

DANVILLE CITY COUNCIL  
JANUARY 17, 2017

#1....THE REGULAR MEETING of the City Council of the City of Danville was called to order at 6:02 p.m. by Mayor Scott Eisenhauer at the Robert E. Jones Municipal Building, 17 W. Main Street, Danville, Illinois.

THE ROLL CALL was answered by Mayor Scott Eisenhauer, Vice Mayor Rickey Williams Jr., Aldermen Brenda Brown, Jon Cooper, R.J. Davis, Dan Duncheon, Steve Foster, Sharon McMahon, Steve Nichols, Michael O'Kane, Sherry Pickering, Michael Puhr, Lloyd Randle, and Tom Stone. Absent was Alderman Rick Strebing. A quorum was present.

Staff Members Present: Assistant Corporation Counsel Bethany Nystrom, City Clerk Lisa Monson, City Comptroller Gayle Lewis, Corporation Counsel Dave Wesner, Engineering & Urban Services Director David Schnelle, Human Relations Administrator Sandra Finch, Information Technology Administrator Agnel DSilva, Planning & Urban Services Manager Christopher Milliken, Property Compliance Manager Samantha McCoy, Public Safety Director Larry Thomason, and Public Works Director Doug Ahrens.

There were also 12 audience members and 2 news media in attendance.

#2....INVOCATION was given by Reverend J. Michael Wright, Pastor of Carter Metropolitan CME Church, followed by

#3....THE PLEDGE OF ALLEGIANCE led by Alderman Nichols.

#4....THE MINUTES of the regular meeting held, January 3, 2017 having been published and distributed, was presented. Alderman Cooper moved for approval as presented, seconded by Alderman Randle. On the voice vote, the motion so ordered.

#5....THE AGENDA for the evening was presented. Mayor Eisenhauer announced the removal of Item 12-A City Clerk's Report. There being no further changes, Alderman Stone moved for approval as amended, seconded by Alderman McMahon. On the voice vote, all ayes, no nays; the motion so ordered.

#6....MAYOR'S REPORT

#6-A..Proclamations – None

#6-B..Board/Committee Appointments

#1) Mayor Eisenhauer announced the appointment of Martha Espino to the Danville Public Library Board, replacing Dwight Lucas II, term to expire July, 2019. Alderman Puhr moved to concur, seconded by Alderman McMahon. There being no questions or discussion, on the voice vote, all ayes, no nays; the motion so ordered.

Mayor Eisenhauer presented Items 2 and 3 for a single vote, and asked for concurrence for two board reappointments. Alderman Brown moved to concur, seconded by Vice Mayor Williams. Those reappointments being:

#2)..reappointment of Linda Bolton to Danville Public Library Board, term to expire December, 2019;

#3)..reappointment of Frank Brunacci to Board of Fire & Police Commissioners, term to expire December, 2018.

There being no questions, on the voice vote, all ayes, no nays; the motion so ordered.

#### #6-C..Reports of Boards, Agencies, Commissions

- On behalf of the MLK Committee, Human Relations Administrator Finch thanked Mayor Eisenhower, Council, and staff members for their participation and support of the two-day Martin Luther King Jr. Celebration and announced the recipient of the scholarship award will read her essay at the February 7<sup>th</sup> Council meeting. Mayor Eisenhower congratulated Administrator Finch and the MLK Committee for all of the great festivities over the two-day event and stated 100 people participated in the march including several young people. He also reported the scholarship recipient received a \$4,000.00 scholarship.
- Alderman Foster presented a report on behalf of the Vermilion Regional Airport Authority Board. Jonathan Myers, the newest board appointee, is assigned to the Industrial Development Committee, which has been working on upgrading the Airport Layout Plan. The report cost is eligible for a 90% reimbursement from the State with a 10% net participation cost from the Vermilion Regional Airport.

#### #6-D..Items of Information

##### #6-D-1..Review and Acceptance of Fiscal Year 2015-2016 Audit

Mayor Eisenhower introduced Sandy Cook, CPA with CliftonLarsonAllen LLP, who presented the Financial Statements and Supplemental Information for period May 1, 2015, through April 30, 2016 that resulted in an unqualified opinion, meaning a clean report and City staff was commended for another job well done. The various individual reports were presented and information highlighted with reasons given for certain actions. The financial statements for the year ending April 30, 2016 included the implementation of GASB (Governmental Accounting Standards Board) statement number 68 which created additional transparency for pension plan reporting to be like commercial industries. This resulted in significant estimated liabilities, and deferred outflows being recorded, and restatements to beginning net position. This resulted in \$112 million in net pension liability being recorded in the government-wide statements. This has a negative impact on net position within the governmental activities. Mrs. Cook highlighted the opinions as follows:

- Page i – Audit Report, unmodified (clean) opinion
  - Emphasis of Matter paragraphs
    - Change in accounting principle
    - Correction of receivables within the pension trust funds
- Page 88 – Unmodified, clean opinion on internal control over financial reporting and compliance and other matters on financial statement audit (references two findings-financial reporting under GAAP, City; segregation of duties and accrual basis adjustments, Danville Public Library).
- Page 90 – Unmodified, clean opinion on internal control and compliance for each major federal program, required by Uniform Guidance (no findings)
  - Community Development Block Grants (accounted for approximately 52% of federal expenditures).

Mrs. Cook answered questions from the Council. Alderman Foster moved to accept the audit and place on file, seconded by Alderman Stone. There being no further discussion or questions, on the voice vote, all ayes, no nays; the motion so ordered.

##### #6-D-2..Review and Acceptance of Mass Transit Fiscal Year 2015-2016 Audit

Sandy Cook with CliftonLarsonAllen LLP presented the Financial Statements and Supplemental Information for fiscal year beginning July 1, 2015, and ending June 30, 2016. Mrs. Cook stated there were no findings on the Mass Transit audit and the report contained an unmodified (clean) opinion. Alderman Stone moved to accept the audit and place on file, seconded by Alderman Puhr. There being no further discussion or questions, on the voice vote, all ayes, no nays; the motion so ordered.

#### #6-D..Items of Information

- Mayor Eisenhauer announced the Illinois Association of Code Enforcement (IACE) has awarded the 2016 Agency of the Year Award to the City of Danville's Urban Services and Code Enforcement Department. He read the award criteria from the IACE and presented the award to Samantha McCoy, Property Compliance Manager, who received the award on behalf of the Code Enforcement Division. Manager McCoy thanked Mayor Eisenhauer and City Council for their overall support. She also thanked Director Schnelle, Director Ahrens, Manager Milliken, and the Legal Division for their daily support of the Code Enforcement Division.
- Mayor Eisenhauer wished a "Happy Birthday" to Alderman Stone who will be celebrating a birthday on Friday, January 20th.

#### #7....PETITIONS, COMMUNICATIONS, AUDIENCE COMMENTS

- Ed Butler of Danville and President of the Danville NAACP appreciated comments made by Mayor Eisenhauer at the MLK Celebration and spoke concern of posts on Facebook causing terrible things at Danville High School (DHS) in initiating individuals to join gangs and stated the Three Kings of Peace are in the schools as much as possible, but asked everyone for prayers, to stay vigilant of their surroundings, and watch their neighborhoods closely.
- Gayle Jochim of Georgetown and owns rental property in Danville spoke concern of the increase to the garbage collection fees, questioned why the increase is necessary, and questioned where did the savings go from the last increase.
- Gloria Bolden of Danville spoke concern of the garbage collection fee increase as other things are going up in April as well.

#### #8....ZONING PETITIONS- None

#### #9....PAYROLL

Mayor Eisenhauer presented Payrolls for January 6, 2017, of \$754,512.67, and for January 13, 2017 of \$68,749.65. Alderman Cooper moved to dispense with the readings and asked for approval as presented, seconded by Alderman Stone. There being no questions, the roll call vote being:

Ayes: Aldermen Pickering, O'Kane, Randle, Cooper, Puhr, Nichols, Foster, Brown, Duncheon, Davis, McMahan, Stone, Williams

Nays: None

Absent: Alderman Strebing

Motion carried 13 to 0 with 1 absent.

#### #10...SCHEDULE OF VOUCHERS PAYABLE

Mayor Eisenhauer presented the Schedule of Vouchers Payable, having been published, posted, and distributed, for January 10, 2017, of \$441,681.06, and for January 17, 2017, of \$1,600,108.90.

Alderman Cooper moved to dispense with the readings and asked for approval as presented, seconded by Alderman Puhr. There being no questions, the roll call vote being:

Ayes: Aldermen O'Kane, Randle, Cooper, Puhr, Nichols, Foster, Brown, Duncheon, Davis, McMahan, Stone, Williams, Pickering

Nays: None

Absent: Alderman Strebing

Motion carried 13 to 0 with 1 absent.

#### #11...PUBLIC WORKS COMMITTEE REPORT

#11-A..Chairman Puhr presented RESOLUTION NO. 2017-2 authorizing Lease of Phone System with and Network Equipment from Presidio, waiving the public notice and bid process and enter into an agreement with PRESIDIO to implement new network and phone systems and enter into a five (5) year lease agreement with De Lage Landen Public Finance LLC in the amount of \$165,922.41, with monthly payments beginning May 2017 in the amount of \$2,765.48, with complete ownership given to the City at the conclusion of five years, funds to be paid from Capital Improvements Fund-Lease Purchase, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Cooper. After all questions were addressed and there being no further discussion, the roll call vote being:

Ayes: Aldermen Randle, Cooper, Puhr, Nichols, Foster, Brown, Duncheon, Davis, McMahon, Stone, Williams, Pickering, O’Kane

Nays: None

Absent: Alderman Strebing

Motion carried 13 to 0 with 1 absent.

#11-B..Chairman Puhr presented RESOLUTION NO. 2017-3 amending Bid 561 Contract and Budget for Southview Sewer Improvement to Duce Construction, in the amount of \$161,343.70, for a total amended contract amount of \$719,343.70 to be paid from the Sanitary Sewer Fund- Infrastructure Improvement Budget, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Strebing. There being no questions or discussion, the roll call vote being:

Ayes: Aldermen Cooper, Puhr, Nichols, Foster, Brown, Duncheon, Davis, McMahon, Stone, Williams, Pickering, O’Kane, Randle

Nays: None

Absent: Alderman Strebing

Motion carried 13 to 0 with 1 absent.

#11-C..Chairman Puhr presented RESOLUTION NO. 2017-4 approving Consultant Agreement and Budget Amendment for Koehn Creek Flow Monitoring to TREKK Design Group, LLC, on an hourly rate basis in the amount of \$54,180.00 to be paid from the Sanitary Sewer Fund-Engineering Services Budget, and amend the Sanitary Sewer Budget in the amount of \$54,180.00, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Strebing. There being no questions or discussion, the roll call vote being:

Ayes: Aldermen Puhr, Nichols, Foster, Brown, Duncheon, Davis, McMahon, Stone, Williams, Pickering, O’Kane, Randle, Cooper

Nays: None

Absent: Alderman Strebing

Motion carried 13 to 0 with 1 absent.

#11-D..Chairman Puhr presented RESOLUTION NO. 2017-5 approving Construction Engineering Agreement for Danville High School (DHS) Shared Use Path Project to Knight & Associates Surveying, LLC on an hourly rate basis totaling \$190,818.60, to be paid from MFT Section 12-00348-00-BT, Motor Fuel Tax budget line item 103-103-12-6348B, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Cooper. After all questions were addressed and there being no further discussion, the roll call vote being:

Ayes: Aldermen Nichols, Foster, Brown, Duncheon, Davis, McMahon, Stone, Williams, Pickering, O’Kane, Randle, Cooper, Puhr

Nays: None

Absent: Alderman Strebing

Motion carried 13 to 0 with 1 absent.

#11-E..Chairman Puhr presented RESOLUTION NO. 2017-6 authorizing Professional Services Agreement for Tax Increment Financing District Creation in Downtown Area to Ehlers & Associates, in the amount of \$30,000.00, with the funds to be paid from Engineering & Urban Services Fund-Professional Services budget, with Downtown Danville, Inc. reimbursing the City for 50% of the costs not to exceed \$15,000.00, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Stone. After all questions were addressed and there being no further discussion, the roll call vote being:

Ayes: Aldermen Foster, Brown, Duncheon, Davis, McMahon, Stone, Williams, Pickering, O'Kane, Randle, Cooper, Puhr,

Nays: None

Absent: Alderman Strebing

Motion carried 13 to 0 with 1 absent.

*[Alderman Randle left the meeting at 7:37 p.m. during discussion of the next item.]*

#11-F..Chairman Puhr presented an ordinance amending Chapter 52 Pertaining to Solid Waste in order to clean up language and adopt a new Collection Fee Schedule for Fiscal Year 2017-2018 to Fiscal Year 2021-2022, including Solid Waste Collection fees of \$24.00/month effective 04/01/17, \$24.75/month effective 04/01/18, \$25.50/month effective 04/01/19, \$26.25/month effective 04/01/20, and \$27.00/month effective 04/01/21; Yard Waste Sticker fees of \$40.00 remain in effect until 01/01/2020 with increase to \$45.00 and thereafter until amended; and Large Item Collections at \$10.00 per item in a calendar year for the third and subsequent collections, with the first two (2) collections in a calendar year at no charge and no more than three (3) large items per collection; Minor Cleanup Collections require small 50 cubic feet bags effective 04/01/17, no cost for one (1) annually, then \$15.00/bag thereafter with a maximum of three small bags per collection; Major Cleanup Collections with preferred collection method to be determined, all waste must be contained within bags/roll-off container/dump trailer with fee increased from \$75.00 to \$250.00 per collection effective 04/01/17; Implement a charge of \$400.00 for all piles not properly scheduled/contained that require/result in expedited removal by City crews; Annual Electronics Recycling Event included based on current cost structure; Change set out time to be not later than 6:30 a.m. on collection day; Toters that are out of warranty can be replaced/purchased at actual cost to City; and Conversion to truck chassis Vacuum-type sweepers for more efficient operations and extended seasonal use, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Cooper. Director Ahrens handed out a five-year program summary, five-year budget summary, and a Solid Waste Comparison spreadsheet showing current fees and proposed changes. He addressed concerns made during audience comments regarding the need for additional Solid Waste fee increases and questioned where the prior savings have gone the past five years and stated the savings have gone where the Council has directed them and prior to us getting into the automated collection system we had 15 full time laborers and we hired up to 18 summer time helpers to collect the waste in the community and those same people did the same thing week in and week out and the problem was they were not doing anything that provided long term benefits to the community so when we converted solid waste to an automated system what it actually did was gave you a street crew to go out to fix the sidewalks and that seems like a roundabout way, but what actually occurred is the street sweeping responsibilities that were once under the Streets Division were moved under the Solid Waste Division so within the budget that you're passing tonight and within the fee structure is not only solid waste collection, but it is also street sweeping activities and we further went on to create the internal demolition program so this same funding stream. This fund

does not cover the trucking expenses or any dumping fees associated with demolitions, but as far as the personnel who perform those demolitions, they are covered in this structure. Six laborers were freed-up in the streets division to actually start attacking more significant street repairs as well as performing construction functions. The other reason for the need for increases is obviously our largest line item, our dumping fees, and that is out of our control as it is a privately owned landfill and prior to our last negotiation with them we were regularly seeing 7% annual increases. We are now between \$600,000.00 to \$700,000.00 in dumping fees and based on projections prior to our last negotiation it wouldn't be too long before that would be the largest line item and it is already a larger line item than the salaries we pay the people to collect the solid waste. We are trying to plan appropriately and fund appropriately, so everyone knows what to expect year to year. Since we began this project we have never come back for a budget amendment and we have to make decisions based on what is provided in the budget. He stated innovation is the key to long term minimization of cost and we feel we have done that very well. The net position of Solid Waste fund reflected in the audit demonstrates proper stewardship and resources. We did want to keep the increases to a minimum. To answer another audience question, Sewer tax goes up \$.25. He stated over 80% of the City's major collections are scheduled by investor owned properties so we try to track that to allocate costs where costs are generated. We are proposing to go to the bags due to the exposure our laborers have to undesirable insects, etc. and the heavy labor involved. We believe we can modify the grapple truck to collect the lighter bags and looking at vendors to provide roll off containers and utilizing dump trailers to get away from piles being loaded out to the curb. Alderman Puhr stated the Solid Waste Division is a self-sustaining division that pays for their own personnel and capital expenses so it is a one fee covering the entire department. Alderman Nichols questioned the definition of a "pile" and Director Ahrens responded a pile is anything not in compliance with other Solid Waste rules. Alderman O'Kane stated the program seems good, but requested a review next year on the bags and how the City is doing in illegal dumping. Vice Mayor Williams stated the City is charging more and getting less service. Alderman Stone stated the Solid Waste Division does an amazing job and also stated there is no one close in the State on performing the level of activities for the amount of money we charge. Alderman McMahon suggested neighborhood clean-up days on designated dates. Alderman Foster voiced concern of the \$400.00 charge for the "piles". Alderman Davis stated there was a lot of discussion during the Public Works Committee meeting and he was glad to see debate and discussion this evening. Alderman Nichols stated the Solid Waste Division does a very good job and voiced concern of a five-year plan and would like to see fee increases voted on each year.

During further discussion, Alderman Nichols moved to eliminate all language that pertains to subsequent years following the Fiscal Year 2017-2018 requirements of a \$.50 increase, seconded by Alderman Foster. Alderman Foster stated the City is going to have to get more money next year if we have a property tax freeze as well as more funding in pensions. Mayor Eisenhower cautioned everyone this will kill the capital program as far as planning for trucks and equipment within a five-year program. As the City moves forward with the discussion, because it is an enterprise fund, where capital equipment is necessary and a five-year program give the ability to build in the cost of the capital equipment. Director Ahrens stated the five-year budgeting is what keeps the costs low and suggested all budgets be multi-year budgets. After all questions were addressed, the roll call vote on the amendment being:

Ayes: Aldermen Brown, Davis, Williams, Pickering, Nichols, Foster  
Nays: Aldermen Duncheon, McMahon, Stone, O'Kane, Cooper, Puhr  
Absent: Alderman Strebing, Randle  
Motion failed 6 to 6 with 2 absent.

During further discussion, Alderman Puhr stated the State MFT Tax Rate on gas and diesel automatically increases every year. There being no further questions or discussion, the roll call vote on the original motion being:

Ayes: Aldermen Duncheon, McMahon, Stone, Pickering, O’Kane, Puhr

Nays: Aldermen Davis, Williams, Cooper, Nichols, Foster, Brown

Absent: Alderman Strebing, Randle

Motion failed 6 to 6 with 2 absent.

#11-G.. Items of Information

[The next Public Works Committee meeting is scheduled for Tuesday, February 14, 2017 at 6:00 p.m.]

#12...PUBLIC SERVICES COMMITTEE REPORT

#12-A..previously removed.

#12-B.. Items of Information

Chairman Nichols announced the next Public Services Committee meeting is scheduled for Tuesday, January 24, 2017 at 6:00 p.m.

#13...ITEMS OF INFORMATION

- Vice Mayor Williams stated the Land Bank Authority Board has been meeting and questioned a Land Bank appointee from the City. Mayor Eisenhauer apologized and stated he has received one letter of interest and one inquiry of interest from Aldermen and he will be making the appointment at the next City Council meeting.
- Alderman Duncheon asked for an update on the local banks loan guaranty program for demolitions and Mayor Eisenhauer responded the City is working through details and having internal discussions on the demolition program.
- Vice Mayor Williams stated Comptroller Lewis looked up the previous phone system contract cost to the City and it was \$217,000.00 so we are getting a good deal with what was approved this evening.
- Alderman Davis stated he feels the City is doing a good job on the crime, but he said to keep an eye on the Mayor’s race in Urbana as it is going to be about crime. He asked everyone to speak to the Three Kings and ask them what they do in the schools, etc. as they are making a big difference with the young people in the Community.

#14...CLOSED SESSION was not needed.

#15...ADJOURNMENT

There being no further business to discuss, the meeting was adjourned by acclamation at 8:13 p.m. following a motion by Alderman Pickering and a second by Alderman Brown.



\_\_\_\_\_  
Lisa K. Monson, City Clerk

I, Lisa K. Monson, City Clerk of the City of Danville, Illinois, do hereby certify that the foregoing Minutes are a true and correct copy of the regular meeting held January 17, 2017, as the same appears on the records of the City now in my custody and keeping.

\_\_\_\_\_  
Lisa K. Monson, City Clerk

Approved: 02/07/17  
Posted Publicly: 02/08/17