

CITY OF LINCOLN
REGULAR CITY COUNCIL MEETING
AGENDA
SEPTEMBER 17, 2018
CITY HALL COUNCIL CHAMBERS
7:00 PM

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Public Participation**
5. **Consent Agenda by Omnibus Vote**

All items under the Consent Agenda are considered to be routine in nature and/or non-controversial and will be approved by one motion. If any one wishes to have a separate vote on any item, it will be pulled from the Consent Agenda and voted on separately.

- A. Payment of Bills
 - B. Approval of minutes September 4, 2018 Regular City Council Meeting, September 11, 2018 Committee Of The Whole Meeting
6. **Ordinance and Resolution**
Ordinance amending Section 7-13-8 of the City Code clarifying the Waste Collection Rules and Regulations
 7. **Bids**
Approval of bid from Fitzpatrick Construction, Inc. for the Fast Track demolition and removal of the garage at 1017 Tremont Street in an amount not to exceed \$3,360.00
 8. **Reports**
 - A. City Treasurer Report for August, 2018
 - B. City Clerks Report for August, 2018
 - C. Department Head Reports for August, 2018
 9. **New Business/Communications**
 - A. Approval of Ardagh Group Pedestrian Safety Improvements Proposal
 - B. Approval of the hiring of a Firefighter from the current hiring list to fill a vacancy created by the termination of an injured Firefighter
 10. **Announcements**
 11. **Possible Executive Session**
 12. **Adjournment**

We welcome the participation of persons with disabilities at all City of Lincoln meetings. If auxiliary aid or service is required for most effective participation and communication, please notify the City Clerk's Office at 217-735-2815 or cityclerk@lincolnil.gov no later than 48 hours prior to the meeting time.



REGULAR CITY COUNCIL MEETING

Lincoln City Hall, Council Chambers
700 Broadway Street | Lincoln, Illinois

Monday, September 4, 2018

The Regular Meeting of the City Council of Lincoln was called to order by Mayor Seth Goodman at 7 p.m., with proper notice given. City Clerk Peggy Bateman called roll.

Present:

Alderman Steve Parrott
Alderman Tracy Welch
Alderman Ron Fleshman
Alderdwoman Michelle Bauer
Alderman Ron Keller
Alderdwoman Heidi Browne
Alderman Dayne Dalpoas

Staff Present:

City Administrator Elizabeth Kavelman
City Clerk Peggy Bateman
City Attorney Blinn Bates
Treasurer Chuck Conzo
Assistant Fire Chief Bob Dunovsky
Police Chief Paul Adams
Building and Safety Officer Wes Woodhall
Streets Superintendent Walt Landers

Staff Absent:

Alderman Jeff Hoinacki

Presiding:

Mayor Seth Goodman

Public Comment:

Mayor Goodman called upon citizens registered to speak, Mr. Ken Greenslate came forward, he's the owner of the Fox Hole Pub. He wanted to discuss the item on the agenda about securing three more liquor licenses. He said since 2015, the license has been based off of total sales other than gambling.

He said when he thinks of a tavern, he thinks of alcohol, beer, liquor, gum, etc. He said if he brings in his sales . . . he wants to know if anyone is checking this. City Administrator Elizabeth Kavelman said yes . . . he said no one has checked on his license. Treasurer Chuck Conzo said the law that was passed, it did not take effect prior to that 2015 date.

Mr. Greenslate wanted to talk about grandfathering the laws. He suggested that the people with these Class B licenses, do not all own taverns. He thinks the council needs to enforce and regulate the current active licenses in the city before approving more. He said there are only so many pieces to the pie. City Administrator Elizabeth Kavelman weighed in, saying three of the 12 licenses are not taverns.

There being no further discussion, Mayor Goodman moved to the Consent Agenda.

Mr. Kevin Bateman of Campus View Drive came forward to talk about cans being kicked down the road. He said in chronological order, he's sharing paperwork done on Campus View Drive, some dating back to 1999.

He said when Campus View Drive showed up on the Streets and Alleys repair list, he said the end of the street he lives on has not been cared for in decades. He said the department sprays for mosquitos and plows snow—but this drive was never declared a city street. He had a map on the monitor for all in the chambers to see. He said we don't have sewer, we don't have storm drains, and the nearest fire hydrant to his house is over 1,000 feet away. He said two houses down on his street have burned down.

He wanted to discuss drainage, and how there has been raw sewage backed up in his bath tub. He's built his own catch basin. He said the drainage problem has been repaired, by about \$100,000 of his own money. He said there is a document that is included in the packet that was never signed by the mayor at the time. He said if this was a city street, it is on target to be resurfaced. He said when we bought the house in 1994, it was dirt. The 10 homes were annexed in the late 1970's. He asked why did the city annex 10 homes, but not declare it a city street?

He said this is what he is asking. He said according to the assessor, the GIS, the parcel does not belong to anyone, it should be a city street. He said he'd be back next week. Alderman Welch asked if Mr. Bateman was acting on behalf of all the people who've signed the letter. He said everyone still agrees. He said it has been discussed that here are only 10 homes, no truck traffic. He said he thinks he has Streets Superintendent Walt Landers' blessing.

He said as an elected official it is oftentimes hard to speak of your own problems. He said it does need to be designated a city street and properly signed. Mr. Landers said the resurfacing that's going to take place, he then referred to the map. He said it's around 900 feet long where the road will be scarified, oil and chipped. He said it's not quite as bad as the area going back to Mr. Bateman's house.

He said at one point when Mrs. Davis was mayor, it was going to cost millions to put a sewer in there. He said it's just a tar and chip road. He said the one that got the crème de le crème asphalt is Railroad Avenue, and it's not even 12 feet wide. Alderman Welch asked Mr. Landers what it would cost to do this section of the road. He said an estimate of around \$30,000—but that may be a little high. There being no further public comment, Mayor Goodman moved to other agenda items.

Consent Agenda by Omnibus Vote:

A. Payment of Bills

B. Approval of minutes Aug. 20, 2018 Regular City Council Meeting, Aug. 28, 2018 Committee Of The Whole Meeting, Aug. 29, 2018 Public Hearing

C. Request from the LCHS Football Boosters to whitewash Wyatt Avenue from Kickapoo Street to the High School and the streets in front of LCHS football players' homes during the evenings of Wednesday, Sept. 12, 2018 and Thursday, Sept. 13, 2018 for homecoming festivities

D. Resolution recognizing the Lincoln Community High School Class of 1968's 50th Anniversary and proclaiming Sept. 14, and 15, 2018 as the LCHS Class of 1968 weekend (Resolution 2018-367)

E. Approval of request from the Lincoln Rotary Club to start a "Hometown Hero" banner program

F. Request from The Harvest of Talents for World Hunger Ministry Team to permit the closing of various city streets on Sat., Oct. 27, 2018 for their 5K run/walk from 8 a.m. until the conclusion of the event

Alderwoman Bauer moved to approve the consent agenda items, seconded by Alderman Welch. Mayor Goodman called for further discussion, there being none, City Clerk Bateman called roll.

Yeas: (7) Alderman Steve Parrott, Alderman Tracy Welch, Alderman Ron Fleshman, Alderwoman Michelle Bauer, Alderman Ron Keller, Alderwoman Heidi Browne, Alderman Dayne Dalpoas

Nays: None

Absent: (1) Alderman Jeff Hoinacki

Mayor Goodman moved to other items on the agenda.

Ordinance and Resolution:

A. Ordinance authorizing execution of an Amendment of Affidavit to an Agreement with IDOT to extend completion of the Fifth Street Road Project until June 30, 2020

Alderwoman Bauer moved to approve the motion, seconded by Alderwoman Browne. Mayor Goodman called for further discussion, there being none, City Clerk Bateman called roll.

Yeas: (7) Alderman Steve Parrott, Alderman Tracy Welch, Alderman Ron Fleshman, Alderwoman Michelle Bauer, Alderman Ron Keller, Alderwoman Heidi Browne, Alderman Dayne Dalpoas

Nays: None

Absent: (1) Alderman Jeff Hoinacki

Mayor Goodman moved to other items on the agenda.

New Business/Communications:

A. Approval of request from the Logan County Tourism Bureau to approve the payment of the invoice from Ace Sign Co. for installation of a timeclock in the amount of \$502.74

Alderman Parrott moved to approve the motion, seconded by Alderman Fleshman. Alderwoman Bauer said this timer should save costs, as the photocell would be turned on and off at dusk and sunrise. She said it could cut their electrical bills in about half. Treasurer Conzo said it is paid for under the Hotel/Motel Tax under The Tropics Sign line item. The mayor called for further discussion, there being none, the city clerk called roll.

Yeas: (7) Alderman Steve Parrott, Alderman Tracy Welch, Alderman Ron Fleshman, Alderwoman Michelle Bauer, Alderman Ron Keller, Alderwoman Heidi Browne, Alderman Dayne Dalpoas

Nays: None

Absent: (1) Alderman Jeff Hoinacki

Mayor Goodman moved to other items on the agenda.

B. Amendment to the agreement between Area Disposal and the City of Lincoln to return billing for trash collection services to Area Disposal Service

Alderman Welch moved to approve the motion, seconded by Alderman Dalpoas. Alderman Keller invited Mr. Eric Shangraw of Area Disposal to come forward and speak. Mr. Shangraw said they are still trying to work with the city and to balance out this contract as they work through the ups and downs. He said we're taking back the billing and that by being flexible and working with the city—so when the contract is up in three years, there is the potential to get an extension for another two more years.

Alderman Welch said he did not see an email back, but one of the big points in the amendment is the twice a year pickup, being changed to once a year in a centralized location. He mentioned accommodating elderly people who cannot get their items out to the one centralized location.

He is waiting to hear back from colleagues, but there is discussion about the number of homes they may provide that service to—people who need the extra help. Alderman Welch said he wouldn't want to use the term, "deserving," but there are people who can't get their stuff out there and have to rely on people to help them. Mr. Shangraw said Area Disposal would work with the city on that.

Mayor Goodman called for further discussion, there being none, City Clerk Bateman called roll.

Yeas: (7) Alderman Steve Parrott, Alderman Tracy Welch, Alderman Ron Fleshman, Alderwoman Michelle Bauer, Alderman Ron Keller, Alderwoman Heidi Browne, Alderman Dayne Dalpoas

Nays: None

Absent: (1) Alderman Jeff Hoinacki

C. Approval of request from Liquor Commission to increase the number of Class B Tavern Licenses to 15

Alderwoman Bauer moved to approve the motion . . . Alderwoman Browne then said she wanted to table this and talk about it more in the Committee of the Whole Meeting (COW). Alderman Parrott agreed. The item will be placed on the next COW agenda.

Alderwoman Bauer rescinded her motion. Alderwoman Browne motioned to table it until the next COW meeting, seconded by Alderman Parrott. Mayor Goodman called for further discussion, there being none, City Clerk Bateman called roll.

Yeas: (7) Alderman Steve Parrott, Alderman Tracy Welch, Alderman Ron Fleshman, Alderwoman Michelle Bauer, Alderman Ron Keller, Alderwoman Heidi Browne, Alderman Dayne Dalpoas

Nays: None

Absent: (1) Alderman Jeff Hoinacki

Mayor Goodman moved to other items on the agenda.

Announcements:

Mayor Goodman asked if anyone had any announcements.

- City Clerk Peggy Bateman said her department had to wait until tonight's vote to send out the joint trash/sewer bills. She said if you get a bill from the city, then pay the city. She then thanked the council for their vote.
- Alderman Welch said sewer bills will still be monthly, however, Area Disposal will go back to quarterly billing for trash. He said there will be a new route schedule. That will be posted in the media and on Facebook. Alderman Dalpoas said there was mention of a website for people to review what their route would be. That information is not yet available.
- Superintendent Walt Landers said electronics recycling will be at the fairgrounds this weekend, however, there will be a fee. Some TV's and computer monitors can be recycled for around \$20-\$40, depending on what the make/model might be.
- Superintendent Walt Landers said resurfacing projects will be starting next week, along Logan and College Streets.
- Alderwoman Bauer reminded everyone of the upcoming water flushing—this will start Sept.4-25.
- There is a ribbon cutting on Thursday at the new Chris Coyne State Farm office on Woodlawn.

Adjournment:

There being no further business to come before the City Council of Lincoln, Alderman Welch motioned to adjourn, seconded by Alderman Keller. Mayor Goodman adjourned the meeting at 7:36 p.m.

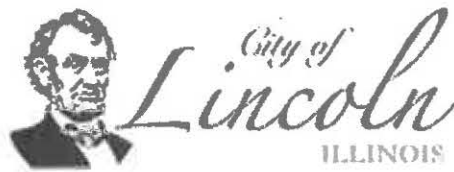
Upcoming Meetings:

Committee of the Whole | Tuesday, Sept. 11, at 7 p.m.

Regular Meeting | Monday, Sept. 17, at 7 p.m.

Respectfully Submitted By:

Alex Williams, Recording Secretary



COMMITTEE OF THE WHOLE MEETING

Lincoln City Hall, Council Chambers
700 Broadway Street | Lincoln, Illinois

Tuesday, Sept. 11, 2018

The Committee of the Whole Meeting of the City Council of Lincoln was called to order by Mayor Seth Goodman at 7 p.m., with proper notice given. City Clerk Peggy Bateman took roll.

Present:

Alderman Steve Parrott
Alderman Tracy Welch
Alderman Ron Fleshman
Alderman Ron Keller
Alderwoman Heidi Browne
Alderman Jeff Hoinacki
Alderman Dayne Dalpoas

Staff Present:

City Administrator Elizabeth Kavelman
City Clerk Peggy Bateman
Treasurer Chuck Conzo
Fire Chief Mark Miller
Police Chief Paul Adams
Building and Safety Officer Wes Woodhall
Streets Superintendent Walt Landers

Absent:

City Attorney Blinn Bates
Alderwoman Michelle Bauer

Presiding:

Mayor Seth Goodman

Moment of Silence to Remember 9/11

Public Comment:

Mayor Goodman called upon citizens registered to speak. Nila Smith of Lincoln Daily News came forward to discuss Breast Cancer Awareness month and "Paint the Paper Pink," and a photo opportunity with city employees to raise awareness. There being no further public participation, Mayor Goodman moved down to other agenda items.

Discussion regarding Campus View Drive Annexation into the City of Lincoln:

Alderman Welch started discussion, saying he had some free time this past weekend and he took a drive down Campus View Drive. The section of road he's referring to is horrendous. Alderman Keller said he's also gone down the road and recognized there are some drainage issues. He said he never knew this wasn't a city street. He said more needs to be addressed, but the council needs to consider these requests as these residents pay taxes. Alderman Fleshman had also visited the street and said there's a drainage issue.

Streets Superintendent Walt Landers weighed in on the type of work that could be done. Alderman Fleshman asked about restrictions on the width of city streets. Alderman Welch said the ordinance requires it to be 37 feet wide, but it's only 18-20 feet wide at present.

Mr. Kevin Bateman came forward and took the mic. He said there's plenty of streets in town that are not 32 feet wide and do not have curbs/gutters. He said he interprets the ordinance, as this is an existing street. He wants this street to be grandfathered in. Alderman Dalpoas mentioned the maintenance agreement, he said it's clear the street is not annexed, the city only has maintenance rights.

Mr. Bateman said this was before 1999, but in 1999, a document was written up and signed by Pres. Ray to take over the street as-is. He said it was signed by the city clerk, but never signed by former Mayor Joan Ritter. He said there are no taxes being paid by anyone and there is no ownership of the street.

Alderman Welch weighed in. Mr. Bateman said the document from the college is based on past arguments of who owns the street. The original 10 parcels belonged to the college. Alderman Dalpoas asked a question about 1999, he said he believed the maintenance agreement at the time was a sort of compromise, but not a transfer of jurisdiction between the city and the college.

Mr. Bateman said Mayor Ritter stuck to her guns. He said at the time Mrs. Kavelman was mayor, the city looked into storm drains and sewers. Alderman Dalpoas wanted to know what could and could not be done, he said the 1999 maintenance agreement was a good outline. Mr. Bateman said the college does not want to spend any more money. He said in his opinion this is a travesty that's gone on for decades. He said he's brought up that they do not get any city services, they don't flush hydrants, two homes have burned down, and there are no street lights.

City Administrator Kavelman wanted to know if the agreement ever went before a vote. Alderman Dalpoas said since we entered into this, do we just need to re-up this, or do we need to annex the street, he wanted to know what route everyone was heading. Mr. Bateman said if you annex it in he does not have to go back to the college or return to the city council, yet again. He said he's asking for a finalization. The city would take it over as-is.

Alderman Keller said we are obligated because of the commitment that was made, signed or unsigned. He said that doesn't guarantee this road can be fixed right away, he said I think that needs to be understood. He wanted to be clear that what everyone was agreeing to—that if the road is included as a city street, it deserves the same treatment, no better, no worse.

Mr. Bateman said to ask Walt. Alderman Welch said looking at all the information, he agreed with Mr. Bateman, and that this has been kicked down the road since 1966. He said this is an opportunity to do the right thing, he thinks the council should look at the ordinance, but he did not agree to enter into a repeated agreement at this level. He said to oil and chip the road, it would be \$30,000. He thinks the city should annex the road if they want to make that level of investment.

Alderman Parrott wanted to know about the cost to make everything right. Mr. Bateman said they just want to road to be smooth. He said the road is crowned in a way so that the ditch is in the middle. Alderman Parrott wanted to know if the road was all the city would be taking over. Mr. Bateman said the length of the road, from pin to pin. He said he'd assume that they would be buying the section from his pin to his neighbors pin. He said, stick straight lines. They are perfectly square properties.

Mayor Goodman said the council would talk with City Attorney Blinn Bates about the ordinance.

Discussion regarding the Sewerage Treatment Plant Manager, Shawn Wright's need to purchase equipment items totaling \$19,400:

City Administrator Kavelman said this will be tabled, until the next Committee of the Whole Meeting (COW).

Introduction by Alderman Dalpoas RE: his chairing a Strategic Plan for Lincoln, Ill.:

Alderman Dalpoas started discussion, saying last week he sent a memo around to the council. He recommended Alderman Keller co-chair the committee. He said Zack Kennedy from the U of I Extension will be attended a city council meeting in the near future. He said he personally feels strongly about having a strategic plan, saying the city needs a shared vision. He said people need to see the city is focused on economic development, and that we're working to drive development. He has outlined a roadmap for development, and Mr. Kennedy will cover that roadmap.

Alderman Welch wanted to know what progress has been made on the 2020 strategic plan. He wanted to know why another plan would result in anything different. Alderman Dalpoas said it was a council driven document, drafted by the council, but those tend to go by the wayside when administration's change. He wanted to involve the community at a much larger degree. There would be a steering committee. It would be driven by the community itself.

Alderman Welch said it sounded like the former downtown revitalization plan, saying that that wasn't a true representation of the people of Lincoln. He wanted garbage men, thrift shop workers, etc.

Alderman Dalpoas said open houses could combat that.

Treasurer Conzo said having been through this process before, it cost a lot of money to do this. He said Alderman Welch just pointed out, where we are with the 2020 plan, he wanted to ensure it would be a value to the community, before spending money. He said you spend a lot of money on something that is not feasible or falls by the wayside.

He said we'll be spending money on the 5th Street Road Project, Police/Fire Pensions, and the sewer project. He said consider the cost of it, before doing it. "Once you've spent it, it's gone."

Alderman Dalpoas said Zack can answer questions on Sept. 25, but it is minimal cost. There is no set fee. There is not \$20,000 commitment, just his reimbursement for travel.

Alderman Parrott said there were a few people on the council previously who would not move forward on a strategic development moving forward unless the rest of the downtown was finished. He said that's hundreds of thousands to millions of dollars to finish. He said you could have a steering committee, but if the council was not in agreement with their ideas, it could all be for not. He said that was a little bit of an issue he had with having a steering committee. He said we don't have the funds out

there to do what our current strategic plan is, and that is part of the reason why they have not been able to move forward.

Alderman Welch proposed putting it on an agenda for a vote from the council.

Alderwoman Browne said she sees Alderman Dalpoas' vision for a need for a plan . . . she said those of us who've been through this before, it's not that they're against having a plan or a course of action or mission, she said a lot of times people take on a different tone with their actions. She said we all have the same mission: a better community.

Alderman Keller said he is attracted to this, he likes to know where the city will be in 10 years, but he suggested holding off until Sept. 25, to hear from Mr. Kennedy before determining what direction the council wants to take or not.

Mayor Goodman asked if everyone was okay with having this added to the next COW. Alderman Welch wanted to know what the desired result is of his presentations would be. Alderman Hoinacki said the U of I Extension has several different programs. He said we're just leveraging one of the programs they're offering.

Alderman Welch said if he's coming in with a bunch of demographics that everyone already knows, he said he's assuming he's pulling info from a database. He said if that's the case, he'd rather not sit through that presentation. Alderman Dalpoas said he hasn't seen the presentation, but that he'll be presenting what the office can do to develop a strategic plan, he will also outline a roadmap and what the cost would be to the city. He said it's not too much of a commitment to hear a plan out.

Alderman Hoinacki said his hope would be that he would bring in some other plans that have been assembled for other communities. He said they have done several. Alderman Parrott said something that draws employers into a community is the workforce. He said he'd love to see District 404, Heartland Community College, Lincoln College, and Lincoln Christian University all come together . . . to discuss technical education programs that would lead to post-secondary training. That the city could develop programs and keep residents in the community. So residents have employment opportunities. That's what he foresees as a plan and growth for Lincoln.

Alderman Dalpoas said that's a goal, what you just described—to retain the workforce in the community, to retain young people in Lincoln. He said it's a great example of a goal. Alderman Parrott said we need our education entities to feed into our industry.

Alderman Fleshman said he thought this program was already being done through the Peoria Economic Development Council.

The item will be on the agenda in two weeks.

Ordinance clarifying the waste collection rules and regulations:

City Clerk Bateman said the city attorney is redoing this ordinance to better clarify it. The item will be placed on the regular agenda.

Further discussion regarding Ardagh Group's request to have the city create two cross-walks with a blinking red light and signage at both crossings on Logan Street, from the factory to the parking lot across the street:

Superintendent Landers said he put together a proposal and shared it with the council members. He said some of the improvements can take place this year, or next construction season. He said the best, safety choice is to go with two cross walks.

Alderman Parrott said the two vs. the one, if a cross walk was put in one location it would be going up to the side of the building. Alderman Parrott asked if it would be safer, or if it would have fewer issues. Mr. Bob Birk, plant manager came forward. He said trucks come and go during daylight time, but they cannot be controlled. There are three shifts, 24-7. Traffic is at its peak, 20 minutes before and after each shift. They accept 60-80 trucks in a day.

Mayor Goodman asked for Police Chief Paul Adams' take. He said there is not much traffic on the street, it's mostly employee generated traffic. Alderman Welch wanted to know who was going to pick up costs. Mr. Landers said at the city's expense, around \$8,500-\$10,000.

Alderman Welch said he passed Precision Products earlier in the week, he wanted to know if anyone had ever been hit on Limit Street. Police Chief Adams said, no. Alderman Flesher wanted to clarify, that there would not be any red blinking lights outside the bottle factory. Alderman Welch wanted to know if the major cost was due to the sidewalks. Mr. Landers weighed in.

Alderman Hoinacki called for placing it on the agenda. Alderman Welch asked a question about the current plan. Mr. Landers said it would be something his crews could do, sometime next year. Alderman Welch asked about what work would be completed in 2018. The item will be placed on the agenda.

Discussion of a request to place on the Sept. 17, 2018's Council Meeting Agenda to Approve the Demolition and to Approve a Bid to Demolish the Garage at the rear of 1017 Tremont Street using budgeted funds for the fast track demolition:

Mr. Woodhall said this is a single car garage, it is essentially collapsed. The roof is completely collapsed and it could take down the other structure with it. He said it needs to get resolved fairly quickly. He cannot locate the owners. Alderman Hoinacki said the estimate said cut-loose and demo the garage. He then asked about the removal. The item will be placed on the agenda.

Discussion and Approval to place on Sept. 17, 2018's, Council Meeting Agenda To Approve the Hiring of One Firefighter to replace the vacancy created by an injured firefighter who terminated employment with the City of Lincoln.

Fire Chief Mark Miller said this employee was injured in 2017, he said in order to get staffing back up, he wanted it on the agenda to hire the next person available on the current hiring list. The item will be placed on the agenda.

Further discussion of request by City of Lincoln Liquor Commission to expand/add three more Class B-Tavern licenses for video gaming to its allowable number, to now equal 15 total:

City Administrator Kavelman said this dates back to 2012. She said we don't have enough licenses to go around, and they have to qualify under a lot of scrutiny.

The City has 12 licenses allowed at the present time and 11 are solidly filled to date with one very solid inquiry and one speculative inquiry. Also to cap the total number of allowed video gaming machines

within the city to 120. We now have 113. Anyone before March 2017, who had a license has been grandfathered in.

There is one applicant who would complete the number of licenses, making for 12 filled licenses. Alderman Parrott said this one applicant would be the 12th. He said that is not part of this deal. He asked why there is a limit of Class B licenses. She said some of it dates back to history in the city, past administrations may not have cared for gambling.

She said it's up to the council, the liquor commission just has to monitor it. Alderman Fleshman said, we basically have four licenses that we've issued since 2015. She said there is one that has been issued. She said there are three that have to comply this year. A total for four have to comply, out of the 12. He said we have not received anything from these establishments . . . she said a letter will be sent to these people in January, asking these people to comply.

Alderman Dalpoas asked if we're good about the enforcement of the ordinance, he mentioned Mr. Ken Greenslate. She said it was prior to . . . then said he will get it this time.

Alderman Parrott said what about the previous years . . . he said Mr. Greenslate had said he had not be asked at all about this. He then asked about the members of the liquor commission . . . she said the city clerk has a clerk that helps us and she is very good, she was not sure if this had slipped through. Alderman Parrott said there was a date for the ordinance. He was curious why the commission was not following through on an ordinance. She said it was before her time, he came in right after that ordinance was passed. She said it just must have slipped through the cracks—he said that's very concerning.

Alderman Dalpoas wanted to ensure the current ordinance is being enforced before considering expansion. She said we're on it now, this administration is.

Alderman Fleshman thanked Mrs. Kavelman for trying to straighten this out. He wanted to see current establishments come into compliance. He said with the Class C Restaurant License, saying 60 percent of their revenue has to come from food sales. She said, "Correct." He wanted to ensure they're also in compliance.

Alderman Welch directed a question at Alderman Hoinacki, he wanted to know what the purpose of the 60% rule was at the time. Alderman Hoinacki said it was so the city had some accountability, that the establishments were selling other items, and not just offering video gaming. Alderman Welch said he's not in favor or against gambling, but that it seems the 60% rule puts an unfair burden on newer businesses and allows existing business to operate per usual. He said it's hard to start a business. Mrs. Kavelman said they have to reach their first 12 month anniversary before being required to show their numbers, before they ask for those receipts. She said some businesses come in and make their bundle in the first year and then move on to other cities, because they don't have the sale numbers.

She said it's up the council, she said they could be in there, making money then they're out the door.

Alderman Welch wanted to know if we really need this additional gage, saying it's also additional work on the liquor commission. He said if it's actually solving a problem—he's in favor of it.

Alderman Hoinacki said Springfield had to do something, they have the most gaming out of all cities in the state, so they implemented the 60% rule, and they had to curtail it somehow. He said Bloomington or Normal has also had to implement this. Treasurer Conzo weighed in.

Alderman Parrott said there are only so many pieces to the pie—he wanted if three more licenses would cause other businesses to go under. He said perhaps that's why there is a limit to the number of licenses. He said in our city, we're not known to be a very rich community.

City Administrator Elizabeth Kavelman talked about \$300,000 being gained, per year. About \$25,000 per month—according to the city treasurer. He said about close to \$300,000.

Alderman Parrott said we have a limited number of people, with a limited amount of money. City Administrator Kavelman said someone wants to open a site out along I-55.

Alderman Dalpoas did the math on the cap of 120 machines.

Mayor Goodman said two people are already wanting to come and open businesses. Alderman Parrott wanted to clarify. Treasurer Conzo said if you increase this to 15, then make it possible by increasing the number of gaming machines to match that. He said the council must consider that. Alderman Dalpoas said we'd have to increase that cap.

City Administrator Kavelman said it'd be part of that ordinance to increase that cap. Treasurer Conzo asked if it would be an ordinance to be put on the agenda. Alderman Parrott asked Mrs. Kavelman to talk about any businesses that want to come into the city and have a liquor license.

She mentioned two potential opportunities. Alderman Parrott said we're thinking about establishing additional licenses for alcohol and gambling which are addictive devices for individuals. He talked about motor vehicle crash statistics, he said we're losing residents, but we're opening up additional licenses for gambling and alcohol. He said it's important for the council to take some of the data under consideration.

Alderman Welch said his understanding is that the Class B Tavern License—in order to get this you have to serve alcohol. She said, "Correct." She said they have to have a separate entrance and a separate address.

Alderman Hoinacki said to his knowledge the council never upped the numbers, the numbers were capped and people had to wait [inaudible]. Alderman Welch said we implemented a 60% rule to try to curb things because other communities had to do this, they had gotten out of control. He said it seemed contradictory to him. The city administrator weighed in.

He said there are so many places people in town where you can get alcohol. He said restrictions are put in place for a reason and they shouldn't be arbitrarily changed, because another request comes in.

The city administrator said the 60% rule was clear back, before 2015. He said I think you're incorrect on that. She said she was the liquor commissioner back then, and she's old. Alderman Welch asked Alderman Parrott asked why establishments prior to 2015 weren't under the 60%.

Alderman Welch said then if that's in place, then everyone on the list should be scrutinized every year. She mentioned what the city attorney had said about the pro retroactive . . . saying the city could not go back and do that. He said we can talk later.

Alderman Hoinacki said maybe a new person will do better. He said it was a way to try to weed out, these places that are open for all hours. There was a 60% threshold. She said there were a lot of alcohol stings that went on.

Alderwoman Browne weighed on the 60% rule before and after 2015. Mrs. Kavelman helped clarify. Alderman Welch then asked the city clerk if she was aware of any out-of-date ordinances. He said the 60% rule only applies to the Class C licenses. He said nothing in the ordinance mentions any other classes, A, B, D, E, F, and G and so on. Mrs. Kavelman said that has to be pretty old and said she'd have to look into it. Alderman Welch said this was updated, the Class C or a portion of it was updated in 2006, he said it does not say anything about Class B, and the 60% rule was in place. He said we need to look into whether or not we're imposing rules on people that we shouldn't be. She said Class B did not come into play until March 17, 2015. He and the city administrator were going to talk following the meeting.

Mayor Goodman called for further discussion. The item will be tabled.

Announcements:

Mayor Goodman asked if anyone had any announcements.

- Fire Chief Mark Miller talked about a firefighter who has completed his one year anniversary with the city. The firefighter has received a new helmet shield. He's been welcomed to the department full-time officially.
- Superintendent Landers talked about upcoming street closures for a sidewalk repair on Kickapoo Street.
- Alderman Keller said the Abraham Lincoln National Railsplitting Festival is happening this weekend, Sept. 15-16, at different Lincoln sites.
- Nila Smith said here will be a ribbon cutting at 9 a.m., Saturday morning outside Postville Courthouse.
- An agreement has been made between the union representing Streets and Alleys and the city. More details will come out as the agreement is ratified.
- Mr. Landers weighed in on an electronics recycling event that happened he previous weekend.

Adjournment:

There being no further discussion to come before the City Council of Lincoln, Alderman Parrott motioned to adjourn, seconded by Alderman Welch. Mayor Goodman adjourned the meeting at 8:36 p.m.

Upcoming Meetings:

Regular City Council | Monday, Sept. 17, 7 p.m.

Committee of the Whole | Tuesday, Sept. 25, 7 p.m.

Respectfully Submitted By:

Alex Williams, Recording Secretary

ORDINANCE NO. _____

ORDINANCE CLARIFYING THE WASTE COLLECTION RULES AND REGULATIONS

WHEREAS, the City of Lincoln is a municipal corporation situated in Logan County, Illinois; and,

WHEREAS, the City Council of the City of Lincoln has recently the rules and regulations with respect to waste hauling within the City of Lincoln, Illinois; and,

WHEREAS, the City Council of the City of Lincoln, through the codification of the revisions to the Code, has determined that the rules with respect to the storage of garbage containers in the front yard are conflicting and necessitate the revision of certain sections of the Lincoln City Code; and,

WHEREAS, the City Council believes it is in the best interest of the citizens of Lincoln, Logan County, Illinois, that section 7-13-8, as further outlined below, be clarified to make other sections of the City Code consistent with the recent revisions with respect to waste hauling within the City of Lincoln, Illinois.

NOW, THEREFORE, the City Council of the City of Lincoln, Logan County, Illinois, does hereby amend the City Code in the following regards:

1. That Title 7, Chapter 13, Section 8 is hereby deleted and the following is inserted in place thereof:

"7-13-8: FRONT YARD STORAGE PROHIBITED

It shall be unlawful to store any garbage or refuse in the front yard of any residence located in the city; provided that this section

shall not be construed to prohibit placing garbage or refuse in a container preparatory to having such material collected in the front yard.

Any person violating the provisions of this section shall be fined not less than seventy five dollars (\$75.00) nor more than five hundred dollars (\$500.00) and for any subsequent violation within one year, the mandatory minimum fine shall be one hundred fifty dollars (\$150.00) for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues. The fact that garbage or refuse remains on any occupant's premises in the city in violation of this section shall be prima facie evidence that the occupant of such premises is responsible for the violation hereof."

2. That should any clause, sentence, or paragraph of the above-noted Ordinance be declared invalid by any Court of competent jurisdiction, such invalidity shall not affect any other portion of said Ordinance.

3. That this Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

The vote on the adoption of this Ordinance was as follows:

Alderman Parrott	_____	Alderman Keller	_____
Alderwoman Bauer	_____	Alderman Welch	_____
Alderman Hoinacki	_____	Alderwoman Browne	_____
Alderman Fleshman	_____	Alderman Dalpoas	_____

Ayes: _____

Nays: _____

Absent: _____

Abstentions: _____

Passed and approved this _____ day of _____, 2018.

CITY OF LINCOLN,

BY: _____
Seth Goodman, Mayor
City of Lincoln, Logan
County, Illinois

ATTEST: _____ (SEAL)
City Clerk, City of Lincoln,
Logan County, Illinois

MEMORANDUM

TO: Mayor Seth Goodman and Members of the City Council

FROM: Wes Woodhall, Building and Safety Official

DATE: September 11, 2018

RE: Fast Track Demolition of Garage @ 1017 Tremont St.

Background: The 1st structure the Building and Safety Department intends on demolishing this year is a garage to the rear of the property at 1017 Tremont St. This garage shares a party wall with a neighboring property. The garage is actively collapsing and is in danger of taking the adjoining structure with it, the roof is almost completely collapsed, the structure is beyond repair. Notices to the owners of record with regard to the condition of the structure have gone unanswered and issues unresolved. The City of Lincoln has been mowing the property and is owed \$527.45 for such services. A dilapidated structure such as this garage poses a danger to the neighboring properties and is the type of dangerous building that should be addressed by the fast track demolition process.

Analysis/Discussion: The Building and Safety Department reached out to four local contractors and received one bid in return:

Fitzpatrick Construction Inc.: \$3,360.00

Given that the estimate from Fitzpatrick Construction Inc. was the lone bid and an agreeable amount, the Building and Safety Department would like to proceed with the demolition of this dangerous structure using this contractor. All title work, required mailings and postings have been completed. Demolition may proceed on October 1, 2018. Due to the nature of the shared party wall of this structure the City Attorney drafted a Hold Harmless Agreement that was signed by the neighboring property owner.

COW Recommendation: Place on Council agenda for approval of using budgeted funds for the fast track demolition of the garage at the rear of 1017 Tremont St.

Fiscal Impact: Money has been included in the FY 2018/2019 budget for this demolition, line item 02-0224-8599. Hauling and disposal fees are included in the above bid.

Council Recommendation: Approve bid from Fitzpatrick Construction Inc. for the demolition and removal of the garage at 1017 Tremont St.



08 29 2018 14 14



08 08 2017 12 02

1017 Tremont

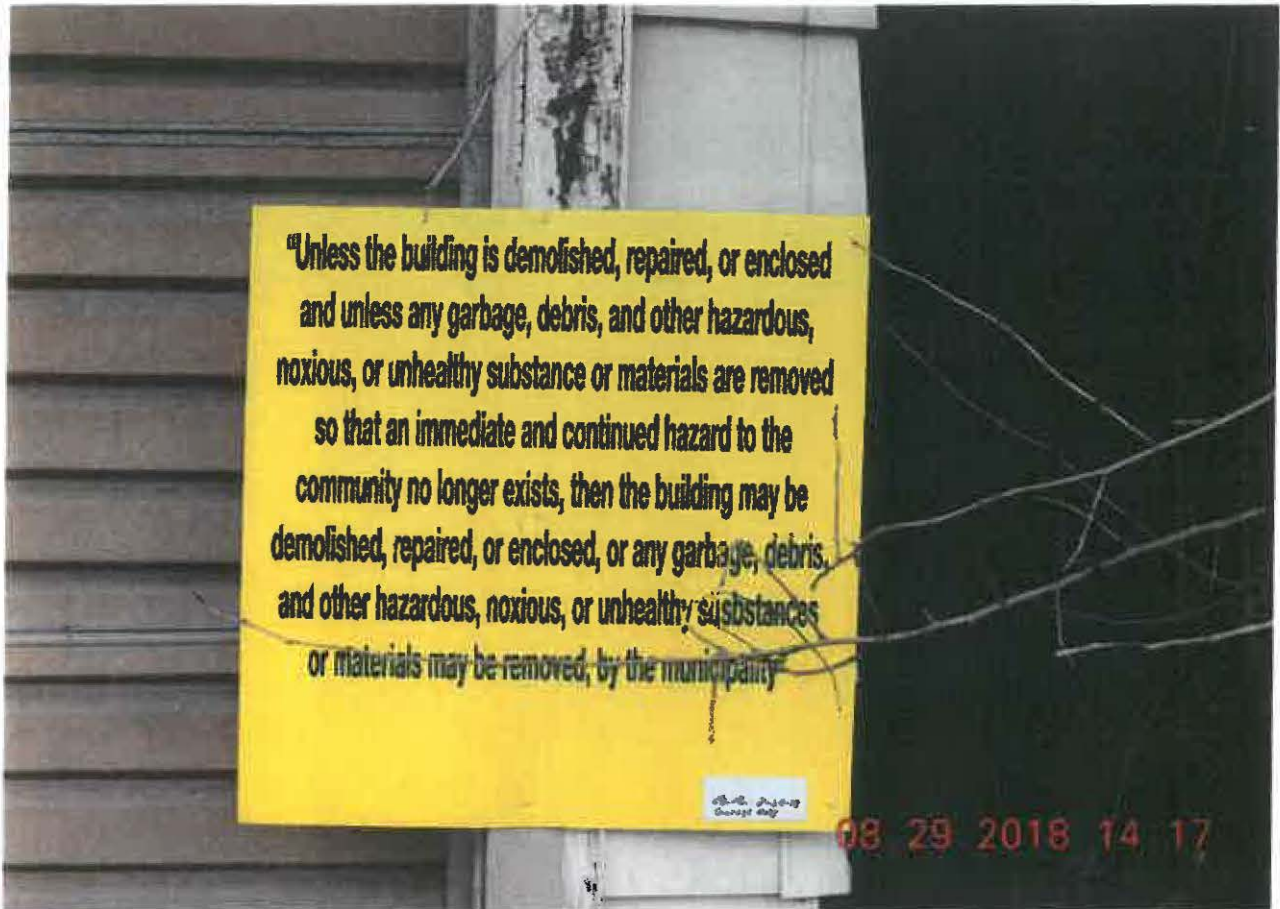


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09 08 2017 12 02

1017 Tremont



1017 Tremont

FITZPATRICK CONSTRUCTION, INC.

KURT FITZPATRICK, PRESIDENT

2 ILLINI DRIVE • LINCOLN, IL 62656

OFFICE: 217-651-8660 MOBILE: 217-737-6568

FAX: 217-651-8639 EMAIL: KURTFITZPATRICK94@COMCAST.NET



July 31, 2018

ESTIMATE

City of Lincoln
Code Enforcement Office
ATTN: Wes Woodhall
Lincoln, IL

wwoodhall@lincolnil.gov

We hereby submit the following estimate(s):

Estimate to cut loose and demo garage @ 1017 Tremont St. in Lincoln.
This includes structure only, not concrete.

Labor & Materials \$ 3,360.00

We propose hereby to furnish materials and labor only – complete and in accordance with the above specifications for the sum of **\$ 3,360.00**

By signing this estimate, you, the customer, are signing a binding contractual agreement to have Fitzpatrick Construction furnish the labor and/or materials for this project. All materials are guaranteed to be as specified. All work to be completed in a professional manner according to standard practices. Any alteration or deviation from the above specifications involving extra costs, will be executed only upon receipt of a Change Order signed by the homeowner / customer, and will become an extra charge over and above the estimate. All agreements are contingent upon delays beyond our control. Invoices are due within 10 days of the invoice date and are subject to finance charges (18% Annual/minimum of \$.50) if not paid within that time. Purchaser agrees to pay all costs of collection, including attorney's fees and court costs if needed. This proposal may be withdrawn by us if not accepted by the above due date. Estimate good for 30 days. If estimate is accepted, invoicing will be done on an interim basis for large jobs or at the completion of the job for smaller jobs.

Acceptance Signature: _____ Date: _____



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
09/12/2018

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER J.L. Hubbard Insurance and Bonds 1090 South Route 51 Forsyth, IL 62535	CONTACT NAME: Mackenzie Massey	
	PHONE (A/C, No, Ext):	FAX (A/C, No):
E-MAIL ADDRESS: mmassey@jlhubbard.com		
INSURER(S) AFFORDING COVERAGE		NAIC #
INSURER A : Iowa Mutual Insurance Company		14338
INSURER B : Accident Fund Insurance Co.		10166
INSURER C :		
INSURER D :		
INSURER E :		
INSURER F :		

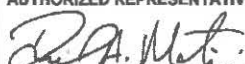
INSURED
 Fitzpatrick Contractors, Inc.
 #2 Illini Dr
 Lincoln, IL 62656

COVERAGES **CERTIFICATE NUMBER:** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER:			A039729	05/15/2018	05/15/2019	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY			A039729	05/15/2018	05/15/2019	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$			A039729	05/15/2018	05/15/2019	EACH OCCURRENCE \$ 1,000,000 AGGREGATE \$ 1,000,000
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N N	N/A	WCV6144077	05/15/2018	05/15/2019	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 500,000 E.L. DISEASE - EA EMPLOYEE \$ 500,000 E.L. DISEASE - POLICY LIMIT \$ 500,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
 RE: All Work

CERTIFICATE HOLDER City of Lincoln Attn: Code Enforcement Office 313 Limit St. Lincoln, IL 62656	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE 
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HOLD HARMLESS AGREEMENT

THIS HOLD HARMLESS AGREEMENT is made and entered into as of the 14th day of August, 2018, by and between the CITY OF LINCOLN, an Illinois municipal corporation (hereinafter referred to as "LINCOLN"), and DEBBIE HASELEY (hereinafter referred to as "UNDERSIGNED"),

WITNESSETH:

WHEREAS, LINCOLN is a municipal corporation located in Logan County, Illinois; and,

WHEREAS, LINCOLN subject to the laws of the State of Illinois; and,

WHEREAS, LINCOLN has determined that a structure inside the City limits located at 1017 Tremont Street, Lincoln, Illinois (hereinafter referred to as "1017 Tremont") is open, vacant, and an immediate and continuing hazard to the community; and,

WHEREAS, the UNDERSIGNED owns real property located inside the City limits which is commonly known as 1013 Tremont Street, Lincoln, Illinois (hereinafter referred to as "1013 Tremont"); and,

WHEREAS, the open, vacant, and hazardous structure sitting on 1017 Tremont shares a party wall with a structure sitting on 1013 Tremont; and,

WHEREAS, LINCOLN intends to commence the demolition of the structure located at 1017 Tremont pursuant to 65 ILCS 5/11-31-1; and,

WHEREAS, LINCOLN will take all reasonable steps necessary to preserve the structure located at 1013 Tremont; and,

WHEREAS, in consideration of demolishing the open, vacant, and hazardous structure located at 1017 Tremont which adjoins the UNDERSIGNED's property, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, UNDERSIGNED has offered to indemnify LINCOLN and hold LINCOLN harmless from any and all liability that may arise from the demolition of the open, vacant, and hazardous structure located at 1017 Tremont; and,

WHEREAS, the UNDERSIGNED hereby acknowledges and agrees that the demolition of a structure sharing a party wall is potentially dangerous and the UNDERSIGNED assumes the risk of LINCOLN's removal of the structure located at 1017 Tremont, **including, but not limited to, any and all injuries, damages, or illnesses suffered by UNDERSIGNED or UNDERSIGNED's property.**

NOW, THEREFORE, the parties do hereby freely and voluntarily agree as follows:

1. All of the recitals, as hereinabove set forth, are incorporated herein as the agreement of the parties as if appearing verbatim.

2. UNDERSIGNED agrees to indemnify LINCOLN against any loss that may result from the aforesaid demolition of the open, vacant, and hazardous structure located at 1017 Tremont by LINCOLN, and UNDERSIGNED hereby indemnifies and agrees to hold LINCOLN harmless from all liability, loss, or damage of any nature, including attorneys' fees and expenses incurred in defending itself or in enforcing this agreement, either now or in the future, and against

loss that may result from said demolition of the open, vacant, and hazardous structure located at 1017 Tremont.

3. The UNDERSIGNED and LINCOLN shall take any and all steps necessary or required to fulfill their respective obligations pursuant to the terms of this Agreement.

4. Should any clause, sentence, paragraph, or part of this Agreement be declared by a Court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Agreement as a whole or any part thereof other than the part so declared to be invalid.

5. This Agreement shall be binding on the parties and equally binding on any executors, personal representatives, administrators, assignees, heirs and assigns of the parties.

Dated as of the date and year first above written.

CITY OF LINCOLN, ILLINOIS

BY: _____
Seth Goodman
Its Mayor


Debbie Haseley



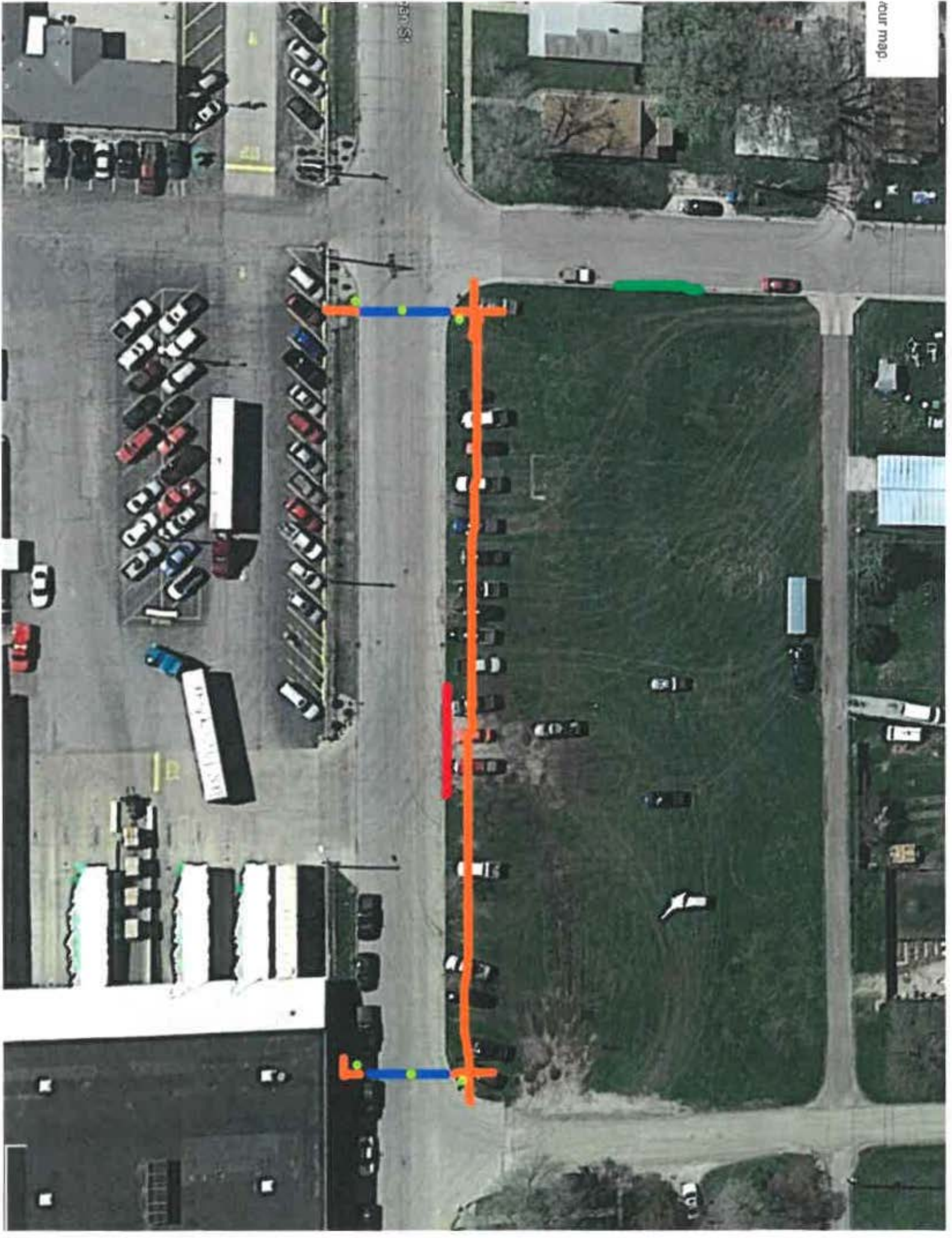
LINCOLN STREET DEPARTMENT

Lincoln Municipal Services Building
313 Limit St. Lincoln, IL 62656
streetsdept@lincoln.il.gov
(217) 732-4655

Ardagh Group Pedestrian Safety Improvements Proposal

The City of Lincoln Street Department respectfully submits the following proposal for upgrades to improve pedestrian safety for employees of Ardagh Group at the facility located 1200 N. Logan St. in Lincoln IL.

- Construct pedestrian ramps on Logan St. at Omaha and Denver Avenues.
- Construct pedestrian ramps on Eastside of Logan St. to line up with ramps on Westside of Logan St.
- Add crosswalk pavement markings from newly constructed ramps to create crosswalks.
- Install two double-sided 12" X 36" in-street pedestrian crosswalk signs mounted within the crosswalks at the center line of the street.
- Install advanced warning crosswalk ahead signs and crosswalk signs at crosswalk.
- Paint curbs yellow indicating no parking in the areas already designated no parking with signage, extend no parking zone at the North end of facility.
- Upgrade speed limit signs to 24' X 30" HIP reflectivity.
- Construct sidewalk parallel on Logan St. along the entire length of the West parking lot.
- Construct sidewalks parallel to the Eastside of Logan St to connect ramps to pedestrian entrances.



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AHEAD





