

DANVILLE CITY COUNCIL
MARCH 1, 2016

#1....THE REGULAR MEETING of the City Council of the City of Danville was called to order at 6:00 p.m. by Mayor Scott Eisenhauer.

THE ROLL CALL was answered by Mayor Scott Eisenhauer, Vice Mayor Rickey Williams Jr., Aldermen Jon Cooper, R.J. Davis, Steve Nichols, Michael Puhr, Michael O'Kane, Sherry Pickering, Tom Stone, and Rick Strebing. Absent were Aldermen Brenda Brown, Steve Foster, Sharon McMahon, and Lloyd Randle with one vacancy in Ward 2. 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 and Urban Services Manager Christopher Milliken, Public Safety Director Larry Thomason, Public Transportation Director Lisa Beith, and Public Works Director Doug Ahrens.

There were also 13 audience members and 3 news media in attendance.

#2....INVOCATION was given by Rev. Randall Robinson, Pastor, St. James United Methodist Church preceded by a moment of silence for the passing of former Ward 1 Alderman and City Treasurer Lester Brown who passed away Monday, February 29, followed by

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

Mayor Eisenhauer spoke on the passing of Lester Brown and stated he was a great colleague, and a wonderful friend. Les Brown served on the Danville City Council from September 1987, after the form of government changed to the Aldermanic form of government after the Voting Rights Act, to May 2003; He served twice as Vice Mayor from 1991 to 1993 and then again from 1999 to 2001. He chaired the Environmental Committee, the Personnel & Policy Committee, and the Public Housing Committee. He also served on the Executive Committee, the Finance Committee, and the Public Works Committee. He also served as Treasurer for the City of Danville from October of 2004 to May of 2007. Les Brown was honorably discharged from the United States Army in 1959. He also served on the Board of Directors Advisory Councils or Minority Council for the Boys and Girls Club, Danville Housing Authority, First Illinois Credit Union, Danville Area Community College, Danville High School, Boy Scouts of America, The Rotary Club, Corinthian Lodge #31 F&AM, National Credit Union Association, Tuxedo Club, East Central Illinois Community Action Agency, United Way, Carter Metropolitan Church, American Legion Post 736, He was also a Chairperson of the NAACP. He won state and regional awards including a community service award in 1986 from the State of Illinois. He was a Silver Beaver Award Winner from the Boy Scouts of America, he received the Boys and Girls Club outstanding service award, The U.S. Small Business Administration Small Business Award, the Interdenominational Black Pastor's Conference Community Service Award, and received the Outstanding Leadership Award from the Boy Scouts of America. In addition to his attendance in Carter Metropolitan Christian Methodist Episcopal Church, he served on the Steward Board and the Budget Committee. Les also had a love of music especially drum playing. Mayor Eisenhauer asked everyone to keep Lester's wife Brenda and their five children in our hearts and prayers during this difficult time. Mayor Eisenhauer stated that once funeral arrangements are made, the information will be passed along.

#4....THE MINUTES of the regular meeting held, February 16, 2016, having been published and distributed, was presented. Alderman Cooper moved for approval as presented, seconded by Alderman Stone. On the voice vote, the motion so ordered.

#5....THE AGENDA for the evening was presented with Mayor Eisenhower moving Item #12-Q Ordinance: Authorizing Disposal of Municipally Owned Surplus Real Property at Williams Street and Hooker Street to Item#12-C, moving the remaining items down. There being no further changes, Vice Mayor Williams moved for approval as amended, seconded by Alderman Cooper. 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 - None

#6-C..Reports of Boards, Agencies, Commissions - None

#6-D..Items of Information

- Mayor Eisenhower wished a Happy Birthday to Aldermen Sharon McMahon who celebrated a birthday a couple of days ago.
- Mayor Eisenhower announced the following events:
 - The Neighborhood Association Spring Workshop will be held Saturday, March 5, 2016 at 8:00 a.m. at the First Presbyterian Church and everyone is welcome and encouraged to attend. There are currently 105 RSVP's.
 - The AMBUC's Home and Living Expo will take place Saturday, March 5 from 10:00 a.m. to 6:00 p.m. and Sunday, March 6 from 12:00 p.m. to 5:00 p.m. He encouraged everyone to come out and support local businesses and organizations.
 - Vermilion County Animal Shelter Foundation is hosting their annual Mardi Paws event Saturday, March 5 at the Knights of Columbus from 6:00 p.m. to 9:00 p.m.
 - The City of Danville will be hosting a Job Fair that will take place on Saturday March 12, 2016 at 9:00 a.m. at the Public Works Facility, 1155 E. Voorhees Street. He encouraged everyone seeking employment to attend.
 - Danville Area Community College (DACC) will be hosting the 23rd Annual National Junior College Athletic Association (NJCAA) Division II Tournament March 15 through March 19. Mayor Eisenhower asked everyone to please welcome the teams when they see them in the community and let them know the community appreciates them coming to Danville.

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

- Terry Moreman of Danville requested the yard waste program to be moved to the last week in March due to the tree limbs from heavy winds. Mr. Moreman also voiced concern of rental property inspections if the last year inspections of rental property being used from the year before, if there had been a letter sent out to that address there was no notification of that and if someone came out and took a picture they would charge \$100.00. Mr. Moreman also mentioned that he would like to know more about the Danville Public Building Commission.
- Cyril Ostiguy of Danville spoke concern of an Ameren payment made on February 23 for \$12,660.00 and then another payment for almost \$35,000.00.
- Jan Ostiguy of Danville also questioned the payments made to Ameren and advised the managers do everything they can to ensure the City is saving energy with light switches and other things.

- Ron Gore of Covington spoke about the shock of a recent armed robbery and dropping crime rates in Illinois which have been falling since the early nineties. He is afraid the Illinois crime rate will start increasing. Mr. Gore also spoke regarding drug use, rehabilitation and sentences. Mr. Gore wants to know what the local police have to say about Governor Rauner's plan to shorten prison sentences. Mr. Gore also urged the Council to set up a group to focus on crime prevention and get involved with Governor Rauner's plan.
- Ed Strahl of Danville voiced opposition to an increase in taxes and thanked the Aldermen who voted no. He stated that he wants to try to keep people in Danville and not drive them away.

#8...ZONING PETITIONS – None

#9...PAYROLL

Mayor Eisenhauer presented Payrolls for February 19, 2016, of \$512,307.67 and February 26, 2016, of \$62,003.67. Alderman Cooper moved to dispense with the readings and asked for approval as presented, seconded by Alderman Davis. There being no questions, the roll call vote being:

Ayes: Aldermen Stone, Williams, Strebing, Pickering, O'Kane, Cooper, Puhr, Nichols, Davis

Nays: None

Absent: Aldermen Randle, Foster, Brown, McMahon

Motion carried 9 to 0 with 4 absent and 1 vacancy in Ward 2.

#10...SCHEDULE OF VOUCHERS PAYABLE

Mayor Eisenhauer presented the Schedule of Vouchers Payable, having been published, posted, and distributed, for February 23, 2016, of \$135,315.01 and for March 1, 2016, of \$318,492.56. Alderman Puhr moved to dispense with the readings and asked for approval as presented, seconded by Alderman Cooper. Comptroller Lewis addressed the audience question with the Ameren bills by stating all of the Ameren bills come individually so the bills are paid as they come in which is why two payments were made back to back. Staff addressed questions of various vouchers, as follows:

- Martin Equipment of Illinois, Inc. payment is for two separate hood panels purchased for repairs made to the 2004 John Deere 310 backhoe; and
- Payment made to Cummins Crosspoint is for labor and materials to repair Danville Mass Transit Bus #1126.

There being no further questions or discussion, the roll call vote being:

Ayes: Aldermen Williams, Strebing, Pickering, O'Kane, Cooper, Puhr, Nichols, Davis, Stone

Nays: None

Absent: Aldermen Randle, Foster, Brown, McMahon

Motion carried 9 to 0 with 4 absent and 1 vacancy in Ward 2.

#11...PUBLIC WORKS COMMITTEE REPORT

#11-A.. Items of Information

Chairman Puhr announced the next Public Works Committee meeting is scheduled for Tuesday, March 8, 2016 at 6:00 p.m.

#12...PUBLIC SERVICES COMMITTEE REPORT

Chairman Nichols presented Items A thru B for a single vote, moved to dispense with the readings and asked for approval and placement on file. There being no objections, Alderman Stone seconded.

Those items being:

#12-A..City Clerk's Report of Licenses and Permits, being:

LICENSES:

None

FIREWORKS DISPLAY PERMITS:

Gao Grotto – 07/03/16 (Rain date: 07/09/16); and

#12-B..The Danville Public Building Commission Audit Report for Fiscal Year Ending October 31, 2015.

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

#12-C..[previous #12-Q] Chairman Nichols presented ORDINANCE NO. 9035 waiving the provisions of Section 30.07 of the City Code and Authorizing Disposal of Municipally Owned Surplus Real Property at Williams Street and Hooker Street and convey and transfer the Real Property to Allen Chapel African Methodist Episcopal Church, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Strebing. There being no questions, the roll call vote being:

Ayes: Aldermen Strebing, Pickering, O’Kane, Cooper, Puhr, Nichols, Davis, Stone, Williams

Nays: None

Absent: Aldermen Randle, Foster, Brown, McMahan

Motion carried 9 to 0 with 4 absent and 1 vacancy in Ward 2.

#12-D..[previous #12-C] Chairman Nichols presented RESOLUTION NO. 2016-20 to Authorize Destruction of Certain Closed Session Tapes, having met the 18 month period and written Minutes have been approved, of July 2, 2013, August 6, 2013, August 20, 2013, September 3, 2013, September 17, 2013, October 1, 2013, October 15, 2013, December 3, 2013, December 17, 2013, January 7, 2013, January 21, 2014, February 4, 2014, April 1, 2014, May 6, 2014, and May 20, 2014, moved to dispense with the reading and asked for approval, seconded by Alderman Stone. There being no questions or discussion, the roll call vote being:

Ayes: Aldermen Pickering, O’Kane, Cooper, Puhr, Nichols, Davis, Stone, Williams, Strebing

Nays: None

Absent: Aldermen Randle, Foster, Brown, McMahan

Motion carried 9 to 0 with 4 absent and 1 vacancy in Ward 2.

Chairman Nichols presented Items #12-E through #12-L [previous Items#12-D through #12-K] for a single vote, moved to dispense with the readings and asked for approval as recommended by Committee. There being no objections, Alderman Cooper seconded. Those items being:

#12-E..RESOLUTION NO. 2016-21 authorizing a budget amendment in the Public Affairs Division budget to increase Expenditures-Group Insurance by \$8,000.00, Telephone by \$1,200.00, and Travel, Training by \$3,000.00, with funds coming from the General Fund Reserve;

#12-F..RESOLUTION NO. 2016-22 authorizing a budget amendment in the Legal Services Division budget to increase Expenditure-Legal Services by \$105,000.00, with funds coming from the General Fund Reserve.

#12-G..RESOLUTION NO. 2016-23 authoring a budget amendment in the City Clerk Division budget to increase Expenditure-Salaries-City Treasurer by \$6,000.00 and increase Salaries-City Clerk by \$6,000.00, with funds coming from the Treasurer’s Salaries line item;

#12-H..RESOLUTION NO. 2016-13 authoring a budget amendment Information Technology Division budget to increase Expenditures-Telephone by \$46,000.00, with funds coming from the General Fund Reserve;

#12-I..RESOLUTION NO. 2016-14 authorizing a budget amendment in the Fire Division budget to increase Expenditure-Overtime by \$475,000.00 and decrease Expenditure-Unemployment by \$75,000.00 and create Revenue-Hazmat Response Fee of \$10,000.00 and decrease other Revenue by \$10,000.00 with funds for the overtime budget amendment coming from the General Fund Reserve minus the \$75,000.00 that will be transferred from the Unemployment

line item and \$10,000.00 for Hazmat Response Fee coming from funds received from Duke Energy;

#12-J..RESOLUTION NO. 2016-15 authorizing a budget amendment in the Campus Corridor TIF Fund budget to create Professional Services in the amount of \$4,100.00, with funds coming from the Campus Corridor Fund Reserve;

#12-K..RESOLUTION NO. 2016-16 authoring a budget amendment in the East Voorhees Industrial Corridor TIF Fund budget to decrease Public Improvements by \$3,000.00 and create Professional Services in the amount of \$3,000.00, with funds coming from the Public Improvement line item; and

#12-L..RESOLUTION NO. 2016-17 authoring a budget amendment in the Group Insurance Fund budget to increase Revenue-Employee Contributions by \$12,000.00 and increase Expenditures-Group Insurance Payments by \$12,000.00, with funds coming from revenue from the Employee Contributions.

Aldermen Pickering commented on Item 12-I, budget amendment for the Fire Division by stating the City created the overtime for lowering the staff due to the department manning at 51 in 2011 and in 2016 the department manning is at 44. She also stated the Fire Division has had the 13 minimum manning since 2011 without the overtime that is currently in the Fire Division. Mayor Eisenhauer stated the Fire Division salary line item has been lowered considerably as well as the pension payment. Aldermen O'Kane questioned if the \$475,000.00 would take us to the end of the year and Comptroller Lewis stated "yes". Aldermen Pickering questioned the \$75,000.00 from the unemployment line item and Comptroller Lewis responded the \$75,000.00 reduces the total \$475,000.00. There being no further questions or discussion, the roll call vote being:

Ayes: Aldermen O'Kane, Cooper, Puhr, Nichols, Davis, Stone, Williams, Strebing, Pickering

Nays: None

Absent: Aldermen Randle, Foster, Brown, McMahon

Motion carried 9 to 0 with 4 absent and 1 vacancy in Ward 2.

#12- M..[previous #12-L] Chairman Nichols presented RESOLUTION NO. 2016-18 authorizing an Addendum to Resolution No. 2015-90 Changing the Name of New World Systems to Tyler Technologies, Inc., moved to dispense with the readings and asked for approval as recommended by Committee, seconded by Alderman Stone. There being no questions or discussion, the roll call vote being:

Ayes: Aldermen Cooper, Puhr, Nichols, Davis, Stone, Williams, Strebing, Pickering, O'Kane,

Nays: None

Absent: Aldermen Randle, Foster, Brown, McMahon

Motion carried 9 to 0 with 4 absent and 1 vacancy in Ward 2.

#12-N..[previous #12-M] Chairman Nichols presented the Special Vouchers Payable having been published, posted, and distributed, for March 1, 2016, in the amount of \$115,210.00, moved to dispense with the reading and asked for approval, seconded by Alderman Cooper. Mayor Eisenhauer stated the need for the special run placed further in the agenda was necessary due to approving the payment to Tyler Technologies after the approval of the name change. Comptroller Lewis stated the payment to AT&T was also included and was approved in the budget amendments. There being no questions or further discussion, the roll call vote being:

Ayes: Aldermen Puhr, Nichols, Davis, Stone, Williams, Strebing, Pickering, O'Kane, Cooper

Nays: None

Absent: Aldermen Randle, Foster, Brown, McMahon

Motion carried 9 to 0 with 4 absent and 1 vacancy in Ward 2.

#12-O. [previous #12-N] Chairman Nichols presented a resolution approving an Intergovernmental Agreement for the Creation of the Vermilion County Land Bank Authority, to address blight and deterioration, and revitalizing residential, industrial and commercial areas of the City and County, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Strebing. Mayor Eisenhauer stated Vermilion County Board Chairman Mike Marron is in attendance, as the Vermilion County Board has already approved forming a land bank, to address questions. Vice Mayor Williams voiced concerns with language in the agreement and also stated the Land Bank is a great tool, but the City needs to be protected and also stated there should be better representation and veto power. He stated the word "property" should be inserted between "personal" and "in" in Section 4.01(b), the word "may" should be changed to the word "will" between "Bank" and "purchase" in Section 10.03, and in Section 11.02 the word "of" should be inserted between the word "units" and "government". He asked if the City will be paying any annual fees or otherwise and Mayor Eisenhauer responded a budget will be created after the formation of the board and the board will come to the City for initiation money, but the City's intent is for the board to function as a self sustaining entity. Alderman Nichols stated the Land Bank will take a year to get up and running and the City has the ability to discontinue it with a notice of 90 days. After lengthy discussion, Alderman Strebing motioned to postpone the issue until the March 15, 2016, Council meeting, seconded by Alderman Pickering. After lengthy discussion, the roll call vote on the motion to postpone to the March 15, 2016 Council meeting being:
Ayes: Aldermen Davis, Williams, Strebing, Pickering, O'Kane
Nays: Aldermen Nichols, Stone, Cooper, Puhr
Absent: Aldermen Randle, Foster, Brown, McMahon
Motion failed 5 to 4 with 4 absent and 1 vacancy in Ward 2.

Alderman Stone moved to take a short recess, seconded by Alderman Nichols. On the voice vote, eight ayes, one nay; the motion so ordered. Mayor Eisenhauer called a five minute recess at 7:05 p.m.

[Alderman Strebing left the meeting at 7:12 p.m. during the recess.]

Mayor Eisenhauer called the Danville City Council Meeting back to order at 7:20 p.m.

Mayor Eisenhauer presented amended language for the Creation of the Vermilion County Land Bank Authority Section 7.05 reading "Any member shall have the authority to exercise veto power over any action proposed by the land bank within its own corporate boundary." Aldermen Puhr moved to amend the document with the amended language, seconded by Aldermen Stone. After discussion, the roll call vote on the amendment being:
Ayes: Aldermen Davis, Stone, Williams, Pickering, O'Kane, Cooper, Puhr, Nichols
Nays: None
Absent: Aldermen Randle, Foster, Brown, McMahon, Strebing

Motion carried 8 to 0 with 5 absent and 1 vacancy in Ward 2
After further discussion, the roll call vote on the ordinance, as amended, being:
Ayes: Aldermen Stone, Pickering, O'Kane, Cooper, Puhr, Nichols
Nays: Aldermen Williams, Davis
Absent: Aldermen Randle, Foster, Brown, McMahon, Strebing
Motion failed 6 to 2 with 5 absent and 1 vacancy in Ward 2.

#12-P..[previous #12-O] Chairman Nichols presented RESOLUTION NO. 2016-19 approving the Community Development Block Grant (CDBG) Annual Action Plan for Program Year 2016-2017, to provide \$80,000.00 for owner occupied housing rehabilitation and exterior improvements in the Center City area; \$20,000.00 for accessibility modifications; \$63,620.00 for neighborhood impact program; \$10,000.00 for homelessness building assistance; \$210,000.00 for demolitions/blight removal; \$259,035.00 for public improvements and infrastructure (East Main Street-Nodes/Parks/Streetscaping); \$174,732.00 for administrative reimbursement, for a total of \$892,387.00, and transmitting a copy to the U.S. Department of Housing and Urban Development (HUD), moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Stone. Manager Milliken mentioned the allocation from HUD went up \$3,620.00 from the prior year making the allocation total \$892,387.00. Director Schnelle stated Aldermanic concerns include: demolition should be funded by a different source, the administration costs in the CDBG budget should be decreased, the economic development funding portion of the CDBG plan should be revised to a revolving loan fund program and that there should be an application process to that. Alderman Nichols questioned the grant that was in the paper. Mayor Eisenhauer stated that the grant was specific to a location in the community that if these dollars were removed it prohibits from utilizing CDBG Funds or grant Funds for other areas of the community where demolition of dilapidated structures really are a direction we need to go. Vice Mayor Williams stated that people in his neighborhood are for the CDBG. Alderman Davis voiced concern that the community does not talk a lot about the change of government from Commission form of government to Aldermanic form of government that took place in 1987 which gave equal representation to the citizens. Alderman Davis read a letter from Alderman Randle who was absent which stated he feels it is our responsibility as city officials to ensure when government funds intersect with private/public interests it is our sworn duty to see that low to moderate income individuals and their families remain at the forefront of our decision making and those types of funds are used to improve the quality of life for those within our communities. Alderman Davis voiced concern of the lack of attendance at the public hearings and feels the Council should make sure residents in their ward are aware of the public hearings. After lengthy discussion, the roll call vote being:
Ayes: Aldermen Williams, Pickering, O’Kane, Cooper, Puhr, Nichols, Davis, Stone
Nays: None
Absent: Aldermen Randle, Foster, Brown, McMahon, Strebing
Motion carried 8 to 0 with 5 absent and 1 vacancy in Ward 2.

#12- Q..[previous #12-P] Chairman Nichols presented ORDINANCE NO. 9036 authorizing an Addendum to Mutual Aid Box Alarm System (MABAS) Agreement, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Vice Mayor Williams. There being no questions or discussion, the roll call vote being:
Ayes: Aldermen Pickering, O’Kane, Cooper, Puhr, Nichols, Davis, Stone, Williams
Nays: None
Absent: Aldermen Randle, Foster, Brown, McMahon, Strebing
Motion carried 8 to 0 with 5 absent and 1 vacancy in Ward 2.

#12-R..Chairman Nichols presented ORDINANCE NO. 9037 amending Chapter 30 Pertaining to Purchase, Sale and Lease of Real Estate, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Stone. Alderman O’Kane questioned the need eliminating two appraisals for higher valued property and Corporation Counsel Wesner responded when discussion took place with staff if the cost of appraisals are fairly high enough is it cost productive to do two appraisals when at the end of the day they are going to result in a fairly similar number. Director Schnelle stated when real estate acquisitions are being done for

various projects, anything under the \$10,000.00 threshold, staff can do a waiver valuation to save on public right-of-way projects. He also stated appraisals are still done on projects with multiple right-of-ways and when there is a public project and a higher value is involved we are required by the State to hire an appraiser to review appraisal by primary appraiser which is called a peer review. Alderman Pickering questioned why would the ten day notice language be stricken and Corporation Counsel Wesner stated it is an elimination of a procedural step and when property is donated does it make sense to have a notice. After questions were addressed, the roll call vote being:

Ayes: Aldermen O’Kane, Cooper, Puhr, Nichols, Davis, Stone, Williams, Pickering

Nays: None

Absent: Aldermen Randle, Foster, Brown, McMahon, Strebing

Motion carried 8 to 0 with 5 absent and 1 vacancy in Ward 2.

#12-S..ITEMS OF INFORMATION

[The next Public Services Committee meeting is scheduled for March 22, 2016 at 6:00 p.m.]

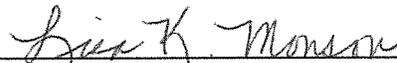
#13...ITEMS OF INFORMATION

- Alderman Davis thanked Mayor Eisenhower for the words he spoke about Lester Brown and stated that Lester, along with Eugene Thompson, were the first African American Aldermen.
- Vice Mayor Williams stated he would like to reiterate that he does support the Land Bank, but feels language modifications are necessary. He stated he was very appreciative of Les Brown as he along with Stephen Morris and Lafayette Shaw originally encouraged him to run for alderman. He also asked everyone to keep Mrs. Brown in their prayers. Vice Mayor Williams praised the Public Works Department for their hard work during the recent snow event.

#14...CLOSED SESSION was not needed.

#15...ADJOURNMENT

There being no further business to discuss, the meeting was adjourned by acclamation at 8:05 p.m. following a motion by Vice Mayor Williams and a second by Alderman Davis.



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 March 1, 2016, as the same appears on the records of the City now in my custody and keeping.

Lisa K. Monson, City Clerk

Approved: 04/05/16

Posted Publicly: 04/06/16