resolution Number 2223-176 on its Second Reading - Resolution Approving the Purchase of New Sand Star I Smithco Field Rake/Drag for EastSide Centre from Burris Equipment in the amount of \$28,441.

Item Number 16 - Adoption of Resolution Number 2223-177 on its Second Reading - Resolution Accepting the Proposal from Christenberry Systems & Alarm Company, Inc. for the EastSide Centre Camera and Security Upgrade Project.

Item Number 17 - Adoption of Resolution Number 2223-178 on its Second Reading - Resolution Approving the Purchase of Three New Baseball/Softball LED Scoreboards for EastSide Centre from Nevco Sports, LLC.

Yeas: Commissioners 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 Items numbered 1 through 17 listed on the Consent Agenda be hereby approved and adopted, the items numbered 2 through 17 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 2223-186 – Resolution to Approve Payment of the Schedule of Bills Listed on Schedule Number 22 in the amount of \$1,228,377.36. (Adopted by omnibus vote)

Item Number 2 - Adoption of Ordinance Number 4712 on its Second Reading - (AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY LOCATED AT 520 BLOOMINGTON ROAD IN THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS.) – Changing the Zoning Classification of the Property to "B-2, Business Service District". (Adopted by omnibus vote)

Item Number 3 - Adoption of Ordinance Number 4713 on its Second Reading - (AN ORDINANCE AUTHORIZING A SPECIAL USE FOR PROPERTY LOCATED AT 520 BLOOMINGTON ROAD IN THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS.) – Special Use to Allow Residential Use on the Second Floor of the Commercial Building on Property Zoned "B-2, Business Service District". (Adopted by omnibus vote)

Item Number 4 - Adoption of Ordinance Number 4717 on its Second Reading – (AN ORDINANCE APPROVING FIVE-YEAR EXTENSION OF CELL TOWER LEASE WITH COMCAST FOR CITY WATER TOWER AT 500½ ARNOLD ROAD.) (Adopted by omnibus vote)

Item Number 5 - Adoption of Ordinance Number 4714 on its Second Reading - (AN ORDINANCE AMENDING ZONING REGULATIONS IN TITLE 5 OF THE EAST PEORIA CITY CODE FOR PERMITTED USES ALLOWED IN "C" CONSERVATION AND RESIDENTIAL ESTATE DISTRICT.) (Adopted by omnibus vote)

Item Number 6 - Adoption of Ordinance Number 4715 on its Second Reading - (AN ORDINANCE AMENDING TITLE 4, CHAPTER 19 OF THE EAST PEORIA CITY CODE REGARDING THE SIZE OF PERMITTED SOLAR PROJECTS UNDER THE CITY'S SOLAR ENERGY CODE.) (Adopted by omnibus vote)

Item Number 7 - Adoption of Resolution Number 2223-170 on its Second Reading - Resolution Approving Contract with JIMAX Landscape LLC for Additional Illinois River Shoreline Clearing Project. (Adopted by omnibus vote)

Item Number 8 - Adoption of Resolution Number 2223-169 on its Second Reading - Resolution Approving Engineering Services Contract with Midwest Engineering Associates for Elevation Review of Riverfront Subdivision. (Adopted by omnibus vote)

Item Number 9 - Adoption of Resolution Number 2223-168 on its Second Reading - Resolution Regarding Reinsurance Carrier for the City's Group Health Insurance Plan for the 2023-2024 Plan Year. (Adopted by omnibus vote)

Item Number 10 - Adoption of Resolution Number 2223-171 on its Second Reading - Resolution Accepting Lowest Responsible Bid from Crescent Electric Supply Company for the Riverfront Park Lighting Upgrade Project. (Adopted by omnibus vote)

Item Number 11 - Adoption of Resolution Number 2223-172 on its Second Reading - Resolution Accepting Lowest Responsible Bid from Kelley Ironworks for the Riverfront Park Fencing and Railing Renovations Project. (Adopted by omnibus vote)

Item Number 12 - Adoption of Resolution Number 2223-173 on its Second Reading - Resolution Accepting Low Bid from Knapp Concrete Contractors, Inc. for Winners Way, and Illini Drive Pavement Patching Project. (Adopted by omnibus vote)

Item Number 13 - Adoption of Resolution Number 2223-174 on its Second Reading - Resolution Authorizing the Payment of an Invoice to Patrick N Meyer & Associates, Inc. for Engineering Services Rendered in Connection with the 2022 Street Maintenance Program Inventory and Miscellaneous Drainage Projects. (Adopted by omnibus vote)

Item Number 14 - Adoption of Resolution Number 2223-175 on its Second Reading - Resolution Authorizing the Payment of an Invoice to Supreme Radio Communications, Inc. for installation of New Radios for the Fire Department. (Adopted by omnibus vote)

Item Number 15 - Adoption of Resolution Number 2223-176 on its Second Reading - Resolution Approving the Purchase of New Sand Star I Smithco Field Rake/Drag for EastSide Centre from Burris Equipment in the amount of \$28,441. (Adopted by omnibus vote)

Item Number 16 - Adoption of Resolution Number 2223-177 on its Second Reading - Resolution Accepting the Proposal from Christenberry Systems & Alarm Company, Inc. for the EastSide Centre Camera and Security Upgrade Project. (Adopted by omnibus vote)

Item Number 17 - Adoption of Resolution Number 2223-178 on its Second Reading - Resolution Approving the Purchase of Three New Baseball/Softball LED Scoreboards for EastSide Centre from Nevco Sports, LLC. (Adopted by omnibus vote)

Yeas: Commissioners Decker, Hill, Mingus, 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. 4720 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.

Five surplus city properties located at 349 Park Ave., 365 Cole St., 238 Franklin St., 423 Chicago St., and 345 Edmund St , will be sold by sealed bid. Neighbors of the properties will be given the opportunity to bid. This moves the properties back to the tax rolls.

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

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 2223-182 by Commissioner Hill, seconded by Commissioner Mingus; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 2223-182, 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, 2023 and Ending on April 30, 2024, be approved. Mr. Mayor, I move you that this Resolution No. 2223-182 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 announced that he would be abstaining due to his employment with the city.

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

Abstain: Commissioner Decker.

Nays: None.

Mayor Kahl declared the motion carried.

Motion by Commissioner Hill, seconded by Commissioner Mingus; Mr. Mayor, I move you that Ordinance No. 4721 hereto attached, (AN ORDINANCE AMENDING THE CITY OF EAST PEORIA PERSONNEL POLICY MANUAL) 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.

The Personnel Policy Manual amendments include updates to attire, sick leave, and a change in bereavement leave to match State language, changing it from "covered child" to "covered family."

Commissioner Decker announced that he would be abstaining due to his employment with the city.

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

Abstain: Commissioner Decker.

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 2223-183 by Commissioner Hill, seconded by Commissioner Mingus; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 2223-183, hereto attached, a Resolution Regarding Employee Contribution Rates for the City's Group Health Insurance Plan, be approved. Mr. Mayor, I move you that this Resolution No. 2223-183 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 the employee health plan is reviewed annually. One key item is that for years the health plan's cost has been an 80/20% split between the city and employees. Changes over the years has resulted in the split no longer being 80/20%. The rates are now adjusted to match the 80/20% split. Another change is the Insurance Committee is keeping the investment platform for the high deductible health plan.

Mayor Kahl stated that the 80/20% split affects two of the city's union bargaining units and the non-represented employees.

Commissioner Decker announced that he would be abstaining due to his employment with the city.

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

Abstain: Commissioner Decker.

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 2223-184 by Commissioner Hill, seconded by Commissioner Mingus; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 2223-184, hereto attached, a Resolution Regarding Revisions and Updates to the City's Group Health Insurance Plan, be approved. Mr. Mayor, I move you that this Resolution No. 2223-184 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.

The Insurance Committee has made updates to the group health insurance plan, including the federal "no surprise" act dealing with a person thinking they may be receiving in-network services and getting out-of-network charges.

Commissioner Decker announced that he would be abstaining due to his employment with the city.

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

Abstain: Commissioner Decker.

Nays: None.

Mayor Kahl declared the motion carried.

Resolution No. 2223-185 by Commissioner Hill; **BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, TAZEWELL COUNTY, ILLINOIS, THAT**

Section 1. Attorney Keith Braskich is hereby appointed as special legal counsel to assist the City with labor and employment matters.

Section 2. The Mayor is hereby authorized to execute any documentation necessary to effectuate this Resolution.

Section 3. This Resolution No. 2223-185 is hereby adopted as presented.

Motion by Commissioner Hill, seconded by Commissioner Decker; Mr. Mayor, I move that Resolution No. 2223-185 be adopted as presented.

Commissioner Hill explained the City has determined that Attorney Keith Braskich is best suited to address the city's labor and employment issues.

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

Nays: None.

Mayor Kahl declared the motion carried and Resolution No. 2223-185 be duly adopted as presented.

Resolution No. 2223-181 by Commissioner Decker, seconded by Commissioner Hill; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF EAST PEORIA, ILLINOIS that Resolution No. 2223-181, hereto attached, a Resolution Authorizing the Purchase of a New Dump Truck/Plow Truck Chassis and Body from Centre State International and Koenig Body and Equipment, Inc. for the Public Works Department, be approved. Mr. Mayor, I move you that this Resolution No. 2223-181 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 explained the City attempts to buy at least one truck a year and this will come from the capital budget. The truck chassis \$114,544.89 and the dump body outfitted for snow removal is \$119,836.00. Mayor Kahl said delivery is expected in April 2024.

Yeas: Commissioners 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 you that Ordinance No. 4719 hereto attached, (AN ORDINANCE APPROVING A LEASE AGREEMENT WITH RIGHT TO PURCHASE FOR ACQUISITION OF NEW GARBAGE TRUCK FOR THE CITY'S PUBLIC WORKS DEPARTMENT) 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 said it is presently difficult to find equipment, and Public Works located a garbage truck on a rent-to-own basis at \$8,200 per month for 13 months totaling \$106,600.00. After that time there is an option to buy with 25% of the rental cost, \$26,650.00, deducted from the purchase price. The total cost will be \$439,950.00.

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

Nays: None.

Mayor Kahl declared the motion carried.

Motion by Commissioner Mingus, seconded by Commissioner Decker; Mr. Mayor, I move you that Ordinance No. 4718 hereto attached, (AN ORDINANCE AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PEORIA AND THE PEORIA FIRE DEPARTMENT FOR MECHANIC SERVICES FOR EAST PEORIA FIRE DEPARTMENT VEHICLES AND APPARATUS) 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 this agreement allows City of Peoria to do mechanical work on some of the fire vehicles. It is more cost effective to send vehicles across the river for repair rather than sending them to out-of-town businesses and will be done on a pay-as-they-go basis.

Yeas: Commissioners 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 said he hoped everyone voted as today is election day. There could be strong storms today, and he said he appreciates the Public Works Department employees being ready with plans to respond as they were when the severe storms came through on March 31.

Commissioner Hill stated that Farmers Market vendor applications are coming in slowly. He encouraged vendors to go to the city's website to download the application packets. He said organizers want to keep the market going and need to hear from vendors.

Commissioner Mingus reminded everyone that car seat checks will occur from 1-4 p.m. April 5 at the Fire Department's Central House. Also, April is open burning month for yard waste only. Residents should check the rules. There is no burning during the Easter weekend. He encouraged residents to be respectful of their neighbors when burning.

Commissioner Sutherland said work near Bass Pro has been completed on a water extension to form a loop and it is awaiting EPA permission to operate. Approval for Avondale coming from a private well to the city is still on hold. He expressed frustration with the speed of the EPA's approvals. He discussed work being done in the valley between Springfield Road and Interstate 74 on the back side of Pinecrest Drive. A mudslide occurred there five or six years ago, and it took out the sewer main. A temporary main was put over the permanent one and run to the manhole, but it broke. It has been decided to do a permanent fix which will not be inexpensive, but the work is going along quickly. He discussed youth baseball registration and said only 240 people have signed up. When he was younger the number was in the many hundreds. Signup has been extended until Friday night due to the shortage of participants.

Mayor Kahl reminded residents that when winds are blowing 40 to 50 miles per hour there will be no open burning. He advised checking the city website and social media sites for notifications. He said people were burning brush the previous weekend when the severe storms were moving into the area.

Motion by Commissioner Sutherland, seconded by Commissioner Mingus; Mr. Mayor, I move you that we adjourn until Tuesday evening, April 18, 2023, 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 6:32 P.M.

/s/ Jill A. Peterson, Deputy City Clerk, on behalf of
City Clerk Morgan R. Cadwalader