

DANVILLE CITY COUNCIL  
MAY 5, 2020

#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.

*[Due to Coronavirus, COVID-19 the meeting was conducted in a combination of in person and virtual attendance via Zoom audio to maintain social distancing as required per the Governor's Executive Order 2020-10.]*

THE ROLL CALL was answered by Mayor Rickey Williams, Jr. *[physically present]*. Elected Officials Present via Teleconference were Vice Mayor Bob Iverson, Aldermen Brenda Brown, Dan Duncheon, Steve Foster, Sharon McMahon, Michael O'Kane, Sherry Pickering, James Poshard, Michael Puhr, Tom Stone, Rick Strebing, Aaron Troglia, and Robert Williams. Alderman R.J. Davis was absent. A quorum was present.

Staff Members Physically Present: City Clerk Lisa Monson, Information Technology Administrator Agnel DSilva, and Information Technology Assistant Administrator Aaron Weaver

Staff Members Present via Teleconference: City Treasurer Stephanie Wilson, City Comptroller Ashlyn Massey, City Engineer Sam Cole, Corporation Counsel Charles Mockbee IV, Grants & Planning Manager Logan Cronk, Human Relations Administrator Sandra Finch, Fire Chief Don McMasters, Police Chief Chris Yates, Public Transportation Director Lisa Beith, and Public Works Director Carl Carpenter.

Various members of the public and media joined the electronic meeting via YouTube live audio streaming.

#2....INVOCATION was given by Alderman Brenda Brown, followed by

#3....THE PLEDGE OF ALLEGIANCE led by Mayor Williams.

#4....THE MINUTES of the regular meeting held, April 21, 2020, having been published and distributed, were presented. Alderman Duncheon moved for approval as presented, seconded by Alderman Stone. On the voice vote, all ayes, no nays; the motion so ordered.

#5....THE AGENDA for the evening was presented. Alderman Brown moved for approval, seconded by Alderman Pickering. On the voice vote, all ayes, no nays; the motion so ordered.

#6....MAYOR'S REPORT

#6-A... Proclamation

Mayor Williams presented a Proclamation proclaiming May 7, 2020, as "A Day of Fasting and Prayer" and asked for concurrence. Alderman Pickering moved to concur, seconded by Alderman Brown. On the voice vote, all ayes, no nays; the motion so ordered. Mayor Williams stated 2019 was the first day of fasting and prayer and folks taunted and tormented those who participated in it and he was even threatened with physical violence and lawsuits from powerful entities outside of the community. He was glad it proceeded because since that day the City has 1) gotten lots of drugs off the streets; 2) gotten guns, many of which had been stolen, off the streets; 3) removed violent criminals, known drug dealers, and gang members from our community; 4) the City did not have murder the entire summer of 2019 (for the first time in more than a decade); 5) the City went more than six months without any

murders (194 days to be exact); 6) the murder rate was down over 40% in 2019 compared to 2017 and 2018; 7) stronger relationships have been built between the Danville Police Department and the citizens; and 8) the citizens have heeded the City's request to #seesomething #saysomething, helping the City arrest suspects in all murders that have occurred since then except one. He also stated given that now the City faces the pandemic of Coronavirus/COVID-19 on top of the violence issue the City is working to eliminate, we think it is more pertinent than ever to ask for help and would like to declare Thursday, May 7, 2020 a Day of Fasting and Prayer in the City of Danville and asked for surrounding communities to join the City. He called upon the everyone to do three things: 1) Unless medically unable to do so, abstain from food from sunrise (5:42 a.m.) until sunset (7:52 p.m.), and 2) Use the time that would be used eating to pray for the following: a) healing of all types for those adversely affected by the Coronavirus in any way; b) safety of our citizens, City staff, and other essential workers; c) wisdom, and discernment for all, especially leaders; d) courage for all, especially leaders; e) unity amongst all people in Danville and the surrounding area; and f) prepare for ways that you may help people and missions in the community both during and after the Stay at Home Order ends. Mayor Williams then read the proclamation.

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

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

#6-D...Items of Information

Mayor Williams stated Governor Pritzker introduced a "Restore Illinois" plan today for a five-phase plan to safely open the State's economy. He has not had a chance to full digest the Governor's plan to reopen the State, but he will provide specific comments at a later time as well as the plan to all Aldermen.

#7....PETITIONS, COMMUNICATIONS, AUDIENCE COMMENTS - None

#8....ZONING PETITIONS - None

#9....PAYROLL

Mayor Williams presented the Payrolls, having been published, posted, and distributed, for run of April 24, 2020, of \$518,760.16, and for run of May 1, 2020, of \$71,140.97. Alderman Strebing moved to dispense with the readings and asked for approval as presented, seconded by Alderman Stone. There being no questions or discussion, the roll call vote being:

Ayes: Aldermen Strebing, Puhr, Foster, McMahan, Brown, Duncheon, Poshard, Stone, Williams, Troglia, Pickering, O'Kane, Iverson

Nays: None

Absent: Alderman Davis

Motion carried 13 to 0 with 1 absent.

#10....SCHEDULE OF VOUCHERS PAYABLE

Mayor Williams presented the Schedule of Vouchers Payable, having been published, posted, and distributed, for run of April 21, 2020, of \$158,882.62, and for run of April 30, 2020, of \$375,201.44. Alderman Duncheon moved to dispense with the readings and asked for approval as presented, seconded by Alderman Williams. After all questions were addressed, the roll call vote being:

Ayes: Aldermen Puhr, Foster, McMahan, Brown, Duncheon, Poshard, Stone, Williams, Troglia, Pickering, O'Kane, Iverson, Strebing

Nays: None

Absent: Alderman Davis

Motion carried 13 to 0 with 1 absent.

#11... PUBLIC WORKS COMMITTEE REPORT

#11-A... Items of Information

Director Carpenter reported on the following:

- Thursday, April 30<sup>th</sup> was the last day for yard waste bags as the month of May it will be our toter only system for those who have purchased a 2020 Yard Waste sticker. Yard waste will be picked up the same day as garbage during the month of May. Starting in June, pickup will be every other week the same day as garbage collection.
- The Public Works Division has sold out of the large solid waste containers. There is a purchase order in for the new containers and it will take three weeks for delivery and the division is almost out of the 48-gallon containers as well.

Comments from the Aldermen:

- Alderman Poshard voiced appreciation to the Public Works Division for the filling of potholes in the Holiday Hills subdivision.
- Chairman Puhr questioned receiving replacement parts for the solid waste containers. Director Carpenter responded the division has replacement parts for most of the current toters at no charge by the City and asked citizens to call Public Works at (217) 431-2288 for more information or to request toter replacement parts.

*[As previously announced the next Public Works Committee meeting scheduled for Tuesday, May 12, 2020 at 6:00 p.m. will be cancelled.]*

#12... PUBLIC SERVICES COMMITTEE REPORT

#12-A... Mayor Williams presented the City Clerk's Report of Licenses. Alderman Brown moved to dispense with the report and asked for approval, seconded by Alderman Stone. The report being:  
BUSINESS LICENSES:

AMBULANCE SERVICE:

OSF Pro Ambulance – 809 ½ E Voorhees St

BED & BREAKFAST:

The Yorkshire Bed & Breakfast – 1664 N Vermilion St

TOBACCO DEALERS:

Bowman Pantry – 616 S Bowman Ave

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

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

Circle K #4701404 – 1212 N Bowman Ave

Circle K #4701405 – 610 S Bowman Ave

Circle K #4701299 – 401 W Main St

County Market #510 – 2917 N Vermilion St

Danville Citgo – 1207 N Bowman Ave

Danville Eastside Grocery – 1618 E Fairchild St

Danville EZ Mart – 205 W Fairchild St

Danville Food Shop – 121 S Gilbert St

Dollar General Store #2944 – 1405 N Bowman Ave

Dollar General Store #4394 – 3353 N Vermilion St

Dollar General Store #1878 – 100 N Griffin St

Dollar General Store #12709 – 300 W Fairchild St

Family Dollar #21244 – 2 E Main St

Family Dollar #27405 – 1228 E Main St

JB Hawks – 501 N Vermilion St

KT Mini Mart & Gas – 2602 N Vermilion St

Mach 1 Marathon – 510 N Gilbert St  
Mach 21 Liquor Store – 510 N Gilbert St  
Main Package Liquor – 732 E Main St  
Meijer Gas Station #269 – 3635 N Vermilion St  
Murphy USA #6511 – 4105 N Vermilion St  
My Brother Cut Rate Liquor – 536 E Main St  
Quick Stop Discount Tobacco – 1403 E Main St  
Ruler #246 – 102 N Griffin St  
SP Mini Mart & Gas – 3910 N Vermilion St  
Stroud Liquors – 418 S Gilbert St  
The Blue Store – 801 N Vermilion St  
The Blue Store – 614 E Voorhees St  
Vermilion Liquor – 2709 N Vermilion St  
Walgreens #3212 – 842 E Main St  
Walgreens #12787 – 400 W Fairchild St  
Walmart #2491 – 4101 N Vermilion St

TOBACCO DISTRIBUTORS:

Amcon Distributing Company – Quincy, IL  
Casey's Marketing Company – Terre Haute, IN  
Eby-Brown Company, LLC – Naperville, IL  
McLane/Midwest, Inc – Danville, IL  
Meijer Distribution, Inc – Lansing, MI  
Peyton's Northern – Bluffton, IN  
Super Food Services, Inc – Byron Center, MI

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

#12-B... Mayor Williams presented the City Treasurer's Statement of Receipts and Disbursements for February 2020 (unaudited) stating a Beginning Balance on February 1, 2020, of \$21,830,691.44, Receipts of \$4,017,029.40, Disbursements of \$3,245,810.73, an Ending Balance on February 29, 2020, of \$22,601,910.11 and a Cash Balance of \$10,922,591.28. Alderman Duncheon moved to dispense with the reading and asked for approval and placement on file, seconded by Alderman Strebing. Alderman Strebing voiced appreciation for the improvement of timing of the Treasurer Reports. Mayor Williams reminded Aldermen the City Treasurer was off for a few weeks from surgery so that was the cause for the previous delays. There being no questions or further discussion, on the voice vote, all ayes, no nays; the motion so ordered.

#12-C... Mayor Williams presented RESOLUTION NO. 2020-29 authorizing the Purchase of a Minimum of Three Equipped Police Vehicles for a total amount not to exceed \$150,000.00 with funds for the purchase to come from the Capital Improvements Fund—Vehicles Budget, line item 302-302-00-55015 not to exceed \$150,000.00. Due to the COVID-19 pandemic, production of 2020 police vehicles has been suspended and the availability coupled by demand and previous back order may delay vehicle production until after 2021 and any available squad cars may have to come from the used market for an opportunity to purchase. Alderman Strebing moved to dispense with the reading and asked for approval, seconded by Alderman Puhr. There being no questions or discussion, the roll call vote being:

Ayes: Aldermen Foster, McMahon, Brown, Duncheon, Poshard, Stone, Williams, Troglia, Pickering, O'Kane, Iverson, Strebing, Puhr

Nays: None

Absent: Alderman Davis

Motion carried 13 to 0 with 1 absent.

#12-D... Mayor Williams presented RESOLUTION NO. 2020-30 amending the Community Development Block Grant (CDBG) Annual Action Plan for Program Year 2019 to create the new project titled Small Business Support Grant and allocate \$373,099 to the activities, to create the new project titled Rental, Mortgage, and Vehicle Payment Grant and allocate \$200,000 to the activities for low-and-moderate income persons, and to increase Administrative Reimbursement by \$20,000 as the City of Danville has been allocated \$593,099 in Community Development Block Grant-Coronavirus (CDBG-CV) funding from the U.S. Department of Housing and Urban Development (HUD) allocated under the Coronavirus Aid, Relief, and Economic Security Act (CARES Act-H.R. 748). Alderman Stone moved to dispense with the reading and asked for approval, seconded by Alderman Duncheon. Mayor Williams explained citizens will soon be able to apply for \$1,250 per household for people who have lost jobs or been laid off due to the pandemic. Also, small business owners will be able to apply for up to \$10,000 per business for over 30 small businesses and independent business persons may apply for \$2,000 each. He also stated businesses that have received other financial assistance through the State or payroll protection program will be ineligible for grant funding. There will be an online grant intake process to help city staff. Proof of job loss, current unemployment or a business not operating will be required. The City will have to receive final approval from HUD before we can start the application process and once it is approved there will be an announcement made to the public. Alderman Strebing asked if businesses could receive \$5,000 to \$6,000 instead to allow more businesses to benefit and Mayor Williams responded he did not support the lower amount because he has heard from several businesses that if they do not get a substantial "shot in the arm" they might not reopen and if the City goes too low, we will not be able to accomplish our goal of getting business reopened again. After all questions were addressed, the roll call vote being:

Ayes: Aldermen McMahon, Brown, Duncheon, Poshard, Stone, Williams, Troglia, Pickering, O'Kane, Iverson, Strebing, Puhr, Foster

Nays: None

Absent: Alderman Davis

Motion carried 13 to 0 with 1 absent.

#12-E... Mayor Williams presented RESOLUTION NO. 2020-31 amending Fiscal Year ~~2020-2021~~ 2019-2020 *[grant year corrected after approval of Resolution]* Budget for Community Development Block Grant (CDBG) Annual Action Plan for Program Year 2019 to increase Expenditures-Community Projects, line item 106-106-~~2019~~-54090 by \$573,099.00 and Other Contractual Services, line item 106-106-~~2019~~-52099 by \$20,000.00 with funds for the amendment to come from the PY 2019 CDBG Annual Action Plan CDBG-CV reimbursement in the amount of \$573,099.00. Alderman Puhr moved to dispense with the reading and asked for approval, seconded by Alderman Pickering. After all questions were addressed, the roll call vote being:

Ayes: Aldermen Brown, Duncheon, Poshard, Stone, Williams, Troglia, Pickering, O'Kane, Iverson, Strebing, Puhr, Foster, McMahon

Nays: None

Absent: Alderman Davis

Motion carried 13 to 0 with 1 absent.

#12-F... Mayor Williams presented RESOLUTION NO. 2020-32 amending Resolution 2019-139 Awarding Contract for Construction of 2020 Sidewalk Improvements (Bid 639) and Amending FY 2020-2021 Budget for Infrastructure Development Fund (107) for a line item transfer of \$155,000.00 from Fund 107 (Infrastructure Development) FY20-21 line item 52060 (Overlay Program) to line item 52058 (Construction and Improvements) with the work to be paid from the Community Development Block Grant budget line items 106-106-18-54090 and 106-106-19-54090 to the extent possible with additional funding in the amount of \$138,306.51 to come from Fund 107 (Infrastructure Development)

line item 52058 (Construction and Improvements). Alderman Stone moved to dispense with the reading and asked for approval, seconded by Alderman Pickering. After all questions were addressed, the roll call vote being:

Ayes: Aldermen Duncheon, Poshard, Stone, Williams, Troglia, Pickering, O’Kane, Iverson, Strebing, Puhr, Foster, McMahon, Brown

Nays: None

Absent: Alderman Davis

Motion carried 13 to 0 with 1 absent.

#12-G... Mayor Williams presented RESOLUTION NO. 2020-33 amending the Fiscal Year 2020-2021 Budget for Infrastructure Development (Fund 107) and Awarding the Contract to the lowest responsible bidder, Midwest Asphalt Company, for the Edwards Street Rehabilitation, Bid #648 in the amount of \$599,242.50 with the cost of the improvements to be paid from Fund 107 (Infrastructure Development) line item 52058 (Construction and Improvements) and amend the FY20-21 budget by increasing Infrastructure Development Fund-Construction and Improvements budget, line item 107-107-00-52058 through a transfer of \$600,000.00 from the Fund 107 reserves. Alderman Strebing moved to dispense with the reading and asked for approval, seconded by Alderman Duncheon. Alderman Brown stated a resident on Edwards Street is very grateful for the upcoming Edwards Street improvements. Alderman Pickering voiced appreciation for the very much needed project. Alderman O’Kane questioned what type of surface will be used and if any sewer work will be done and Engineer Cole responded the asphalt surface will be built on a concrete base and there will not be a large amount of sewer work involved. The inlets will be replaced at Nevada and Utah in the future. Alderman Troglia requested a project list and what certain funds can be used for as well as the aldermen voting on the priority after they receive the list. Mayor Williams stated the Engineering and Public Works staff are working on asset mapping including infrastructure conditions with the goal to have an updated prioritized list completed in a year and share with the Aldermen the condition of everything and all of us working together to decide what we want to do as a community.

After all questions were addressed, the roll call vote being:

Ayes: Aldermen Poshard, Stone, Williams, Troglia, Pickering, O’Kane, Iverson, Strebing, Puhr, Foster, McMahon, Brown, Duncheon

Nays: None

Absent: Alderman Davis

Motion carried 13 to 0 with 1 absent.

#12-H... Mayor Williams presented ORDINANCE NO. 9262 amending Chapter 77 of the City Code Pertaining to Traffic Schedules by amending Schedule XV deleting a yield at the intersection of Madison & Harvey and replace it with a stop intersection control on the controlled street of Harvey, effective May 5, 2020. Alderman Puhr moved to dispense with the reading and asked for approval, seconded by Alderman Pickering. Alderman McMahon asked about the reason for the change and Mayor Williams responded this has been requested by multiple residents and there was a recent accident there involving children. Alderman Pickering stated there has been additional traffic at this intersection north of the Bowman Avenue McDonald’s Restaurant. After all questions were addressed, the roll call vote being:

Ayes: Aldermen Stone, Williams, Troglia, Pickering, O’Kane, Iverson, Strebing, Puhr, Foster, McMahon, Brown, Duncheon, Poshard

Nays: None

Absent: Alderman Davis

Motion carried 13 to 0 with 1 absent.

#12-I... Items of Information

- Chairman Foster stated he hopes the Public Services Committee can meet on May 26, 2020.
- Mayor Williams announced the Police Division will roll out two special units, the Problem Oriented Policing (POP) unit and the Community Housing Unit (CHU) that will begin on May 18<sup>th</sup>. He thanked Chief Yates and everyone who tested to be a part of the units. They had more police officers interested in the special unit positions than they had available. He can't wait to see what the units will accomplish. The two special units will help build relationships with the public and fight crime.
- Alderman Puhr asked for the timeline on the installation of the video cameras to help with crime and Mayor Williams responded Administrator DSilva is working on a grant, but the goal is to have them installed by the end of next month.
- Chief McMasters announced an Assistance to Firefighters Grant (AFG) grant opened up late last Thursday with the grant application due May 15<sup>th</sup>. The grant is for the Fire Division to purchase Personal Protective Equipment (PPE) necessary for the response to COVID-19 related emergencies. Fire departments across the nation can apply for a share of the grant, which is \$100 million dollars. Chief McMasters stated the expenses relating to COVID-19 are just shy of \$2,400.00 that can be put in for reimbursement. In addition there are supplies that can be used as follows: non-disposable splash proof coveralls that can be re-cleaned and re-used; personal airway system masks with a battery-powered air system with filters instead of N95 masks; and up to a year's worth of supplies and backups for masks, disposal gowns, face shields or goggles, surgical masks for patients and rubber gloves. The supplies will help the department now and in the case of another wave comes through. The cost for additional supplies would amount to \$43,864.00 worth of materials and \$2,394.00 has been spent to date. The grant is a 90%/10% match so the City's responsibility will be \$3,987. which would be an additional \$1,500.00 more to what has been spent to date. The anticipated award date is June 5<sup>th</sup>. Discussion ensued regarding the procedure on concurrence of Council to apply for the grant since the item was not on the agenda. Chairman Foster asked to suspend the rules and vote on approval of the grant application for a necessity or emergency. He stated we need ten votes to allow for suspension of the rules. Chairman Puhr stated that would violate the Open Meeting Act (OMA). Corporation Counsel Mockbee stated his initial reaction would be if the item was not on the agenda, we could not vote on the item. Alderman Brown feels we should go along with Counsel Mockbee. Mayor Williams stated Chairman Foster might be correct, but because the rules are so old and everyone has not familiarized themselves with them and out of an abundance of caution that we do not suspend the rules. Mayor Williams also stated to have a general concurrence to allow the Fire Division to apply for the grant and the next meeting we can consent to apply for it and then if the grant is awarded, the Council would have to vote to accept the grant funds. Alderman Stone requested a copy of the grant application. Mayor Williams stated to tentatively give consent for the Fire Division to apply for the grant to have the City Clerk do a straw poll vote for the record. Voting yes on the straw poll vote were

Aldermen Stone, Williams, Troglia, Pickering, O'Kane, Iverson, Strebing, Puhr, Foster, McMahon, Brown, Duncheon, Poshard. Chairman Foster asked Counsel Mockbee to send an e-mail clarifying the suspension of rules for emergencies. Alderman O'Kane asked for the guidance from the Governor regarding the Open Meetings Act. Mayor Williams stated most of the guidance was related to audience comments or electronic attendance. Alderman O'Kane would like a copy of the guidance from the State regarding the OMA.

*[As previously announced the next Public Services Committee meeting scheduled for Tuesday, May 26, 2020 at 6:00 p.m. will be cancelled.]*

### #13...ITEMS OF INFORMATION

#13-A...Update to Declaration of Local State of Emergency COVID-19 – Mayor Williams  
Alderman Troglia asked if the Council could discuss some kind of plan for businesses to open responsibly and stated if individuals do not feel comfortable then just do not go out to the businesses. Alderman Puhr stated if the businesses open too soon and we lift our guidance on social distancing too quick, it could get worse. Alderman Brown feels the City should follow the Governor's orders and appreciates Mayor Williams Declaration to follow the Governor's orders. She feels it is not about our liberty, but this is about life and lives. Mayor Williams stated he is hoping reopening of business will occur earlier than expected due to Governor Pritzker's announcement today regarding the five phases for reopening. We have a path forward, which makes him feel more comfortable as we proceed ahead. He knows businesses cannot be closed indefinitely, but the City also wants to protect lives. Alderman Duncheon stated he swore to protect the laws of the State of Illinois and asked if the Governor's orders and mandates a force of law or can we as a home rule city do anything different. Mayor Williams stated the Governor has invoked various statutes under his authority following state law; however; there are always different interpretations. Counsel Mockbee stated this situation is new and different in many ways, even legally and some of these things being done, we are going to find out in the future in higher courts if they have been done properly. It is tough to say definitively if they are proper, but the City is doing our best to abide by the State's orders and handling the pandemic the best way we know we can. Alderman McMahon stated she owns a business and it is tough and unprecedented, but the Governor introduced a plan today and he has grouped the State out into regions so we will have to move forward with the plan. Alderman Brown stated she spoke to a person she has known all of her life who is recovering from the Coronavirus and just got released from the hospital and when it gets close to home she takes a different look at it. Alderman Strebing thanked Mayor Williams and all of the workers in the City of Danville for the great jobs they have done especially to the Finance Division and the Solid Waste Division.

Other Items of Information

- Mayor Williams announced the City will be sending out letters to individuals interested in purchasing vacant lots. He believes there are about 35 to 36 that are going to be sold. He hopes to have the letters ready in six weeks.
- Mayor Williams announced the divisions did not overspend and we did not have to come back at the last minute asking for additional allocations. He also thanked the Aldermen for their partnership and stewardship support as the City has ended Fiscal Year 2020 with over \$4 million dollars in reserves up from only \$300,000.00 in reserves in November, 2018.

#14...CLOSED SESSION was not needed.

#15...ADJOURNMENT

There being no further business to discuss, the meeting was adjourned by acclamation at 7:21 p.m. following a motion by Alderman Duncheon and a second by Alderman Pickering.

  
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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 May 5, 2020, as the same appears on the records of the City now in my custody and keeping.

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Lisa K. Monson, City Clerk

Approved: 05/19/20  
Posted Publicly: 05/20/20