DANVILLE CITY COUNCIL
MARCH 5, 2019

#1....THE REGULAR MEETING of the City Council of the City of Danville was called to order at 6:00 p.m. by Mayor Rickey Williams, Jr. at the Robert E. Jones Municipal Building, 17 W. Main Street, Danville, Illinois.

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

Staff Members Present: City Clerk Lisa Monson, City Comptroller Shelley Scott, Community Development Director David Schnelle, Corporation Counsel Dave Wesner, Human Relations Administrator Sandra Finch, Information Technology Administrator Agnel DSilva, Superintendent of Parks & Public Property Steve Lane, Public Safety Director Larry Thomason, Public Transportation Director Lisa Beith, and Public Works Director Carl Carpenter. There were also 15 audience members and 3 news media in attendance.

#2....INVOCATION was given by Rev. Ryan Harris, Pastor, The Assembly Danville Church, followed by
#3....THE PLEDGE OF ALLEGIANCE led by Alderman Puhr.

#4....THE MINUTES of the regular meeting held, February 19, 2019 having been published and distributed, were presented. Alderman Puhr corrected the minutes on Item 13 by stating the 5% maximum for the hotel/motel tax state statute should be non-home rule communities; not home rule communities. Alderman Cooper moved for approval as amended, seconded by Vice Mayor Brown. On the voice vote, all ayes, no nays; the motion so ordered.

#5....THE AGENDA for the evening was presented. Alderman Cooper moved for approval as presented, seconded by Vice Mayor Brown. 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 Williams thanked Theresa Brazelton and Ken Cox for their work in planning the Danville Neighborhood Leadership Council's 16th Annual Neighborhood Association Workshop held last Saturday. He also thanked the Aldermen for attending and congratulated the West Downtown Neighborhood Association as they were named the Neighborhood Association of the Year.

#7....PETITIONS, COMMUNICATIONS, AUDIENCE COMMENTS
Carolyn Wands of Danville voiced appreciation for those involved with the parking lot behind the Fischer Theatre being taken off the table for the downtown housing development proposal. She met with Housing Authority of the City of Danville Executive Director Jaclyn Vinson regarding the proposed downtown Danville housing development, but she still has many questions.

#8……ZONING PETITIONS – None

#9….PAYROLL
Mayor Williams presented Payrolls for February 22, 2019, of $67,826.51, and for March 1, 2019 of $548,893.41. Vice Mayor Brown moved to dispense with the readings and asked for approval as presented, seconded by Alderman Cooper. Alderman Duncheon questioned the overtime in the Fire and Police Divisions and asked if the proposed budget includes anticipated overtime for Fiscal Year 2019-2020 for the Police Division. Comptroller Scott responded there will be a budget amendment before the next Public Services Committee to address the Fire Division overtime for the receipt of the SAFER Grant funds for January through April and the Police overtime will have to be drawn from their reserves. She also stated the proposed budget in the Police Division includes an overtime amount as best as we can budget it with the knowledge we have now. Mayor Williams stated the overtime amount in the proposed budget in the Police Division has been increased from last year. After all questions were addressed, the roll call vote being:
Ayes: Aldermen Williams, Pickering, O'Kane, Randle, Cooper, Puhr, Nichols, Foster, Brown, Duncheon, Davis, Stone
Nays: None
Absent: Aldermen McMahon, Strebing
Motion carried 12 to 0 with 2 absent.

#10…SCHEDULE OF VOUCHERS PAYABLE
Mayor Williams presented the Schedule of Vouchers Payable, having been published, posted, and distributed, for February 26, 2019, of $809,413.13, and for March 5, 2019, of $471,217.70. Alderman Cooper moved to dispense with the readings and asked for approval as presented, seconded by Alderman Pickering. After all questions were addressed, the roll call vote being:
Ayes: Aldermen Pickering, O'Kane, Randle, Cooper, Puhr, Nichols, Foster, Brown, Duncheon, Davis, Stone, Williams
Nays: None
Absent: Aldermen McMahon, Strebing
Motion carried 12 to 0 with 2 absent.

#11… PUBLIC WORKS COMMITTEE REPORT
Chairman Puhr announced the next Public Works Committee meeting is scheduled for Tuesday, March 12, 2019 at 6:00 p.m. and there will also be a Closed Session to discuss personnel items.

#12… PUBLIC SERVICES COMMITTEE REPORT
#12-A…Chairman Nichols presented RESOLUTION NO. 2019-21 authorizing an Electrical Supply Agreement for Natural Gas Supply for City-owned buildings with Good Energy, L.P., as discussed by Committee, moved to dispense with the reading and asked for approval, seconded by Alderman Duncheon. Mayor Williams stated Jerod McMorris, Energy Consultant with Good Energy, L.P. is in attendance this evening and will be happy to answer any questions from the Council regarding the agreement. Alderman Randle asked what areas does the agreement cover and what type of dollars has Good Energy identified in the past that we are actually saving from the agreement. Mr. McMorris responded Good Energy has done pre-bid analysis and indicative pricing with multiple pipelines throughout the state. When this opportunity came upon Good Energy we wanted to see if there was true savings so we requested the gas bills from approximately 40-50 of our communities we work with and performed indicative pricing and that pricing came back across the board no matter what part of the state in the Ameren territory with anywhere from 18% to 25% savings. We have run those pricings starting in December and as recently as today and the numbers still show anywhere from 18% to

25%. Gas is a little bit different from electricity as there are different rate zones in the Ameren territory for electricity, but with natural gas there are pipelines so what Good Energy has done is grouped the communities and had them go out for bid together based off of their particular pipeline. Good Energy estimates $9,000.00 to $11,000.00 savings for the City of Danville. Chairman Puhr confirmed with Mr. McMorris the agreement is for the municipality only and Mr. McMorris stated that is correct and residential does not exist yet in the Ameren territory as Springfield has not taken legislation on that. Mayor Williams stated right now the City is paying $.41 per therm and Good Energy is looking at $.31 to $.32 per therm and Mr. McMorris stated that is correct which beats the five year average. The five year period average for natural gas in the Ameren territory is closer to $.40 per therm than it is to $.31 per therm. Alderman Duncheon asked for the term of the agreement and Mr. McMorris responded the bids requested will be for 12 months, 24 months, and 36 months, there will be an analysis done tomorrow morning basing it off of the best option for the communities and so far the feedback from a majority of the communities is 24 months so ultimately we need to see where the numbers come in, but most communities do not want to have to look at having to go out for bid again in six months. Mayor Williams stated he was asked if the bid is higher than what the City pays Ameren and if that is the case we would not accept the bid. Alderman Foster asked Mr. McMorris if the legislators in Springfield have been looking at making this available for residential customers and Mr. McMorris stated yes, and the reason why it is not yet available for residential customers is they have not been not been able to figure out how to make Ameren whole as with the electricity side Ameren was indifferent to the electrical supply meaning they do not make or lose money and that is not the case with gas. After all questions were addressed, the roll call vote being:

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

Nays: None

Absent: Aldermen McMahon, Strebing

Motion carried 12 to 0 with 2 absent.

#12-B…Chairman Nichols presented RESOLUTION NO. 2019-22 amending FY 2018-19 Budget for Fire Division (022) and Fire Pension Retirement Fund (098), to create line item 001-022-00-46243-SAFER in the amount of $150,000.00 and increase line item 001-022-00-99016-Transfer to Pension Fund in the amount of $25,000.00 and increase line item 098-098-00-49102 Transfer from Fire Division in the amount of $25,000.00 with the funds to come from the 2018 SAFER Grant reimbursements in the amount of $150,000.00, 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 O'Kane, Randle, Cooper, Puhr, Nichols, Foster, Brown, Duncheon, Davis, Stone, Williams, Pickering

Nays: None

Absent: Aldermen McMahon, Strebing

Motion carried 12 to 0 with 2 absent.

#12-C…Chairman Nichols presented RESOLUTION NO. 2019-23 approving Amendment to Intergovernmental Agreement with Danville Community Consolidated School District 118 for School Resource Officers, to amend Resolution 2018-61 by changing the assignment of School Resource Officers (SRO) from four to three with one SRO at Northridge Middle School, one SRO at Danville High School, and an additional SRO to share between Danville High School and Kenneth D. Bailey Academy, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Foster. Director Thomason stated the new agreement excludes a

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SRO at South View Upper Elementary School. After all questions were addressed and no further discussion, the roll call vote being:
Ayes: Aldermen Randle, Cooper, Puhr, Nichols, Foster, Brown, Duncheon, Davis, Stone, Williams, Pickering, O'Kane
Nays: None
Absent: Aldermen McMahon, Strebing
Motion carried 12 to 0 with 2 absent.

#12-D…Chairman Nichols presented RESOLUTION NO. 2019-24 authorizing Application to IDNR (Illinois Department of Natural Resources) Grant Recreational Trails Program for Riverfront Trail, requesting the maximum grant amount of $200,000.00 requiring a 20% local match to add additional trails along the riverfront moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Puhr. Superintendent Lane explained the grant is a 80/20 grant so the City will be reimbursed up to $200,000.00 of our costs and the City has to match that with a 20% local match. The City plans to use TIF (Tax Increment Financing) as a match and possibly in kind services from the City staff. The plans include a 750 foot long by 10 feet wide shared use path connecting at South Street and Walnut Street to the recently completed shared use path and run along the top of the hill behind the David S. Palmer Arena right at the bluff overlooking the river and would connect with the section of trail we just completed, the part that is in the sealcoat. The plan would also include some selective tree removals in order to open up some views over the river and there would be one scenic overlook with benches and some tree planting and restoration work. Mayor Williams thanked Director Schnelle and Superintendent Lane for being ready when he received the notice for the grant opportunity. After all questions were addressed and there being no further discussion, the roll call vote being:
Ayes: Aldermen Cooper, Puhr, Nichols, Foster, Brown, Duncheon, Davis, Stone, Williams, Pickering, O'Kane, Randle
Nays: None
Absent: Aldermen McMahon, Strebing
Motion carried 12 to 0 with 2 absent.

#12-E…Chairman Nichols presented RESOLUTION NO. 2019-25 rejecting Bid 614 for Installation of Wayfinding Signage from Schomburg and Schomburg Construction in the amount of $24,351.14 as the bid exceeded project cost estimates, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Cooper. Director Schnelle explained there was a sole bidder for the project and he has already reworked the bid specifications so that if this resolution is approved tonight, the City can go out for bid for it again tomorrow. Alderman Puhr asked what types of signs are included in the bid and Director Schnelle responded the name of the bid should actually be for the foundations and the structural steel for the signage for the wayfinding signage that Public Works has been fabricating. The City currently has two signs installed with one being on Lynch Road and one on Main Street. They are very large signs so the sign support has to be structural steel to be able to support the wind loads. Alderman Puhr asked if the project could be done in house and Director Schnelle responded Public Works did do some in house, but it has been a while being able to get that implemented and Director Carpenter showed him their schedule recently and he is not sure this will fit into that. The idea was to have it done ahead of the NJCAA tournament at DACC, but we are not going to be able to meet that timeframe. There being no further questions or discussion, the roll call vote being:
Ayes: Aldermen Puhr, Nichols, Foster, Brown, Duncheon, Davis, Stone, Williams, Pickering, O'Kane, Randle, Cooper
Nays: None

Absent: Aldermen McMahon, Strebing
Motion carried 12 to 0 with 2 absent.

#12-F…Chairman Nichols presented RESOLUTION NO. 2019-26 authorizing an Intergovernmental Agreement with Vermilion County for 110 Leased Parking Spaces at City parking facilities for $14.00 per month for each space for a total of $18,480.00 per year, moved to dispense with the reading and asked for approval as recommended by Committee, seconded by Alderman Cooper. Mayor Williams stated staff is working hard to update leases and receiving revenue. There being no questions or further discussion, the roll call vote being:
Ayes: Aldermen Nichols, Foster, Brown, Duncheon, Davis, Stone, Williams, Pickering, O'Kane, Randle, Cooper, Puhr
Nays: None
Absent: Aldermen McMahon, Strebing
Motion carried 12 to 0 with 2 absent.

#12-G…Chairman Nichols presented RESOLUTION NO. 2019-27 approving Application and Acceptance of Highway Safety Grant Funds in the amount of $20,680.00 through the Illinois Department of Transportation Sustained Traffic Enforcement Program (STEP) to begin October 1, 2019 through September 30, 2020, with the grant funds to be utilized for hiring officers back during special enforcement periods, 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 Foster, Brown, Duncheon, Davis, Stone, Williams, Pickering, O'Kane, Randle, Cooper, Puhr, Nichols
Nays: None
Absent: Aldermen McMahon, Strebing
Motion carried 12 to 0 with 2 absent.

#12-H…Items of Information
[The next Public Services Committee meeting is scheduled for Tuesday, March 26, 2019 at 6:00 p.m.]

#13…<u>DISCUSSION AND REVIEW OF PROPOSED ANNUAL BUDGET FOR FISCAL YEAR 2019-2020</u>
Mayor Williams distributed two items of information with one being the current business license listing by type showing the year of the last fee increase and the other item of information was a Video Gaming Terminal (VGT) Comparability by Municipality for the following municipalities: Alton, Belleville, Bloomington, Carbondale, Collinsville, Decatur, DeKalb, East Peoria, Galesburg, Granite City, Marion, Normal, Oswego, Urbana, and Waterloo. The spreadsheet included VGT premise fees and VGT operator fees. The fee for a Class K Liquor License, which includes video gaming, for Vermilion County was also included on the spreadsheet. Discussion ensued regarding the operator (owner of VGT) and premise (local establishment) splitting the local VGT fee. The State Statute states the terminal operator and licensed establishment shall equally split the $100.00 VGT fee for the State license. Chairman Puhr announced if anyone would like to see how the local establishments are doing they can go to the Illinois Gaming Board website and view the monthly gaming reports by municipality and mentioned the drop off in revenue per establishment due to the saturation of the market. Mayor Williams stated the overall revenue has increased by $500,000.00 total, but there are some establishments have decreased and there is more competition. Mayor Williams announced the ordinances for the large collection fee, video gaming terminal fee, general business license fee, and hotel/motel tax will come before the March Public Works Committee meeting. Alderman Foster

recommends review of the business license fees and would like to have a recommendation at the Budget Study Session on Saturday, March 23rd. Alderman Puhr asked for clarification regarding the general business license fee and the businesses who already pay a business license fee will not have to pay the general business license fee and Mayor Williams stated "that is correct" and we will not be charging non-profits. Alderman Cooper asked for an explanation for the general business license fee and Mayor Williams responded we have several entities that are not paying the City their portion of the sales tax and the citizens are having to subsidize it and we have no way to regulate them if they do not pay their taxes to us. The other problem we have is we have some entities who have the exact amount of sales every month. Alderman Cooper asked if the business is not obeying the State and the City and Mayor Williams responded "yes". Alderman Pickering asked Comptroller Scott if the State goes after the businesses, the State will get all of the money and the City will not get our portion and Comptroller Scott stated that has been our experience in the past with one business. Alderman Cooper would like to recommend farming out legal services. Alderman Randle stated prior to the aldermanic form of government, the City contracted out legal services and he feels based on what the City experienced at that time it was a very prudent decision made by the City and the cost of benefits do not have to be incurred. He and Alderman Cooper have talked to individuals to find out what the possibilities might be and looking at ways to reduce the cost of operating the business. He will be bringing back some recommendations to the Mayor based on the information that he has asked to get back from some Counsel in the community, because he feels we will see a cost of reducing the business and there are some dedicated support services that law offices have that can focus solely on the businesses that might generate more revenue for the City. Mayor Williams stated the next successor Mayor is should probably help decide this type of decision and the contract we just agreed to with Corporation Counsel Wesner is $185.00 per hour. The average person working 40 hours per week times 2,080 hours, the total would be $384,800.00 and the average attorney in town makes $230.00 per hour so if they work 40 hours per week the total per year would be $478,400.00. Mayor Williams stated we can certainly look at all options. Alderman Puhr stated the City previously had David Wesner as the City Attorney and Pat Wolgamot as Corporation Counsel. The City Attorney handled ordinance violations and corporate counsel was hired to sit at the meetings and handle contracts so he is not sure what that cost would be versus a full time Corporation Counsel. Alderman Randle stated there is some in house things that can be done in collections and would challenge the cost due to the cost of benefits. He feels we need to put numbers together and it is important not to put if off as we are making the budget decision now. Alderman Cooper stated there are two or three law firms within the City who looked at the budget and thinks they can save the City some money. Mayor Williams asked Alderman Cooper to have them contact him. Alderman Foster stated Corporation Counsel has to be qualified. Alderman Randle stated the firms he has spoken to already have municipal experience.

#14…ITEMS OF INFORMATION

- Alderman Foster reminded everyone Mayor Williams will need to appoint a Credentials Committee as the Committee looks for is they have to be certified by the Danville Election Commissioner, have to live in the City limits, cannot be a convicted felon, they cannot have any debts or liens against the City or owe the City any past due bills.
- Alderman Puhr announced the NJCAA Division II basketball tournament will take place beginning Tuesday, March 19, 2019 and they will have to go out for bid again after this year.

#15…CLOSED SESSION - None

#16…ADJOURNMENT

There being no further business to discuss, the meeting was adjourned by acclamation at 7:05 p.m. following a motion by Vice Mayor Brown 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 March 5, 2019, as the same appears on the records of the City now in my custody and keeping.

Lisa K. Monson, City Clerk

Approved: 03/19/19
Posted Publicly: 03/20/19