

DANVILLE CITY COUNCIL
APRIL 5, 2016

#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, Steve Foster, Steve Nichols, Sherry Pickering, Michael Puhr, Tom Stone and Rick Strebing with one vacancy in Ward 2. Absent were Aldermen R.J. Davis, Sharon McMahon, Michael O’Kane, and Lloyd Randle. Alderman O’Kane arrived at 6:34 p.m. A quorum was present.

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

There were also 21 audience members and 2 news media in attendance.

#2....INVOCATION was given by Reverend Doug Knapp, Pastor, Life Church followed by

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

#4....THE MINUTES of the regular meetings held, March 1, 2016 and March 15, 2016, having been published and distributed, were 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. There being no changes, Alderman Puhr moved for approval as presented, seconded by Alderman Cooper. On the voice vote, all ayes, no nays; the motion so ordered.

#6....MAYOR’S REPORT

#6-A..Mayor Eisenhauer presented a Proclamation proclaiming Tuesday, April 5, 2016 as “COMMERCIAL-NEWS 150TH ANNIVERSARY DAY”. Vice Mayor Williams moved to concur, seconded by Alderman Pickering. On the voice vote, all ayes, no nays; the motion so ordered. Mayor Eisenhauer presented the proclamation to Commercial-News reporter Jennifer Bailey.

#6-B..Board/Committee Appointments – None

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

[Alderman O’Kane arrived at 6:34 p.m. during presentation of the next item and took his seat at the dais.]

#6-D..Items of Information

#6-D-1..Presentation on Wage Comparability Study by Wipfli LLP

Mayor Eisenhauer stated one of the challenges the City has had in filling some of the vacancies that exist the City was always in the position of negotiations from not a very strong perspective because we didn't know truly what the local market would bear and so we were either undercutting or probably in some cases bargaining a little above where we should have been according to the market once that information was revealed so it really put us in a negative or difficult bargaining position when it called for us to go out and find non-union members to fill positions that we had available. As I had suggested to you several months ago I thought it was in our best interest to at least go out and get a study done that would indicate to us what the market compared to other municipalities as well as compared to the private sector in our own market what different positions should or should not be paid. It is a process we use all the time when it comes to our union personnel certainly with police and fire where we are constantly required to do comparability studies so that we can make sure in an arbitration case police and fire are comparable to those other cities that we have identified. We use those same cities in the information that was prepared and presented to Mrs. Corbeille in preparing tonight's study information. The purpose of the study was based on our desire to truly understand the private and public market a little bit better so that when we establish our wage chart here in a few weeks, when we start looking for how to fill some of our non-union positions we are doing so from a much better bargaining position, a much more educated position, and a position that puts our non-union employees in line with our union employees as it relates to comparability to the private and public market. Mayor Eisenhauer introduced Lisa Corbeille, Senior Human Resources Consultant with Wipfli LLP who gave a presentation in PowerPoint form titled "Base Compensation Plan Development". She thanked the City for allowing Wipfli to do the compensation plan and stated she is confident this plan will meet the City's needs now and into the future as it can be tweaked as needed. There have been many hours and much commitment by the City's project team which consisted of Mayor Scott Eisenhauer, City Comptroller Gayle Lewis, Engineering & Urban Services Director David Schnelle, Human Resources Administrator Bill Westphal, and Public Works Director Doug Ahrens. She stated the team has been open to new ideas and very responsive to getting things done. The presentation highlighted the following information:

- Objectives of a Compensation Plan;
- Plan Design Process including Internal Equity Analysis-Point Factor Method and External Equity Analysis-Market Data, Salary Surveys and Comparable Cities;
- Base Compensation Structure Development;
- Comparative Ratio Analysis; and
- Implementation

Mrs. Corbeille stated the City has an average comparative ratio of 85% which indicates, as a whole, the City is lagging the market, which is 100%, in compensation theory. She also stated there are 18 employees below the range and no one was over the range. Benefits were not included in the study. The cost per year to bring the below minimum of range employees up to the minimum range would be \$67,668.00 per year. After the presentation, Mayor Eisenhauer informed the Council the next steps include the Administration working on the compensation plan and philosophy in the next two weeks and a wage administration chart which will be presented in closed session at the April 19 Council meeting. Questions were answered regarding the wage comparability study and Mayor Eisenhauer thanked Mrs. Corbeille for her work on the study. He also stated the new wage chart will not include bringing everyone up to the mid point. The implementation of the plan will include how long it will take to get everyone between the minimum point and mid point.

#6-D..Other Items of Information

- Mayor Eisenhauer congratulated Director Beith who had an outstanding groundbreaking yesterday for the new transfer zone. The anticipated timeline is for the transfer zone to be completely constructed and open by New Years Day.
- Mayor Eisenhauer reminded Council members to complete their Statement of Economic Interest forms and return to Clerk Monson.
- Mayor Eisenhauer announced Comptroller Lewis passed out a General Fund Cash Flow Report which stated the total revenues will end the year at \$1.5 million.

#7...PETITIONS, COMMUNICATIONS, AUDIENCE COMMENTS

- Jerry Hawker of Danville voiced concern of the language regarding the citation in the proposed ordinance amending Chapter 166 not giving any latitude especially in situations with landlords on who is responsible and would like to see the ordinance sent back to a Committee for further discussion.
- Ben Cahill of Danville spoke concern of tickets being issued for a first offense and feels there is too much authority given to the inspector regarding the proposed ordinance changes to Chapter 166. He also voiced concern of interior inspections.
- Aaron Troglia of Danville disagrees with the ticket scenario in the proposed ordinance amending Chapter 166, feels interior inspections are not legal, stated notices need to be sent in a timely manner, and voiced concern there were no major landlords asked to serve on the Housing Task Force Committee.
- Gayle Jochim of Georgetown, a Danville landlord, spoke concern of interior inspections, questioned if the Housing Task Force report from July, 2015 is the same report today, and stated property managers are not the police and feels some of the language in the report is more for law enforcement personnel. She feels the report is aimed to improve Danville overall and welcomes some of the points within the report.
- Vince Koers of Danville spoke concern of landlords being required to turn in current contracts with their tenants. He also voiced concern of Danville police not enforcing handicap parking on private property.

#8...ZONING PETITIONS – None

#9...PAYROLL

Mayor Eisenhauer presented Payrolls for March 18, 2016, of \$504,824.82, for March 24, 2016, of \$63,918.41 and for April 1, 2016, of \$523,484.86. Alderman Brown 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 Strebing, Pickering, O’Kane, Cooper, Puhr, Nichols, Foster, Brown, Stone, Williams
Nays: None

Absent: Aldermen Randle, Davis, McMahan

Motion carried 10 to 0 with 3 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 March 22, 2016, of \$135,631.96 and April 5, 2016, of \$986,693.37. Alderman Stone moved to dispense with the reading and asked for approval as presented, seconded by Alderman Cooper. Comptroller Lewis stated the report has been condensed and has been presented in department order and will try the report in vendor order next time. To address Alderman Pickering’s question regarding a payment to Wright’s Heating & Air, Director Beith stated the payment was paid

from two separate account numbers. Alderman Pickering questioned cellular phone payments and Mayor Eisenhauer responded the cell phones are contracted through the State purchasing contract with Verizon Wireless and it is difficult to say how much each phone is due to the type of plan as some of the phones are free because of plans from other phones. There being no further questions, the roll call vote being:

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

Nays: None

Abstention: Alderman Foster

Absent: Aldermen Randle, Davis, McMahon

Motion carried 9 to 0 with 3 absent, 1 abstention 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 will be held on Tuesday, April 12, 2016 at 6:00 p.m.

#12...PUBLIC SERVICES COMMITTEE REPORT

#12-A..Chairman Nichols presented the City Clerk's License Report, moved to dispense with the reading and asked for approval, seconded by Alderman Brown. The report as follows:

LICENSES:

BED & BREAKFAST:

The Yorkshire Bed & Breakfast – 1664 N. Vermilion

TOBACCO DEALERS:

Casey's General Store #1788 – 2101 E. Main

Casey's General Store #2262 – 845 E. Voorhees

Casey's General Store #2925 – 601 S. Gilbert

Circle K Store #1299 – 401 W. Main

Circle K Store #1305 – 2606 N. Vermilion

Circle K Store #1311 – 121 S. Gilbert

Circle K Store #1404 – 1212 N. Bowman

Circle K Store #1405 – 610 S. Bowman

Dale's – 1217 E. Fairchild

Danville Eastside Grocery – 1618 E. Fairchild

Danville Grocery & Deli – 1814 E. Main

Danville Liquors – 1816 E. Main

Danville Marathon Station – 3401 E. Main

Dollar General Store # 1878 – 100 N. Griffin

Dollar General Store #2944 – 1405 N. Bowman

Dollar General Store #4394 – 3353 N. Vermilion

Dollar General Store #12709 – 300 W. Fairchild

KT Mini Mart & Gas – 2602 N. Vermilion

Mach 1 Marathon – 510 N. Gilbert

Mach 21 Liquor Store – 510 N. Gilbert

Main Package Liquor – 732 E. Main

Main Phillips 66 – 851 E. Main

My Brother Cut Rate Liquor – 536 E. Main

Ruler Store #246 – 102 N. Griffin

Sarge's Tap – 409 E. Main

SP Mini Mart & Gas – 3910 N. Vermilion
Vermilion Liquors North – 2605 N. Vermilion
ZH Food, Inc. dba Priceless Foods – 501 W. Fairchild

TOBACCO DISTRIBUTORS:

Amcon Distributing Company – Quincy, IL
Casey's Marketing Company – Ankeny, IA
Newman & Ullman – Pekin, IL
Super Food Services, Inc. – Bellefontaine, OH
Supervalu, Inc. – Urbana, IL

FIREWORKS DISPLAY PERMITS:

Danville Boat Club, 15750 Boat Club Rd. – 07/02/16

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

#12-B..Chairman Nichols presented RESOLUTION NO. 2016-32 authorizing Auditing Services with CliftonLarsonAllen LLP, or an amount not to exceed \$52,500.00 for the City's Audit, which includes Data Compliance Form SF-SAC and creating the single audits for up to three major programs for GASB A-133 compliance; \$5,000.00 for the Danville Public Library, for the year ended April 30, 2016; and \$9,000.00 for the Danville Mass Transit, for the year ended June 30, 2016, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Cooper. Mayor Eisenhauer informed Council the auditing services were not put out for bid due to the financial software conversion which would cause difficulty for a firm who is unfamiliar with the system. There being no questions or further discussion, the roll call vote being:

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

Nays: None

Absent: Aldermen Randle, Davis, McMahon

Motion carried 10 to 0 with 3 absent and 1 vacancy in Ward 2.

#12-C..Chairman Nichols presented RESOLUTION: 2016-33 awarding Purchase of Optional Equipment for Four Super Medium-Duty Buses in the amount of \$30,696.00, with funds for the purchase to come from Danville Mass Transit-Other Capital Equipment in the amount of \$30,000.00 and \$696.00 to come from Danville Mass Transit-Material to Maintain Vehicles, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Brown. Alderman Nichols asked for a definition of super medium-duty buses. Director Beith stated those types of buses include 14 or 22 passenger buses. There being no further questions or discussion, the roll call vote being:

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

Nays: None

Absent: Aldermen Randle, Davis, McMahon

Motion carried 10 to 0 with 3 absent and 1 vacancy in Ward 2.

#12-D..Chairman Nichols presented RESOLUTION: 2016-34 authorizing a Budget Amendment in the Streets Division (031) budget to increase Expenditures- Maintenance of Storm Sewers by \$185,000.00 and Materials to Maintain Storm Sewers by \$110,000.00, to come from the General Fund Reserve moved to dispense with the reading 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 Puhr, Nichols, Foster, Brown, Stone, Williams, Strebing, Pickering, O'Kane, Cooper

Nays: None

Absent: Aldermen Randle, Davis, McMahon

Motion carried 10 to 0 with 3 absent and 1 vacancy in Ward 2.

#12-E..Chairman Nichols presented RESOLUTION: 2016-35 authorizing Budget Amendment in Parking & Central Services Division (053) budget to increase Revenue-Sponsorships/Donations by \$10,000.00 and Increase Expenditures-Horticultural Supplies by \$10,000.00, to come from the Keep America Beautiful Grant and Lowes Grant moved to dispense with the reading and asked for approval asked for approval as recommended by Committee, seconded by Alderman Stone. There being no questions or discussion, the roll call vote being:

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

Nays: None

Absent: Aldermen Randle, Davis, McMahon

Motion carried 10 to 0 with 3 absent and 1 vacancy in Ward 2.

#12-F..Chairman Nichols presented RESOLUTION NO. 2016-36 awarding Bid for Heavy Rescue Pumper Loan to First Financial Bank at an interest rate of 2.10% for a period of 60 months, moved to dispense with the reading and asked for approval, seconded by Alderman Strebing. There being no questions or discussion, the roll call vote being:

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

Nays: None

Absent: Aldermen Randle, Davis, McMahon

Motion carried 10 to 0 with 3 absent and 1 vacancy in Ward 2.

#12-G..Chairman Nichols presented RESOLUTION NO. 2016-37, approving Purchase of 80 Portable Two-Way Radio and Back-up Batteries from Supreme Radio Communications, Inc., in the amount of \$72,877.84, with funds coming from the Capital Improvements Fund-Capital Equipment budget, moved to dispense with the reading and asked for approval, seconded by Alderman Brown. There being no questions or discussion, the roll call vote being:

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

Nays: None

Absent: Aldermen Randle, Davis, McMahon

Motion carried 10 to 0 with 3 absent and 1 vacancy in Ward 2.

#12-H..Chairman Nichols presented RESOLUTION NO. 2016-38 waiving formal bid process and approving Purchase of a K-9 Vehicle from Morrow Brothers Ford, Inc. for a 2016 Ford Police Interceptor Utility AWD, in the amount of \$28,690.00 available at the Illinois Government Price, with funds to come from the Capital Improvement Fund-Vehicles budget, 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 Stone, Williams, Strebing, Pickering, O'Kane, Cooper, Puhr, Nichols, Foster, Brown

Nays: None

Absent: Aldermen Randle, Davis, McMahon

Motion carried 10 to 0 with 3 absent and 1 vacancy in Ward 2.

#12-I..Chairman Nichols presented ORDINANCE NO. 9042 amending Chapter 101 Pertaining to Noise and Nuisances, moved to dispense with the reading and asked for approval as recommended

by Committee, seconded by Alderman Brown. There being no questions or discussion, the roll call vote being:

Ayes: Aldermen Williams, Strebing, Pickering, O'Kane, Cooper, Puhr, Nichols, Foster, Brown, Stone
Nays: None

Absent: Aldermen Randle, Davis, McMahon

Motion carried 10 to 0 with 3 absent and 1 vacancy in Ward 2.

#12-J..Chairman Nichols presented ORDINANCE NO. 9043 amending Chapter 120 Pertaining to Bed and Breakfasts, to include Vacation Rentals, moved to dispense with the reading 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 Strebing, Pickering, O'Kane, Cooper, Puhr, Nichols, Foster, Brown, Stone, Williams
Nays: None

Absent: Aldermen Randle, Davis, McMahon

Motion carried 10 to 0 with 3 absent and 1 vacancy in Ward 2.

#12-K..Chairman Nichols presented an ordinance amending Chapter 166 Pertaining to Enforcement and Penalties for Specified Code Violations, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Stone. Alderman Pickering spoke concern of the violator only having seven days to pay after a citation is issued. Corporation Counsel Wesner explained the ordinance was amended to allow flexibility such as with sending a letter as the City still has the ability to send a letter, but it is not a requirement and he also mentioned there is time to abate the issue between the citation issue date and the date of the hearing which is often a 30 day period. He stated the structure that currently exists is the person will be fined even if the issue is fixed in seven days. The language can be structured in many different ways and is open for discussion such as if you would want to provide for no fine as long as it is resolved quickly. Alderman Cooper questioned the need for interior inspections. Corporation Counsel Wesner responded interior inspections is dealt with in Chapter 163 which is not on the agenda, but informed the Council the interior inspections will take place for significant structural damage and will be taken case by case. Alderman Cooper inquired the cause for delay in landlords receiving notices and Director Schnelle responded the recent delay was due to the transition from the old Accela software to the new Accela software and he does not anticipate lags in the future. Vice Mayor Williams feels there is a need to allow abatement up front without a fine. Mayor Eisenhauer suggested changing the word "shall" to "may" in 166.03(C)1. Vice Mayor Williams voiced his appreciation for the recommendation, but stated it still allows for discrepancy. Mayor Eisenhauer then clarified for the first violation on that property would be allowed for abatement in a seven day period for no fine and any second or subsequent violations on that property will then be fined the \$75, the \$100, or the \$200. The consensus of the Council felt that language would be fair. Vice Mayor Williams stated he would be interested to hear the opinions of the landlords. Corporation Counsel Wesner stated he could get the information together in time for the Public Works Committee meeting next Tuesday then to Council on April 19. Alderman Foster motioned to postpone voting of the ordinance to the April 19, 2016 City Council meeting to allow time for changes to language, seconded by Alderman Puhr. After further discussion, the roll call vote on the motion to postpone to the April 19, 2016 Council meeting being:

Ayes: Aldermen Pickering, O'Kane, Cooper, Puhr, Nichols, Foster, Brown, Stone, Williams, Strebing
Nays: None

Absent: Aldermen Randle, Davis, McMahon

Motion carried 10 to 0 with 3 absent and 1 vacancy in Ward 2.

#12-L...Items of Information

- Chairman Nichols announced the next Public Services Committee meeting will be held on Wednesday, April 27, 2016 at 6:30 p.m. following the City/County Public Safety Building Committee meeting.
- Mayor Eisenhauer introduced DATS Director Jaclyn Vinson who gave a Housing Task Force Presentation in PowerPoint form and highlighted the following information:
 - Summary of Issues;
 - Summary of Goals;
 - Recommendations which include improve the supply of quality housing, improve the quality of public housing in Danville, involve and educate the public on housing, support housing development, preserve neighborhoods based on Neighborhood Wellness Analysis Findings, and improve quality of rental housing city-wide;
 - Proposed Ordinance Changes to Chapters 141 and 163 of the Code of Ordinances; and
 - Timeline for Implementation – final document will be placed on the Council agenda Tuesday, May 3, 2016. Manager Milliken passed out draft copies of the proposed ordinances.

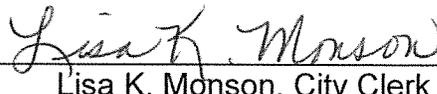
#13...ITEMS OF INFORMATION

- Mayor Eisenhauer announced he is currently conducting interviews for Ward 2 Alderman.
- Vice Mayor Williams thanked Public Works staff for street sweeping in his neighborhood.
- Alderman Pickering inquired about the handicap parking that was referenced in audience comments. Mayor Eisenhauer stated police can enforce handicap parking anywhere, but the concern is on private parking lots their signage is sometimes incorrect from the current State Statutes which causes argument in courts when the signage says one thing and the ticket says another, but if the signage is correct, whether the handicap parking is private or public, police can write tickets.

#14...CLOSED SESSION was not needed.

#15...ADJOURNMENT

There being no further business to discuss, the meeting was adjourned by acclamation at 8:15 p.m. following a motion by Alderman Strebing and a second by Alderman Pickering.



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 April 5, 2016, as the same appears on the records of the City now in my custody and keeping.

Lisa K. Monson, City Clerk

Approved: 04/19/16
Posted Publicly: 04/20/16