

DANVILLE CITY COUNCIL  
AUGUST 18, 2015

#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 Brenda Brown, Jon Cooper, Steve Foster, Frank Hoskins, Sharon McMahon, Steve Nichols, Sherry Pickering, Michael Puhr, Lloyd Randle, Tom Stone, and Rick Strebing. Absent were Aldermen R.J. Davis and Michael O'Kane. A quorum was present.

Staff Members Present: City Clerk Lisa Monson, City Comptroller Gayle Lewis, Corporation Counsel David Wesner, Engineering & Urban Services Director David Schnelle, Information Technology Administrator Agnel DSilva, Public Safety Director Larry Thomason, Public Transportation Director Lisa Beith, and Public Works Director Doug Ahrens.

There were also 16 audience members and 3 news media in attendance.

#2...INVOCATION was given by Reverend Fred Cowen, Pastor of New Hope #3 Church of God in Christ, followed by

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

#4...THE MINUTES of the regular meeting held, August 4, 2015, having been published and distributed, were presented. Alderman Brown 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. There being no changes, Alderman Cooper moved for approval as presented, seconded by Alderman Stone. 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

#6-B-1) Mayor Eisenhauer presented the appointments of Katasha Butler to replace Melody Ehrlich, Jane Campbell to replace Dennis Faith, and Lauren Wonderlin, to replace Chris Hanson to the Planning & Zoning Commission, with terms to expire June, 2018 and asked for concurrence. Alderman Stone moved to concur, seconded by Alderman Randle. There being no questions, on the voice vote, all ayes, no nays; the motion so ordered.

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

#6-D..Items of Information

- Mayor Eisenhauer thanked the representatives from Ruder Technologies for their work with the new sound system installation. He also thanked Administrator DSilva and Clerk Monson for their assistance with the new sound system.
- There will be a second Council orientation session on Wednesday, August 26 at 9:00 a.m. in the lower level conference room.



- The Illinois Municipal League (IML) Annual Conference will be held at the Chicago Hilton Towers Hotel September 17 to September 19.
- Mayor Eisenhauer thanked Alderman McMahan and the Lincoln Park Theatre Company for their successful performance in the presentation of Mary Poppins which was held last weekend in Lincoln Park.
- Mayor Eisenhauer handed out an updated General Fund cash flow report.

#7...PETITIONS, COMMUNICATIONS, AUDIENCE COMMENTS

- Janis Ostiguy of Danville spoke concern of several payments listed on the Schedule of Vouchers Payable and asked Council to look closely at each bill.
- Dennis & Shonna Rose of Danville, Petitioners for Special Use Permit #224, stated they would like to locate Salt of the Earth Ministries church in the downtown area at 32 N. Hazel St.
- Tony Setser of Danville, Petitioner for Special Use Permit #223, introduced himself and stated he will be available for questions when voting on Item 8-B.

#8...ZONING PETITIONS

#8-A..Mayor Eisenhauer presented RESOLUTION NO. 2015-94 approving the Final Plat for the Vermilion Plaza Subdivision at 3561-3569 N. Vermilion St. as reviewed and recommended by the Planning & Zoning Commission. Alderman Strebing moved to dispense with the reading and asked for approval, seconded by Alderman Puhr. Alderman Pickering questioned the type of storm water facility area and Director Schnelle responded it is anticipated to be a dry pond. There being no further questions or discussion, the roll call vote being:

Ayes: Aldermen Williams, Strebing, Pickering, Randle, Cooper, Puhr, Nichols, Foster, Brown, Hoskins, McMahan, Stone

Nays: None

Absent: Aldermen Davis and O’Kane

Motion carried 12 to 0 with 2 absent.

#8-B.. Mayor Eisenhauer presented Special Use Permit #223, ORDINANCE NO. 9002, amending the Zoning Ordinance to allow a Special Use Permit for 3803 N. Vermilion St. for Petitioner Tony Setser to allow a specialty retail shop (vapor shop). Alderman Cooper moved to concur with the Planning & Zoning Commission’s recommendation to grant approval by a vote of 5 to 0 with 4 absent, seconded by Alderman Hoskins. Alderman Foster asked why a special use permit was required and Director Schnelle stated the vapor shop needed to align with the zoning ordinance for the B-2 zoning area. Alderman McMahan asked if the retail shop will be selling vapor products only and Mr. Setser responded “yes”. There being no further questions or discussion, the roll call vote being:

Ayes: Aldermen Strebing, Pickering, Randle, Cooper, Puhr, Nichols, Foster, Brown, Hoskins, McMahan, Stone, Williams

Nays: None

Absent: Aldermen Davis and O’Kane

Motion carried 12 to 0 with 2 absent.

#8-C..Mayor Eisenhauer presented Special Use Permit #224, ORDINANCE NO. 9003, amending the Zoning Ordinance to allow a Special Use Permit for 32 N. Hazel St. for Petitioner Dennis Rose, Sr. to allow a church at the location. Alderman Strebing moved to concur with the Planning & Zoning Commission’s recommendation to grant approval by a vote of 5 to 0 with 4 absent, seconded by Vice Mayor Williams. Alderman Brown questioned the size of the congregation to make sure there is plenty of parking. Mr. Rose responded there are currently 20 members and there is public parking

available near the location. Alderman McMahon stated there should not be a problem with parking due to the church meeting when other businesses in the area are closed. Alderman Randle stated several years ago there was an issue about a church being in a B-4 Business District and cautioned them to understand that if this is being proposed in the main corridor of a B-4 Business District it may be viewed differently so moving forward we want to make sure committees looking at these objectively to make sure we understand how it came about. Alderman Foster asked if they will be leasing the building and it was stated "yes" and was clarified the Special Use would be eliminated if the church would move from this location. Vice Mayor Williams voiced support of the Special Use Permit and is proud of the work that the owner, Dan Duncheon, has done to the building. There being no further questions or discussion, the roll call vote being:

Ayes: Aldermen Pickering, Randle, Cooper, Puhr, Nichols, Foster, Brown, Hoskins, McMahon, Stone, Williams, Strebing

Nays: None

Absent: Aldermen Davis and O'Kane

Motion carried 12 to 0 with 2 absent.

#8-D..Mayor Eisenhauer presented Special Use Permit #225, ORDINANCE NO. 9004, amending the Zoning Ordinance to allow a Special Use Permit for 301 Ridgeview St. for Petitioner Daniel Smalley to allow for conversion of a single family dwelling to a two unit dwelling. Alderman Puhr moved to concur with the Planning & Zoning Commission's recommendation to grant approval by a vote of 5 to 0 with 4 absent, seconded by Alderman Brown. Vice Mayor Williams requested an updated report of all Special Use Permits issued. Alderman Hoskins questioned the need for the Special Use Permit since the location is currently a two unit building. Director Schnelle the building is zoned as a single family residential, but there are multi unit facilities in that area so this is consistent with the use. Alderman Randle stated it is consistent with the use, but again cautioned if this was in another area it might be viewed differently. There being no further questions or discussion, the roll call vote being:

Ayes: Aldermen Cooper, Puhr, Foster, Brown, Hoskins, McMahon, Stone, Williams, Strebing, Pickering

Nays: Aldermen Randle, Nichols

Absent: Aldermen Davis and O'Kane

Motion carried 12 to 0 with 2 absent.

#### #9....PAYROLL

Mayor Eisenhauer presented Payrolls for August 7, 2015 of \$536,390.59, and August 14, 2015, of \$71,607.37. Alderman Cooper moved to dispense with the readings and asked for approval as presented, seconded by Alderman Stone. Alderman Pickering questioned the Fire Division overtime and stated the total amount spent on overtime between May 26 and August 4 has totaled \$175,000.00. Mayor Eisenhauer stated the Administration is looking at the short term and long term costs associated with minimum manning requirements. He also stated negotiations are currently taking place with hopes of coming up with ways to reduce the overtime number. There being no further questions, the roll call vote being:

Ayes: Aldermen Cooper, Puhr, Nichols, Foster, Brown, Hoskins, McMahon, Stone, Williams, Strebing, Pickering, Randle,

Nays: None

Absent: Aldermen Davis and O'Kane

Motion carried 12 to 0 with 2 absent.

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

Mayor Eisenhower presented the Schedule of Vouchers Payable, each having been published, posted, and distributed, for August 11, 2015, of \$565,933.16, and for August 18, 2015, of \$220,906.50. Alderman Strebing moved to dispense with the readings and asked for approval as presented, seconded by Alderman Cooper. Alderman McMahon addressed Mrs. Ostiguy's concern regarding the AT&T fee. Mayor Eisenhower stated there will always be some land lines for the pump stations and alarm lines. There being no further questions or discussion, the roll call vote being:  
Ayes: Aldermen Puhr, Nichols, Foster, Brown, Hoskins, McMahon, Stone, Williams, Strebing, Pickering, Randle, Cooper  
Nays: None  
Absent: Aldermen Davis and O'Kane  
Motion carried 12 to 0 with 2 absent.

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

#11-A..Chairman Puhr presented RESOLUTION NO. 2015-95 awarding Bid Number 540 to Open Road Paving Company, LLC for the 2015 Overlay Program in the amount of \$839,971.84 to be paid from the Infrastructure Development and Improvement Program and Motor Fuel Tax Fund, Section #14-00350-00-RS moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Cooper. Alderman Pickering questioned what part of Fairchild Street will be covered by the overlay and Director Schnelle stated the overlay will occur on Fairchild Street between Bowman Avenue and Griffin Street. There being no further questions or discussion, the roll call vote being:

Ayes: Aldermen Nichols, Foster, Brown, Hoskins, McMahon, Stone, Williams, Strebing, Pickering, Randle, Cooper, Puhr  
Nays: None  
Absent: Aldermen Davis and O'Kane  
Motion carried 12 to 0 with 2 absent.

#11-B..Chairman Puhr presented RESOLUTION NO. 2015-96 awarding Bid Number 541 to Schomburg and Schomburg Construction for the Contract for Sewer Repairs in the amount of \$38,199.74 to be paid from Streets Division-Maintenance of Storm Sewers, 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 Foster, Brown, Hoskins, McMahon, Stone, Williams, Strebing, Pickering, Randle, Cooper, Puhr, Nichols  
Nays: None  
Absent: Aldermen Davis and O'Kane  
Motion carried 12 to 0 with 2 absent.

#11-C..Chairman Puhr presented amended RESOLUTION NO. 2015-97 extending and amending Agreement for Transit Services with CRIS Rural Mass Transit District, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Cooper. There being no questions or discussion, the roll call vote being:

Ayes: Aldermen Brown, Hoskins, McMahon, Stone, Williams, Strebing, Pickering, Randle, Cooper, Puhr, Nichols, Foster  
Nays: None  
Absent: Aldermen Davis and O'Kane  
Motion carried 12 to 0 with 2 absent.

#11-D..Chairman Puhr presented RESOLUTION NO. 2015-98 awarding Bid Number 544 to Midwest Construction Services of St. John, Indiana for Asbestos Abatement at 7 McVey, 222 & 230 W. Main Streets in the amount of \$42,500.00, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Cooper. Alderman Hoskins voiced concern of the bid from Midwest Construction Services as their bid was considerably lower than other bids.

Director Ahrens stated he reached out to the consultant and it was determined the vendor is a union firm and has performed work in Illinois with prevailing wage. He also stated the vendor understands the project requirements and reference checks have had positive responses. There being no further questions or discussion, the roll call vote being:

Ayes: Aldermen Hoskins, McMahon, Stone, Williams, Strebing, Pickering, Randle, Cooper, Puhr, Nichols, Foster, Brown

Nays: None

Absent: Aldermen Davis and O'Kane

Motion carried 12 to 0 with 2 absent.

#11-E..Chairman Puhr presented RESOLUTION NO. 2015-99 awarding Bid Number 545 to Owens Excavating and Trucking, LLC for Demolition of 7 McVey Street in the amount of \$29,485.00, 519 Commercial Street in the amount of \$25,125.00, 1001 E. Main Street in the amount of \$17,221.00, 1210 N. Walnut Street in the amount of \$18,975.00, and 110 N. Logan Avenue in the amount of \$18,970.00, to come from Community Development Block Grant (CDBG) and Blight Removal funding, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Strebing. Alderman McMahon questioned the high cost of 7 McVey and Director Ahrens stated it is actually two structures joined together and is located on the west side of Gilbert Street just south of the large statue. Alderman Hoskins questioned two structures on Main Street that approved for asbestos abatement, but are not being approved for demolition and Director Ahrens stated those two structures will be done in house. The structures included on this resolution are large and/or in close proximity to other structures. Alderman Strebing asked if the structure on Commercial Street was a church and Director Ahrens stated "yes". There being no further questions or discussion, the roll call vote being:

Ayes: Aldermen McMahon, Stone, Williams, Strebing, Pickering, Randle, Cooper, Puhr, Nichols, Foster, Brown, Hoskins

Nays: None

Absent: Aldermen Davis and O'Kane

Motion carried 12 to 0 with 2 absent.

#11-F..Chairman Puhr presented RESOLUTION NO. 2015-100 authorizing Payment for Emergency Sanitary Sewer Repairs on North Vermilion Street at Lake Shore Entrance to Cross Construction in the amount of \$27,093.79, with funds to come from Sanitary Sewer-Maintenance of Sanitary Sewers Fund, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Cooper. Alderman Foster asked if this is part of going underneath parking lot across the mall. Ahrens stated "yes" and the total cost of the project was \$75,000.00 as city forces were utilized as well as sewer lining costs provided by Insituform. There being no further questions or discussion, the roll call vote being:

Ayes: Aldermen Stone, Williams, Strebing, Pickering, Randle, Cooper, Puhr, Nichols, Foster, Brown, Hoskins, McMahon

Nays: None

Absent: Aldermen Davis and O'Kane

Motion carried 12 to 0 with 2 absent.

#11-G..Chairman Puhr presented RESOLUTION NO. 2015-101 authorizing Purchase of Two New Cabs and Chassis for Plow Trucks to National Auto Fleet Group in the amount of \$201,550.00, through the National Joint Powers Purchasing Alliance Contract #102811 and waiving public notice and formal bid process, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Strebing. Alderman Pickering clarified the resolution does not include snow plows and Director Ahrens stated that is correct and the dump bodies, spreaders, brine solution distributors, and plow packages will be placed out for bid. Alderman Pickering asked if the old equipment could fit on the new trucks and Director Ahrens stated "no". Alderman Strebing asked if there was money in the reserve and Director Ahrens stated "yes" as one truck was allocated in last fiscal year's budget and one truck in the current fiscal year, but due to the State not having the joint purchase out on large trucks we have been holding off. There being no further questions or discussion, the roll call vote being:

Ayes: Aldermen Williams, Strebing, Pickering, Randle, Cooper, Puhr, Nichols, Foster, Brown, Hoskins, McMahan, Stone

Nays: None

Absent: Aldermen Davis and O'Kane

Motion carried 12 to 0 with 2 absent.

#11-H..Chairman Puhr presented ORDINANCE NO. 9005 approving Purchase of Property at 1101 E. Main Street from Jon D. Mourer in the amount of \$5,000.00 to come from the CDBG Budget-Community Projects funding for the East Main Street Project, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Vice Mayor Williams. Alderman McMahan asked how long will it be before we start building and Director Schnelle said we are looking at a spring project. There being no further questions or discussion, the roll call vote being:

Ayes: Aldermen Strebing, Pickering, Randle, Cooper, Puhr, Nichols, Foster, Brown, Hoskins, McMahan, Stone, Williams

Nays: None

Absent: Aldermen Davis and O'Kane

Motion carried 12 to 0 with 2 absent.

#### #11-I..Items of Information

- Director Schnelle stated staff attended the first meeting for the Stormwater Master Plan at the Meadowlawn Neighborhood Group last night and was very successful as we think we have found two cross connections contributing to the problems as was identified by one of the City Engineers. He also stated a website has been set up with the address of danville-stormwater.org which also includes a Facebook page link. He encourages citizens to utilize the website and send in their stormwater issues as well as completing a survey on the website. Information will be gathered throughout the month of September with staff attending neighborhood meetings. In October City staff would like to do a general public meeting to capture as many comments as we can.
- Director Schnelle voiced appreciation to Alderman Stone for his assistance with a Vermillion Street sewer repair as he came up with a very creative idea of doing the bypass pumping underneath Vermillion Street after disconnecting a storm sewer which saved a tremendous amount of money.
- Alderman Foster asked if the bids have been received for the Fire Trucks and Mayor Eisenhauer stated three bids were received and were analyzed by the Fire Truck Committee. He and Director Thomason will review their recommendation along with the other two bids with a recommendation coming to the Public Services Committee next Tuesday.



- Alderman Foster stated a Petition has been received from several Townway Road residents concerned of the street needing repaired. Director Schnelle stated staff is aware of the problem with the street. It is a concrete street that was not built with sufficient thickness and is showing distress. Overlay does not correct the problem. The cost to fix the street would be an expensive proposition as the street needs to be rebuilt.

*[The next Public Works meeting is scheduled for Tuesday, September 8, 2015 at 6:00 p.m.]*

#### #12...PUBLIC SERVICES COMMITTEE REPORT

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

LICENSES:

None

FIREWORKS DISPLAY PERMITS:

Danville Fire & Police Departments – 08/22/15

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

#### #12-B..Items of Information

Chairman Nichols announced the next Public Services meeting is scheduled for Tuesday, August 25, 2015 at 6:00 p.m.

#### #13...ITEMS OF INFORMATION

- Alderman Hoskins questioned work that is being done at the corner of Logan Avenue and Main Street. Director Ahrens stated the lot is sponsored by the Danville Garden Club, the City donated the compost piles, and City staff has been planting the donated material.
- Vice Mayor Williams announced Project Success has started enrolling students for the after school program to begin on September 14.
- Alderman Brown congratulated Alderman Stone for his contribution to the success of the Center City Neighborhood Group and encouraged other Aldermen to attend their meetings as they are very informational.

#### #14...CLOSED SESSION

Alderman Foster moved to go into Closed Session under Section 2(c)(1) of the Open Meetings Act to discuss Specific Employees and under Section 2(c)(2) of the Open Meetings Act to discuss Collective Bargaining Matters and Salary Schedules, and Section 2(c)(5) of the Open Meetings Act to discuss Purchase of Property, seconded by Alderman Hoskins. The roll call vote being:

Ayes: Aldermen Pickering, Randle, Puhr, Nichols, Brown, Hoskins, McMahan, Stone, Williams

Nays: Aldermen Cooper, Strebing, Foster

Absent: Aldermen Davis and O'Kane

Motion carried 9 to 3 with 2 absent.

TIME: 6:50 p.m.

Alderman Stone moved to return to Open Session, seconded by Alderman Hoskins. On the voice vote, all ayes, no nays; the motion so ordered. Mayor Eisenhauer called the meeting back to order at 8:35 p.m.

#14-A..Mayor Eisenhauer presented ORDINANCE NO. 9006 waiving requirements of Section 30.07(A) of the City Code and authorizing the Purchase of Real Property commonly known as 1303

E. Main Street, 605 N. Hazel Street, 302 Oak Street, 305 Pine Street, 318 Oak Street, and 1109 Seminary Street for purposes of blight removal and economic development. The property will be acquired at no cost or minimal cost below potential appraised value. Alderman Stone moved to dispense with the reading and asked for approval as discussed in Closed Session, seconded by Alderman Puhr. There being no questions or discussion, the roll call vote being:

Ayes: Aldermen Pickering, Randle, Cooper, Puhr, Nichols, Foster, Brown, Hoskins, McMahon, Stone, Williams

Nays: None

Absent: Aldermen Davis, O'Kane, Strebing

Motion carried 11 to 0 with 3 absent.

#14-B..Mayor Eisenhauer presented ORDINANCE NO. 9007 amending Chapter 39.07 Compensation and Classification of Municipal Employees (Wage Administration Chart) to change salary range for position classification 220.0 entitled "Assistant Corporation Counsel" to read a salary range of \$48,000.00 to \$52,800.00, effective immediately upon the Ordinance passage and publication. Alderman Cooper moved for approval as discussed in Closed Session, seconded by Alderman Hoskins. There being no questions or discussion, the roll call vote being:

Ayes: Aldermen Randle, Cooper, Puhr, Foster, Brown, Hoskins, McMahon, Stone, Williams, Pickering

Nays: Alderman Nichols

Absent: Aldermen Davis, O'Kane, Strebing

Motion carried 10 to 1 with 3 absent.

#14-C..Mayor Eisenhauer presented ORDINANCE NO. 9008 amending Chapter 39.07 Compensation and Classification of Municipal Employees (Wage Administration Chart) to change create position classification 201.0 "Accountant/Auditor" with a salary range for this position classification to read \$68,500.00 to \$75,500.00, effective immediately upon the Ordinance passage and publication. Alderman Brown moved for approval as discussed in Closed Session, seconded by Alderman McMahon. There being no questions or discussion, the roll call vote being:

Ayes: Aldermen Cooper, Puhr, Foster, Brown, Hoskins, McMahon, Stone, Pickering, Randle

Nays: Alderman Nichols, Williams

Absent: Aldermen Davis, O'Kane, Strebing

Motion carried 9 to 2 with 3 absent.

#### #15..ADJOURNMENT

There being no further business to discuss, the meeting was adjourned by acclamation at 8:37 p.m. following a motion by Alderman Randle 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 August 18, 2015, as the same appears on the records of the City now in my custody and keeping.

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

Approved: 09/01/15  
Posted Publicly: 09/02/15

