DANVILLE CITY COUNCIL
AUGUST 4, 2020

#1....THE REGULAR MEETING of the City Council of the City of Danville was called to order at 6:03 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, Human Relations Administrator Sandra Finch, Fire Chief Don McMasters, 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....MINUTES – None

#5....THE AGENDA for the evening was presented. Mayor Williams announced the removal of Item 12-A, the City Clerk's report. Alderman Duncheon moved for approval as amended, seconded by Alderman Pickering. 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 provided an update on previous concerns voiced by Council members regarding medical marijuana sales at the Danville marijuana dispensary as residents are driving to Champaign for medical marijuana. Mayor Williams stated Sunnyside Dispensary is selling medical marijuana; however, because they are not designated as a medical marijuana dispensary by the Illinois Department of Public Health (IDPH), they are not able to forgive the taxes that are being paid on the medical marijuana. If individuals drive to Champaign for medical marijuana, they would not have to pay the tax. That is a State issue and is not due to anything that Sunnyside has done. It is their desire that they be able to sell medical marijuana

without the tax involved, but it would take an action from the State of Illinois. In the meantime, they have looked at the option of providing a discount for those with a medical card in order to help offset some of the tax expense. Alderman Duncheon stated the tax is 20% to 30% so he encourages Sunnyside to give the citizens of Danville a discount for medical marijuana. Alderman Foster suggested the City approve a resolution to ask the State to revisit the addition of medical specific licenses as it is a burden to the Danville citizens regarding travel and the 30% tax.

- Mayor Williams reported with the approval from Council to purchase technology for future offsite meetings, there will be the capability to see one another through Zoom. The turnaround time for the technology purchased for the members of the City Council could take one month or more.
- Mayor Williams stated there will be a presentation by Haven Gaming for updates to their application at the August 18, 2020 City Council meeting and he would like to meet in-person for the meeting. Social distancing will take place, face masks will be required until they are seated and the seating capacity will be limited to 50. Alderman Duncheon questioned the restrictions and guidelines to make sure the City does not violate the Open Meetings Act (OMA). Mayor Williams responded due to the Governor's emergency order, the City would not be in violations of the OMA and the hope is to stream the meeting on YouTube as well as submitting public comments ahead of the meeting to be read during the meeting. Alderman Williams suggested a temperature check at the door before the meeting. Mayor Williams asked for a straw poll vote to the Council members on who are willing to meet in person on August 18, 2020. Aldermen Troglia, Pickering, O'Kane, Iverson, Strebing, Puhr, Foster, McMahon, Brown, Poshard, and Stone voted "yes". Alderman Williams voted "no", Alderman Duncheon abstained, and Alderman Davis was absent.
- Mayor Williams voiced appreciation to the folks at Garfield Pool and thanked them for doing everything they can, such as hourly protocols, to keep people safe and to have something open that is safe and fun for people to do.
- Mayor Williams congratulated and thanked Logan Cronk, Grants & Planning Manager, Natasha Elliott, Planner, and Christina Turner, Community Development Specialist for all of the great work on the grants as they awarded nearly all of our individual grants and extended most of the grants to businesses that the City received from Coronavirus funds. Alderman Brown thanked Logan and Natasha on behalf of the Laura Lee Fellowship House board for meeting with them and providing information to them to help them out as we are a community working together for the betterment of the City.
- Alderman Pickering and Mayor Williams thanked Brock Burton for his assistance in organizing the American Legion Golf tournament that took place on Saturday, August 1st and Sunday, August 2nd at Harrison Park Golf Course and Turtle Run Golf Club. There were 50 4-person teams who participated in the golf tournament. Mayor Williams also thanked Turtle Run Golf Club for being a good partner in the event.

#7….<u>PETITIONS, COMMUNICATIONS, AUDIENCE COMMENTS</u>

*[Public input was received by e-mail and submitted to the City Clerk's office prior to the meeting. Mayor Williams read the public comments per Council rules and time limits.]*

- Pastor D. Moore of Danville expressed concern of the proposed food truck vendor license fee.
- Public comment by Bud Gouard of Danville, owner of Bud's Barbeque was given. Mr. Gouard feels the proposed food truck vendor license fee will be higher annually versus the current monthly fee if the vendors work less than six months.
- Aaron Golden of Cannon Cochran Management Services Incorporated (CCMSI) of Danville asked the City to consider an opportunity for the Illinois Municipal League Risk Management

Association (IMLRMA) to bid on the City of Danville's liability, property, and worker's compensation insurance at the upcoming renewal.

- Public comment by Danville resident Charles Robinson was given. Mr. Robinson expressed concern with issues in personal encounters with the Danville Police Department in regards to threats of death and bodily harm at his residence.

#8....ZONING PETITIONS – None

#9....PAYROLL

Mayor Williams presented the Payrolls, having been published, posted, and distributed, for run of July 24, 2020, of $84,839.83, and for run of July 31, 2020, of $564,796.71. Alderman Brown moved to dispense with the readings and asked for approval as presented, seconded by Alderman Troglia. Alderman Duncheon questioned the increase to overtime in the Fire Division. Mayor Williams responded the Fire Division overtime is 49% higher now than projected due to callbacks from worker's compensation, injury cases and new hires not part of the manning count due to retirement. Also, there are two firefighters in quarantine due to the exposure to COVID-19. 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.

#10...SCHEDULE OF VOUCHERS PAYABLE

Mayor Williams presented the Schedule of Vouchers Payable, having been published, posted, and distributed, for run of July 28, 2020, of $2,673,591.16, for special run of July 28, 2020, of $41,213.75, and for run of August 4, 2020, of $900,004.68. Alderman Stone moved to dispense with the readings and asked for approval as presented, seconded by Alderman Strebing. 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.

#11... PUBLIC WORKS COMMITTEE REPORT

#11-A... Items of Information - None

*[As previously announced the next Public Works Committee meeting scheduled for Tuesday, August 11, 2020 at 6:00 p.m. is cancelled.]*

#12... PUBLIC SERVICES COMMITTEE REPORT

#12-A...*[previously removed.]*

#12-B...Mayor Williams presented the City Treasurer's Statement of Receipts and Disbursements for May 2020 (unaudited) stating a Beginning Balance on May 1, 2020, of $25,154,102.89, Receipts of $4,282,617.33, Disbursements of $3,976,168.52, an Ending Balance on May 31, 2020, of $25,460,551.70 and a Cash Balance of $18,733,505.34. Alderman Duncheon moved to dispense with the reading and asked for approval and placement on file, seconded by Alderman Brown. There being no questions or discussion, on the voice vote, all ayes, no nays; the motion so ordered.

#12-C…Mayor Williams presented RESOLUTION NO. 2020-62 approving an Intergovernmental Agreement with the Township of Catlin for the use of the City's Administrative Adjudication System. Alderman Strebing moved to dispense with the reading and asked for approval as presented, seconded by Alderman Pickering. There being no questions or discussion, the roll call vote being:
Ayes: Aldermen Williams, Troglia, Pickering, O'Kane, Iverson, Strebing, Puhr, Foster, McMahon, Brown, Duncheon, Poshard, Stone
Nays: None
Absent: Alderman Davis
Motion carried 13 to 0 with 1 absent.

#12-D…Mayor Williams presented RESOLUTION NO. 2020-63 authorizing Purchase of Technology Equipment to hold meetings remotely for 30 IPAD Pro 12.9" with Keyboard at a price of $1,178 each, 15 Laptops with External 24 inch Monitor, Wireless Keyboard, and Mice at a price of $1,117 each with the purchase in the amount of $52,095.00 along with any fees and costs associated with completion of the transaction shall be paid for from line item 302-302-00-55017, Capital Improvements Fund-Computers budget. Alderman Stone moved to dispense with the reading and asked for approval as presented, seconded by Alderman Brown. Alderman Williams questioned who will receive the items and what type of training will be done. Administrator DSilva responded a tutorial and cheat sheet will be provided. Mayor Williams stated the laptops will be for the Council members and Mayor and the IPads will be going to the Council members, Mayor, and the Division Heads. Alderman Puhr clarified the laptops will be set up in the Aldermen's homes as well as the monitor, keyboard, and mouse. Mayor Williams responded "yes" and the Information Technology staff will assist in the set-up of the equipment. Mayor Williams highlighted the following savings to the City from purchasing the equipment: 1) Savings of $4,200.00 a year in printing costs and will save staff 5% of their work time when printing; and 2) Savings on copier maintenance during emergency situations. He also stated in a number of years the equipment will pay for themselves. Alderman Pickering asked if the committee meetings will return once the equipment is set-up and Mayor Williams responded "possibly", but more discussion will have to be done regarding committee meetings. Alderman O'Kane questioned if appropriate software will be provided and Administrator DSilva responded Office 360 will be provided along with a full suite of Office software. Alderman Puhr asked which equipment will need to be brought to meetings and Mayor Williams responded the IPads will be kept at City Hall for meetings. Mayor Williams stated there is a possibility the CURES Act will cover the expenses for the technology equipment. Vice Mayor Iverson stated the equipment can be used for all sorts of emergency situations; not just for the COVID-19 crisis. After all questions were addressed, the roll call vote being:
Ayes: Aldermen Troglia, Pickering, O'Kane, Iverson, Strebing, Puhr, Foster, McMahon, Brown, Duncheon, Poshard, Stone, Williams
Nays: None
Absent: Alderman Davis
Motion carried 13 to 0 with 1 absent.

#12-E…Mayor Williams presented ORDINANCE NO. 9275 amending Chapter 92 of the City Code Pertaining to Fire Prevention to add provisions regarding fireworks displays within the City. Alderman Duncheon moved to dispense with the reading and asked for approval as presented, seconded by Alderman McMahon. Alderman McMahon voiced support of the ordinance pertaining to fireworks and will be voting "yes". There being no questions or further discussion, the roll call vote being:
Ayes: Aldermen Pickering, O'Kane, Iverson, Strebing, Puhr, Foster, McMahon, Brown, Duncheon, Poshard, Stone, Williams, Troglia
Nays: None
Absent: Alderman Davis
Motion carried 13 to 0 with 1 absent.

#12-F…Mayor Williams presented ORDINANCE NO. 9276 amending Chapter 115 of the City Code Pertaining to Transient Merchants, Itinerant Vendors, Ice Cream Trucks, and Solicitors to include Mobile Food Trucks with a nonrefundable license fee of $600.00 per year or part thereof specified in the application and will expire on April 30 following its date of issuance. Alderman Brown moved to dispense with the reading and asked for approval as presented, seconded by Alderman McMahon. Mayor Williams stated food trucks are currently listed under transient merchants and the cost is $100.00 per month so $600.00 per year will be a savings. He also stated the new language will greatly expand the number of areas where food trucks can operate with the exception of residential areas, the hours of operation will be expanded from 6:00 a.m. to 2:00 a.m., fraud will be prevented, proof of the food permit from the Vermilion County Health Department will be required, and there will be a required trash receptacle and required trash cleanup within 100 feet of the food truck. Alderman McMahon questioned how the payment will be collected as it is easier for vendors to pay monthly and Mayor Williams responded the license fee will be an annual payment similar to other annual license fees. Alderman McMahon stated it will be a hardship for food trucks if they do not operate during the winter months and have to pay an annual fee in the spring. Mayor Williams stated the thought was instead of paying monthly they would keep the $100.00 monthly from the previous year to be able to pay the money the next year. Alderman McMahon feels the vendors should be allowed to make payments if they are unable to pay the full amount. Alderman Troglia stated he was skeptical at first, but talked to one of the vendors and they are okay with it so he is now in support of the ordinance. Mayor Williams stated the City is trying to be as business friendly as possible as the new fee is actually cheaper monthly and it will be easier for the trucks to operate as they do not have to come in monthly to pay. Alderman Williams was asked to inquire about why a food truck operating on their private property has to pay the fee. Mayor Williams stated everyone should be paying that assessment no matter where they are located and stated many years ago the discussion came up with Council that food trucks would compete with brick and mortar businesses, who pay property taxes, and food trucks do not so the fee was one way to make the competition a little bit fair; however, $600.00 is probably a lot less than what most restaurants pay in property taxes. Mayor Williams stated to let someone at the City know if someone is not paying their food license and we will follow-up on it. Alderman O'Kane questioned if liability insurance needs to be required if the food trucks are going into City parks or on City streets. Mayor Williams stated insurance has to be provided for the food truck vehicles and the City will look into the liability insurance. After all questions were addressed, the roll call vote being:

Ayes: Aldermen O'Kane, Iverson, Puhr, Foster, McMahon, Brown, Duncheon, Poshard, Stone, Williams, Troglia, Pickering
Nays: Alderman Strebing
Absent: Alderman Davis
Motion carried 12 to 1 with 1 absent.

#12-G…Items of Information
#12-G-1) Present Schedule for 2020 Tax Levy and 2021-2022 Budget
Comptroller Massey stated the schedule shows an overview of when Department Heads, Mayor and the Comptroller will be meeting to discuss the 2020 Tax Levy and 2021-2022 Budget.

*[As previously announced the next Public Services Committee meeting scheduled for Tuesday, August 25, 2020 at 6:00 p.m. is cancelled.]*

#13…ITEMS OF INFORMATION

- Mayor Williams recognized Gregg Alpers for bringing the American Legion State Golf Tournament back to life as it had been disbanded for years. Mr. Alpers is the father of City Treasurer Stephanie Wilson. The tournament has brought a lot of folks to Danville.
- Alderman Duncheon requested an update on the Carle project. Mayor Williams stated Carle intends to resume as soon as negotiations are done on all properties. There is a minor delay due to Carle wanting to obtain all final properties at once. Carle is only a few months behind schedule and would like to do the demolitions all at one time.
- Alderman Duncheon requested an annual year to date sales tax revenue to see how the pandemic has affected the budget. Mayor Williams stated he will have Comptroller Massey follow up on the figures, but we were looking at projections today and we are down about 5% compared to what we were expecting so far. Mayor Williams stated we have had some preliminary meeting with our health insurance folks and we are hoping we will make up what we lose in sales tax through healthcare savings.
- Alderman Duncheon stated Mr. Golden *[from public comments]* has called him and he sees no reason to open discussion and see what he has to say. Mayor Williams stated he and the Comptroller met with Mr. Golden and his team from CCMSI last year and, unfortunately, in the past we had some severe problems with them. They were more expensive last year, but he is happy to receive pricing from them again this year.
- Alderman Strebing thanked the Public Works crew that was in Vermilion Heights for street sweeping. They did a very good job. Also, he asked how long the lease is for Ameren at the Public Works facility. Mayor Williams stated he believes the lease ends either next year or the year after that; however, he does have a call from a government relations representative from Ameren regarding a building purchase so he will be returning that call.
- Alderman Brown stated last Sunday night was the last performance for the Municipal Band at Lincoln Park, so Doc Ashton and The Root Canals will be performing during the month of August starting at 6:30 p.m. The Municipal Band is very grateful they are able to perform for the guests at Lincoln Park.
- Alderman Puhr stated Mr. Robinson *[from public comments]* called him and he feels it is a family issue and there is not anything the City can do. Alderman Brown stated she spoke to Mr. Robinson as well and told him it sounded like a civil dispute which Mr. Robinson said is what the Police stated. Alderman Williams spoke to Mr. Robinson as well and advised him to hire a lawyer. Mayor Williams thanked the Aldermen for taking care of our people and to give them good, solid advice.

#14…CLOSED SESSION was not needed.
#15…ADJOURNMENT
There being no further business to discuss, the meeting was adjourned by acclamation at 7:36 p.m. following a motion by Alderman Duncheon and a second by Vice Mayor Iverson.

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 August 4, 2020, as the same appears on the records of the City now in my custody and keeping.

Lisa K. Monson, City Clerk

Approved: 08/18/20
Posted Publicly: 08/19/20