DANVILLE CITY COUNCIL
NOVEMBER 17, 2015

#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.

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

Staff Members Present: Assistant Corporation Counsel Bethany Nystrom, City Clerk Lisa Monson, City Comptroller Gayle Lewis, Corporation Counsel David Wesner, Engineering & Urban Services Director David Schnelle, Human Relations Administrator Sandra Finch, 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 15 audience members and 2 news media in attendance.

#2....INVOCATION was given by Reverend Mark Keyser, Pastor, Ridgeview Baptist Church, preceded by a moment of silence for the passing of long-time Vermilion County Board member and community leader Ivadale Foster, followed by
#3....THE PLEDGE OF ALLEGIANCE led by Alderman Foster.

#4....THE MINUTES of the regular meeting held, November 3, 2015, having been published and distributed, were presented. Alderman Randle moved for approval as presented, seconded by Alderman Cooper. 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 Brown moved for approval as amended, seconded by Alderman Puhr. On the voice vote, all ayes, no nays; the motion so ordered.

#6....MAYOR'S REPORT
#6-A..Proclamations
Mayor Eisenhauer presented a Proclamation proclaiming November 17, 2015 as "K-9 Officer Milo Day". Alderman Hoskins moved to concur, seconded by Alderman McMahon. On the voice vote, all ayes, no nays; the motion so ordered. Director Thomason stated K-9 Officer Milo is considered an active member of the Police Division and under State law is a police officer. He has been exemplary in his work in the Police Division. A vision of this program began in 1999 and through the efforts made by the late Robert Hoecker in obtaining donations the City has had six canines since the program began in 2000. Milo is one of two active K-9 officers. A few weeks ago his search for subjects officers were looking to arrest, Milo located the individuals hiding in a house. He would not go with his handler immediately because he recognized and knew someone else was present so officers performed a second search and found a second suspect that was wanted in one of these incidents. Mayor

Eisenhauer then read the proclamation and presented it to Milo's handler, Officer Nathan Howie and K-9 Officer Milo. Officer Howie stated Milo just did his job for the past ten years. Milo will be 12 years old in March and physically it is time for him to retire. He thanked the Mayor and Council for the proclamation.

#6-B..Board/Committee Appointments
Mayor Eisenhauer announced the appointment of Dwight Lucas II to replace Sharon Desmoulin-Kherat, term to expire July, 2019 to the Danville Public Library Board. Alderman Brown moved to concur, seconded by Alderman McMahon. On the voice vote the motion so ordered.

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

#6-D..Items of Information

- Mayor Eisenhauer announced that Saturday was the start of the Festival of Trees, sponsored by Presence United Samaritans Medical Center, and continues through Wednesday.
- Mayor Eisenhauer announced funeral arrangements for Ivadale Foster have been finalized. There will be a musical memorial at Allen Chapel AME Church on Thursday, November 19 from 6:00 p.m. to 8:00 p.m. and a funeral service to be held at New Life Church of Faith on Friday, November 20, 2015 at 12:00 p.m.

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

- Cyril Ostiguy of Danville thanked everyone for working on the budget and is glad many of you realize you have to take the needs instead of all of the wants.
- Janis Ostiguy of Danville spoke concern of the City budget and stated she and her husband and have attended nearly every budget session for the last four years and this year we have come to the conclusion our City is facing a budget crisis particularly related to the Fire and Police pension plans. She has questioned many line items and asked if the Council knew why various items were purchased. She stated many times she heard impassioned pleas about the funding for the Fire Division budget asking why this division is targeted, why this item is an issue, why manning is an issue, and frankly she has heard some downright untruths such as why we are willing to put the safety of the City at risk or in jeopardy. She feels we are not. She spent three of the longest months of her life in the summer of 2014 on the Fire Division Sustainability Committee and have many documents in a folder received from various sources and she studied it all. In her presentation to the Council in 2014 she included data collected by the National Fire Protection Association from the Fire Analysis and Research Division studies done in 2009 and then repeated in 2012. She included charts from those same studies that show for a population in a community from 25,000 to 49,000 in the Midwest the median number of career firefighters was 1.23 per 1,000 people and it dropped to 1.04 per 1,000 people in 2012 and that is one of the reasons why the Committee suggested a decrease in manning. There was also a table included that showed the adequacy of the number of firefighters responding to communities up to a population of 49,000 people in the Midwest which showed one firefighter per 1,000 persons and the main consideration was the safety of the firefighters and their protection and we showed the adequacy of the number of firemen this city can sustain and stay safe. She feels the City is faced with huge budget problems and the police and fire pensions are the enormous elephant in the room. Downsizing the number of stations and relocating another one is something to consider. She feels the City can improve on the way things are done or continue to kick the can down the road.

- Vince Koers of Danville spoke concern of the City not having on site engineering supervision and stated the City needs to take the time to make sure they are getting the nickel they are paying for and is also concerned of giving a contract to a Decatur firm for the stormwater management plan. He also stated the City is paying four times what many other communities pay for their firefighters.

#8....ZONING PETITIONS

#8-A...Mayor Eisenhauer presented Zoning Petition #226, ORDINANCE NO. 9012, amending the Zoning Ordinance and Map to Approve a Special Use Permit at 1021 N. Vermilion Street in the P1 Professional Office Zoning District to allow for a hair salon for Petitioner Tabatha Forrest. After hearing testimony during a Public Hearing on November 5, 2015, the Planning & Zoning Commission voted 7 to 0 with 2 absent to recommend approval. Vice Mayor Williams moved to concur with the recommendation and asked for approval, seconded by Alderman Strebing. There being no questions, the roll call vote being:

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

Nays: None

Motion carried 14 to 0.

#9....PAYROLL

Mayor Eisenhauer presented Payrolls for November 6, 2015 of $71,606.50, and November 13, 2015, of $514,627.73. Alderman Strebing moved to dispense with the readings and asked for approval as presented, seconded by Alderman Cooper. There being no further questions or discussion, the roll call vote being:

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

Nays: None

Motion carried 14 to 0.

#10...SCHEDULE OF VOUCHERS PAYABLE

Mayor Eisenhauer presented the Schedule of Vouchers Payable, each having been published, posted, and distributed, for November 10, 2015, of $487,389.44, and for November 17, 2015, of $1,998,299.06. Alderman Cooper moved to dispense with the readings and asked for approval as presented, seconded by Alderman Puhr. Staff addressed a question of one of the vouchers, as follows:

- Owens Excavating payment is for miscellaneous concrete improvements for concrete work on Warrington Avenue and ramps on Fairchild Street which are all part of the overlay project.

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

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

Nays: None

Motion carried 14 to 0.

#11...PUBLIC WORKS COMMITTEE REPORT

#11-A..Chairman Puhr presented RESOLUTION NO. 2015-127 approving an engineering agreement for Koehn Creek Flood Mitigation Plan to V3 Companies of Illinois, LTD., in the amount of $122,630.00, to come from the Infrastructure Development and Improvement Program Fund-

Economic Development Program Budget, to be reimbursed from the City's stormwater funding source should it be established, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Strebing. Alderman Pickering asked if there is going to be a detention pond and Director Schnelle stated "yes", but it will be a dry area and will gradually fill with water during a rain event and then slowly let the water go. Alderman Pickering asked if the City is responsible for the construction of the detention pond and Director Schnelle stated it is potentially a shared project as we are trying to work with the owners of the facility as they are looking at demolishing the site and when they do that there will be some excavation involved and we are hoping to piggyback along with their project and share in the costs and not absorb 100% of the costs. Alderman Stone asked Director Schnelle if he was able to share the environmental issues and Director Schnelle responded "yes", there are some volatile compounds beneath towards the western side of the project which necessitates leaving some of the pavement and slabs in place and the type of material that it is when it gets wet it attaches to the water molecules and flows with the water so there are some downstream on the other side of Koehn Creek. It is an EPA superfund site but they have also installed various mitigation measures over time and are working to get their NFR letter for the site as well. This is a very complicated project from an engineering perspective because we have to take all of those issues into account in designing the final product and making sure we are not negatively impacting the areas that have contamination. Alderman Hoskins asked if there is going to be anything done with the creek itself and Director Schnelle responded "yes" the idea we have come up with is to relocate the location of the creek to the rear of the Strapak and Steel Grip properties and divert it over behind the existing Heatcraft building and into the detention area. Alderman McMahon asked if the detention pond would be located in the rear of the Heatcraft property and Director Schnelle stated it would be alongside where their existing building is now between their building and the Quaker property and we have been working with their environmental engineer on this for about a year to identify a location. Alderman Hoskins asked why the project is this taking so long and Director Schnelle stated we started this project back when we did the DHS first phase parking lot improvement. Alderman Stone asked if anything associated with this project in identifying inflow and infiltration into the sanitary sewers and Director Schnelle stated not with this project. Alderman Foster asked if Chastain and Associates we contracted with for the stormwater master plan is advised of this and whether it could have any impacts and Director Schnelle stated they are aware of this and it will be included as part of the overall stormwater master plan. There being no further questions or discussion, the roll call vote being:

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

Nays: None

Motion carried 14 to 0.

#11-B..Chairman Puhr presented RESOLUTION NO. 2015-128 approving the sale of a surplus 1996 New Flyer D4OLF transit bus for scrap value and waiving advertising and bidding in connection with the sale, to Mervis Industries for an amount of $350.00, 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 Hoskins, Davis, McMahon, Stone, Williams, Strebing, Pickering, O'Kane, Randle, Cooper, Puhr, Nichols, Foster, Brown

Nays: None

Motion carried 14 to 0.

#11-C..Chairman Puhr presented RESOLUTION NO. 2015-129 authorizing payment for emergency storm sewer repairs at Bayview Subdivision to Schomburg & Schomburg Construction, in the amount of $48,816.30, with funds to come from the Streets Division Fund- Maintenance of Storm Sewers Budget, 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 Davis, McMahon, Stone, Williams, Strebing, Pickering, O'Kane, Randle, Cooper, Puhr, Nichols, Foster, Brown, Hoskins
Nays: None
Motion carried 14 to 0.

#11-D..Items of Information

- Alderman Puhr stated snow is in the forecast for Saturday and Director Ahrens stated staff is prepping and will be ready for any accumulation.
- Alderman Foster stated the work performed on Poland Road was very impressive.

[The next Public Works meeting is scheduled for Tuesday, December 8, 2015 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 meeting is scheduled for Tuesday, November 24, 2015 at 6:00 p.m.

#13...REVIEW OF 2015 TAX LEVY AND FISCAL YEAR 2016-2017 BUDGET
Comptroller Lewis handed out an updated General Fund Cash Flow Report, Grant fund budgets for CDBG (Community Development Block Grant), DATS (Danville Area Transportation Study), MFT (Motor Fuel Tax), DMT (Danville Mass Transit) and Local Law Enforcement Grant-JAG. The COPS Grant and Brownfield Grant are closed, but they still have to be included in the budget. Mayor Eisenhauer stated the House of Representatives voted to approve legislation that would allow for the release of municipal pass through funds such as Video Gaming and MFT funds. The Speaker of the House put a hold on the bill prohibiting sending of the bill to the Senate. The Senate is not scheduled to go back into session until January. The budget summary page will be e-mailed to Council. Comptroller Lewis reminded everyone DMT and DATS just started their year July 1 so budget amendments will be needed later. Mayor Eisenhauer stated we decided to present the budget without a series of "what if" scenarios. Alderman Puhr clarified the Public Safety fee will be going towards the Police and Fire pensions. Mayor Eisenhauer stated "yes" and an e-mail was sent to himself and the Council from a citizen who argued the amount going toward pensions is not allowable under Illinois State Statute so basically they are arguing the name. Mayor Eisenhauer stated he and Corporation Counsel Wesner are looking into that and an ordinance will be place on the Public Services agenda for next Tuesday with the name of the fee. Alderman Puhr asked if the fee will still be $4.00 per month and Mayor stated "yes" and if the name of the fee needs changed from Public Safety Pension Fee to Public Safety Fee that will be included in the proposed ordinance. Alderman Stone asked about street light mitigation or consolidation and going to LED lights and asked what our electric bill is now. Director Ahrens stated last year we finished just under $300,000.00 in the Streets Budget and we have not begun any proposals to eliminate street lights in the residential areas. We have eliminated street lights where we can remove them and where we maintain them. We have also converted some street lights over to LED and plan to continue on that program. Alderman Stone

asked what effect did that have on the budget and Director Ahrens responded it has continued to decrease over time. Director Ahrens stated the last couple of years there has been a moratorium on not installing any new street lights as we continue to receive requests from residents for new street lights and we have indicated to them there is no program to add more street lights. Alderman Stone asked what about using LED lights in the buildings and Director Ahrens stated we have used clean energy grants to be able to upgrade many of our facilities. Our facility on Voorhees as well as City Hall as gone to motion activated lights so we are doing what we can to conserve. Alderman Pickering stated many constituents have asked her why so many lights are off on East Main Street and Director Ahrens stated that is a simple call to Ameren. All lights on Main Street east of the Stone Arch Bridge are maintained by Ameren. Comptroller Lewis referred to the tax levy and budget schedule and stated there will be a budget hearing on December 1 with a public notice being published in newspaper on November 22, 2015. She stated nothing has changed on the Tax Levy numbers since November 3 and those numbers will be published in the newspaper and after they are published the numbers cannot go up. The only thing that can change is if the numbers go down. The total tax levy amount is at $6,006,418.00. Alderman Strebing asked what if there is a property tax freeze and Mayor Eisenhauer stated when we had discussions with bond counsel and other financial analysts they suggested we take a look at what our tax levy obligation would need to be over the course of the next three years and levy all of that this year and you know that our pension funds went up 37.9% and 17.9%. There is no way the Administration would come to you asking you to support a tax levy increase for the next three years at those levels. It is a very fluid discussion in Springfield and what we have heard lately is that they would exempt the police and fire pension from any freeze so the library and bond and interest would be the only two funds left in the Tax Levy. It would limit us from going out for any bonds for the period of time the property tax freeze would be in existence so what I suggest to you is if we want to get other projects completed such as the Riverfront, the East Main Street Corridor Redevelopment, Demolitions, and Stormwater Management Plan, another revenue source would need to be identified. He has a level of comfort that there would be an exemption for the police and fire pensions. Comptroller Lewis stated on the bond part is any bond that we get from now on is we would have to have a referendum to do it. Mayor Eisenhauer stated there have been so many bills floating around it is difficult to make long term projections. Alderman Hoskins stated he could support a $4.00 fee and keep levy tax rate at $2.05. Mayor Eisenhauer stated the Tax Levy Ordinances would be placed on public display at the December 1, 2015 Council meeting. The Council will be asked to approve the 2015 Tax Levy and 2016-2017 Budget at the December 15, 2015 Council meeting. These items will also be placed on the City website.

#14...ITEMS OF INFORMATION

Alderman Foster spoke about attack that happened in Paris and asked if the City has a contingency plan for an attack that would incorporate an immobilization with various agencies. Mayor Eisenhauer stated there is a plan in place and it is reviewed every two years with the Vermilion County Emergency Management Agency with all of the entities and it does outline in detail each person's role in an event a crisis would occur. He stated he would be more than happy to share it with the Aldermen in CD format, but it is not a public document.

#15...CLOSED SESSION was not needed.

#16...ADJOURNMENT

There being no further business to discuss, the meeting was adjourned by acclamation at 7:13 p.m. following a motion by Alderman Hoskins and a second by Alderman Stone.

Lisa K. Monson

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 November 17, 2015, as the same appears on the records of the City now in my custody and keeping.

Lisa K. Monson, City Clerk

Approved: 12/01/15
Posted Publicly: 12/02/15