

CITY OF LINCOLN
REGULAR CITY COUNCIL MEETING
AGENDA
SEPTEMBER 16, 2019
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 August 13, 2019 Committee of the Whole Meeting, September 3, 2019 Regular City Council Meeting, September 10, 2019 Committee of the Whole Meeting
- C. Mayoral Proclamation, requested by the Lincoln Chapter of the D.A.R., commemorating the drafting of the Constitution and proclaiming the week of September 17th through September 23rd 2019, as Constitution Week
- D. Request from the L.C.H.S. Football Boosters Club to permit Whitewashing of Wyatt Avenue from S. Kickapoo St. to L.C.H.S. and the streets in front of the home of senior players on Wednesday, September 18, 2019 and Thursday, September 19, 2019 for Homecoming Festivities
6. **Ordinance and Resolution**
 - A. Resolution permitting adult use Marijuana Dispensary to open and operate within the City of Lincoln
 - B. Ordinance adding Title XIII Chapter 2 imposing a Municipal Cannabis Retail Occupation Tax
7. **Bids**

Approval of bid from Stark Excavation for Union Street Pump Station Construction in an amount not To exceed \$3,429,900.00
8. **Reports**
 - A. City Treasurer's Report for August, 2019
 - B. City Clerks Report for August 2019
 - C. Department Head Reports for August, 2019
9. **New Business/Communications**
 - A. Approval of Preliminary Engineering Agreement between the City of Lincoln and Hanson Professional Services for project design work on the Fifth Street Road project in an amount not to exceed \$15,438.00
 - B. Approval of the purchase of a John Deere Gator from AHW, LLC in an amount not to exceed \$18,675.00
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.

COMMITTEE OF THE WHOLE MEETING

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

Presiding:

Mayor Seth Goodman

The Committee of the Whole Meeting of the City Council of Lincoln was called to order by Mayor Seth Goodman at 7:01 p.m. with proper notice given. City Clerk Peggy Bateman called roll.

Present:

Alderman Tracy Welch, Ward 1
Alderman Steve Parrott, Ward 1
Alderman Kathryn Schmidt, Ward 2
Alderman Sam Downs, Ward 2
Alderman Kevin Bateman, Ward 3
Alderman Ron Keller, Ward 3
Alderman Kathy Horn, Ward 4
Alderman Jeff Hoinacki, Ward 4

Staff Present:

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

Absent:

None

Public Comment:

Mayor Goodman called upon citizens registered to speak. A medical cannabis patient came forward to share he is interested in a medical marijuana dispensary coming to town so he would no longer have to drive out of town to get the drug that he needs to cope with his illness.

Another gentleman came forward to talk about the Fifth Street Road Project, he mentioned former Mayor Snyder and Terry Carlton. He said he worked for Illinois DOT for over 30 years and said eminent domain is a necessary part of any project, and that there is nothing negative about eminent domain. He said it was for the public good and for completion of the project.

He talked about his experience with eminent domain. He just said in order to move the project forward, the council needed to consider eminent domain.

He said the longer you wait, the more the cost is going to go up. He hoped the process would begin and the 60 day letters would be sent. He then answered a question from Alderman Schmidt. She asked why the letters needed to be sent.

He said the letters are a statutory requirement, you have to send them out. He said the condemnation will not be filed until the 60 day lapse.

He said if they don't like the offer, they have the opportunity to get their own appraisal. He said then the judge or jury decides on what the amount of compensation would be.

There being no further public participation, Mayor Goodman moved down to other agenda items. Saying item 21 would be removed from the agenda.

Approval to Hire a new Lincoln Police Officer:

Officer Kyle Veech is resigning, then the city would be down two officers. He wanted to get the process moving as quickly as possible.

Appointment of new Lincoln Fire Inspector:

Chief Dunovsky said he's had a vacancy for several years in the inspector role. He said it would help if he had a third inspector. Mr. James Cosby was interested in the role. He said he was an excellent choice. The item would be placed on the agenda.

Appointment of Jonathan Parker to the Civil Service Commission:

Mr. Parker reached out to the mayor and was interested in this commission. Alderman Welch weighed in, asking if the commission needed to be continued at all. He then referred to Mr. Walt Landers. Alderman Bateman asked a question to the Logan County Chairwoman and Sheriff who were present at the meeting [inaudible]. Mr. Landers said he would say that it is difficult sometimes working with the commission and still having a Civil Service Commission as you have to hire from the list. He talked about the need to sometimes go after certain skill sets.

Alderman Bateman said that service needs to be abolished, as sometimes Walt needs to hire someone who has a certain skill.

Mr. Landers said he was not saying they should not have the commission, he called for the need to still have a panel or some kind for the hiring process. Alderman Welch said they could discuss that when they have the next meeting about the committees at the next COW. Mayor Goodman said Mr. Parker was also interested in the Historic Preservation Commission. He wanted to place the appointment on the next agenda. The other item would also be placed on the agenda.

Mayor's Appointment of City Aldermen Liaison Assignment for Special Projects and Committees:

Mayor Goodman mentioned having Alderman Keller as a point of contact.

New Logan County's Proposed ETSB/9-1-1 Intergovernmental Agreement Costs for City Council Approval:

The Logan County Sheriff came forward. He said this would be an agreement between the City of Lincoln and the Logan County Sherriff's Office. The City of Lincoln has already realized a savings of more than \$8,000. He said this was a secondary agreement that should have been with the other intergovernmental agreement. He said it should have been with the equipment. He said the \$8,000 plus dollars has not been billed to the city.

He then went into the needs and improvements of the dispatch center. He said the dispatch center needs to grow with personnel. He said 9-1-1 calls take priority. He said in the past they have operated

with two dispatchers. He said at the same time, city police officers are making traffic stops – and there it takes away from the dispatchers.

He mentioned adding a supervisor in there during peak hours. They are able to add a dispatcher, and there will be an annualized savings.

He said the state's attorney has drawn up a mutual agreement that is written in a way that will not need to be changed every year.

He said they will need to account for union raises, as it is a union job. Chief Paul Adams thanked the sheriff for taking this back underneath his wing. He said it's important that they have the proper supervision and its done in a way that benefits the taxpayer.

He said this year without considering the extra employee . . . there is a huge savings this year – technically. He said we got this agreement to go through – he said the increase will be on the salary rate only.

He said he believes he's done a great job putting this together, and that he thinks the numbers are good. He said tonight was to talk about the numbers, and to see if we want to go ahead and add that extra dispatcher in there. He said sometimes we've stopped murderers before. He said when you get a standby 9-1-1 – that extra dispatcher is needed. He said history-wise there were only two dispatchers back in 1994, and that they need more people in there answering the calls and that firefighters are getting the response they need.

City Administrator Kavelman mentioned dividing it between three parties. The sheriff weighed in and talked about looking at it annually and seeing what that percentage rate was. He said a small percentage each year – he said the city was paying the same as the county, \$228,000 [inaudible] that total would have been [inaudible] that amount minus the [inaudible].

Alderman Welch asked about the negotiations with the unions, wanting to know if the county oversaw that, or the city did as well. The sheriff was [inaudible off and on]. The sheriff said they struggle to hold onto their dispatchers, they're losing dispatchers, other places pay their dispatchers \$17 an hour. He said if we want to keep good people [inaudible].

Alderman Parrott asked what type of skill set is needed for a dispatcher. The sheriff was [inaudible] – being able to listen to a call. Being able to give CPR instructions, he said it takes a certain type of skillset to multitask. He said they actually have to verbally dispatch.

He said one of the things that you'll see if the dispatch certifications – all are EMD Certified, [inaudible]. There are two additional certifications, one for police and one for fire. More was [inaudible] . . .

Alderman Hoinacki said if you haven't had a chance to take a tour of the center, to reach out to the sheriff. The sheriff said we're blessed with the people we have and the facility that we have, [inaudible].

The item would be placed on the agenda subject to getting a copy of the agreement.

Proclamation for American Payroll Week in the City of Lincoln:

The item would be placed on the consent agenda.

Loan Ordinance for the Union Street Lift Station:

The item would be placed on the regular agenda

Illinois American Water Letter of Intent to Purchase Property from the City of Lincoln and Real Estate Sales Contract for City Council approval:

Gabe of Illinois American Water came forward – to talk about how they will handle giving the city address to the property. They had looked at doing a swap, acre for quarter acre. He said it would be cheaper for Illinois American Water to purchase the property and create an easement. With Illinois American Water picking up the costs of the whole process.

Attorney Hoblit mentioned this could be grounds for an agreement or resolution or ordinance for the city council to vote on. He said sometimes the companies do it, and sometimes the city does it. Mr. Hoblit was going to make it up. The item would be placed on the agenda as an ordinance.

Request to Permit the Railsplitting Association to Utilize Postville Park for the Annual Railsplitting Festival to be held on September 21-22, 2019, with Set-up to begin September 20, 2019, and Streets Surrounding 1hc Park and the Postville Courthouse be blocked off, Permission to Use: City's water, electricity, old voter's building; as well as allow the Boy Scouts to dig fire pits for cooking food, etc., with the pits being restored afterwards with replaced sod. The Petition is Submitted by Diana Skelton:

The item would be placed on the consent agenda.

Request to Permit the Lincoln Community High School's Sidewalk Chalk Art event on Thursday, September 19, 2019, from 8:30 a.m. to 8 p.m. on the City Square in Celebration of the Homecoming Parade: Railer Pride:

Mr. Landers said the park district has done this in the past. He weighed in on putting the artwork in front of certain walk ways.

Petition Submitted by the Lincoln Park District:

Comcast Ten-Year Agreement with the City of Lincoln, effective September 1, 2019. IS. Comcast/Lincoln College/City of Lincoln Three-Way Agreement to Provide Public Broadcast Services to the Channel S Public Broadcast Station Four City Council Meetings per Month. 16. Approval of Focal Point Video for Videographic Coverage of Four City Council Meeting per Month:

The City Administrator said the city gets a five percent franchise that goes back into the city. Alderman Welch weighed in. He said the line between the city and college will remain in tact. The only thing that will change is who operates the camera. He said the technology committee, at this time they're OK with the 10-year agreement and that they can cover for the broadcast element. He said due to proprietary reasons, they cannot tell us how many lines there are.

Chief Adams said they are trying to fill that slot here. He said he thinks they have some solutions. Alderman Welch said given that, they needed to remove item 16 from the agenda at this time.

Alderman Parrott asked if the five percent was pretty standard across municipalities? He wanted to know if other cities were getting more. Alderman Welch weighed in and then talked about FCC laws,

and the individual now who sits in the back of the room, is paid by Comcast, however, due to the new law, the amount for the individual would be deducted, should Comcast provide it.

Item 16 was removed from the agenda as it comes with a pretty hefty price tag – per Alderman Welch. Next, Administrator Kavelman weighed in – reading from the contract on page seven, about gross revenues and citing The Cable Act, saying the city was left at five percent.

Alderman Bateman weighed in saying he was not in favor of paying someone to use the operate a camera or video equipment – as people go back to the meeting (on Facebook). He did not see it important to pay someone to operate the video for Channel 5. He was also no happy with a 10-Year contract. He said he would be voting, “No,” for the agreement at this time.

Alderman Schmidt mentioned there are people who are interested in seeing an office for Comcast. Alderman Downs agreed and said he’s heard the same thing. City Administrator Kavelman said she brought it up as well, but that Comcast said they have offices in Springfield and Decatur.

Alderman Schmidt said a lot of people have trouble. Treasurer Conzo shared that Comcast has closed the office as well as their drop box, he did not imagine that was a large expense, but that the idea is that it is poor customer service and he believed it should be addressed.

City Administer Kavelman said the city is required to provide a broadcast for public reasons. She said the agreement expires on August 31. She said both former City Attorney Blinn Bates and current attorney John Hoblit did not see an issue with the contract. Mr. Hoblit said companies like to set up mini monopolies. He said the city council could enter into it at their own discretion.

Alderman Bateman weighed in about locking the city into the contract for 10-Years. He asked what are we getting in return. Money was not worth it to him, he said it was customer service that makes an agreement. He again stated he was not in favor of this.

Alderman Welch said we are required by law to provide a public access point within the community, but the city itself – is required by law to supply an audio recording. He said the videos the city provides, started out as a Go-Pro, but it was not a requirement that the city provided it, he said, but I think “We’ve set a standard.” He said the video provides a faster, better service.

He said he personally did not see poor customer service with Comast. Mr. Downs then weighed in about looking into technical service, he then mentioned a large storm that came through, and downed lines for six weeks. He did not want to see this happen to anyone ever again.

City Administrator Kavelman asked about revenue per year from the Comcast franchise agreement. Treasurer Conzo said the city in the past has gotten around \$210,000 – he said the last couple of quarters – has seen a decline. He said he was not sure this was unique to Comcast. He said cable has a lot of competition, there are more options.

Chief Adams weighed in about Urbana’s franchise agreement, they are also at five percent, and it’s a 10-year agreement. Plus, they have an office or local contact.

Alderman Downs asked for a shorter contract option, he wanted to know if it had to be 10-years. Alderman Welch said it doesn’t have to be any years and they could allow any other company compete for customers and grow their rates. He said people like to have a choice, and he doesn’t blame them.

He said not renewing the contract, will eliminate the \$210,000 in revenue for the city. City Administrator Kavelman said the three-way contract would also be for Lincoln College, which that needs to be in place in order to get the streaming, she said Lincoln College was going to be the site. They were leaving time slots open in order to air the city's meetings.

The item would be placed on the agenda for a vote, item 15 as well. Number 14 and 15 both.

Removal of Fifth Street Road Project Bike Path from the City's Portion of the Project:

City Administrator Kavelman said it might cost about \$50,000 more in design, but in turn, there will likely be properties that the city would not need to acquire, plus it could move the project along faster. Plus, the mayor said it could make things easier on the area businesses.

Alderman Bateman weighed in on the working for the bike path, he called it a berm of grass for the future installation of a bike path. He said we're removing – I don't know how many feet of property. He said there is not anything in the proposal to even put a bike path down.

City Administrator Kavelman weighed in, saying she disagreed, that they need the council to weigh in. She said it will be a cost saving to the city. Alderman Welch agreed with both the administrator and Mr. Bateman. He said what we're really talking about here is the design itself. He said as it stands, the design calls for acquiring property for the addition of a bike path. He said the ground will not be finished, but what we're asking for in this item is to allow the design engineers to go back – do a redesign, do a bike path through the design, it saves about \$400,000. So that's less money that we'll have to discuss later – when talking about funding.

He said the removal of the path has made the conditions more favorable for businesses, and will eliminate the need to ask for land from some people. He then mentioned the 60-day letters to go out on August 16.

Mr. Parrott then weighed in about the removal or potential removal of a bike path . . . and led into maybe only a couple of property owners still being in question. City Administrator Kavelman touched on how close the city is to this. She said some property owners won't have to move things around like fences, and that they are very close. The item would be placed on the agenda.

Overall Update of the Progress on the City's Portion of the Fifth Street Road Project end Eminent Domain Letters from the City to be Sent to Non-Responsive Fifth Street Road Property Owners:

City Administrator Kavelman said they sent out letters and have had some response, the letters will go out – and anyone who hasn't signed yet – anyone who has given verbal consent – they will still get a letter as they have not signed on the dotted line.

Mayor Goodman said the council should have already received a copy of that.

Drainage Concern with the City of Lincoln's Property/Lincoln Futbol Club Lease/Lincoln YMCA Soccer Program Sub-lease of the Current Soccer Fields and Lincoln Industrial Park Board:

Mr. Landers said they are looking at some issues with the field and with drainage, he asked to table it for the purpose of information gathering.

Proposed new Liquor Ordinance:

Alderman Welch called for putting the item on the agenda. City Attorney Hoblit said his research is ongoing and he said he is having any research completed and submitted to the council . . . he shared his two cents.

City Clerk Peggy Bateman asked him to explain what changes are in the ordinance versus what was voted on previously. He laid them out – saying increasing the licensing fee for a liquor license for those who participate in gaming. He listed the stair step amounts. He also added there was the removal for the 30 percent reporting requirement. He said the increasing of the fees is all new, but, the removal of the percentage reporting requirement was on the old ordinance. He said then that particular requirement was changed. He said a 30 percent reporting requirement for revenue sources other than gaming was implemented.

He said having said that the liquor commission has desired the removal of the 30 percent reporting requirement, but that was what he recalled was discussed. He said additional fees were also discussed.

Alderman Bateman weighed in – he said if its brought forward in its current written form, he'd make two amendments. He said one to keep with the removal of the 30 percent, saying there's too many ways to get around – he did not see it as a necessary evil.

He also hoped to come up with a flat fee to make it a simple ordinance, so once it passed they would not have to come back and amend it in months and years ahead. Alderman Parrott said it is not easy to maneuver around. He said we just passed this not too long ago. He said this have very little to do with gaming, other than the collection of receipts in order for them to keep their liquor license. He continued on. City Attorney Hoblit said his research is not entirely complete. Then City Treasurer Chuck Conzo weighed in on the reporting already being stricken from this. Alderman Parrott said he wasn't here last week, but it had been discussed to make an amendment to it to strike it out. To make it 30 percent of other sales . . . he could not remember what the wording was exactly.

Alderman Bateman then followed up about food, and what's not food. He said that was one of his suggestions last week. He posed making it a much simpler way of reporting and continued on with his suggested amendments. Then Alderman Parrott said he'd be OK with starting with the final amount per machine. Rather than stair step it.

City Treasurer Conzo mentioned the draft of the ordinance as written, as it is written, Mr. Hoblit chimed in about what was stricken as-is. Then Alderman Schmidt mentioned she was not at the prior week's meeting, but did listen to it on Facebook. She said this was something they were still going to discuss – having the 30 percent on there or not on there.

Alderman Parrott said if it was on there next week, they would have to strike it an then amend it. Mr. Hoblit said if you were going to amend the ordinance as-is you would just have to let him know. Mr. Parrott posed leaving it as it was, or make it as Mr. Bateman had suggested – "Other sales." Mr. Parrott said it would be a no vote unless that happened. Mr. Hoblit said he could not suggest how his research was incomplete at this time. He called for putting it on the next COW. Mr. Parrott said he felt horrible for Mr. Hoblit about how this has taken place. He said he was not terribly happy with this process.

Mr. Hoblit said this is part of the process, the council needed to see an ordinance before voting. Mr. Parrott said at least this council here has known we have had discussions about committees. He said the commission was working with you on an ordinance unbeknownst to the rest of the council. Mayor Goodman said the Liquor Commission is sent out in agenda and it's their job to refer ideas to the council. He said it's just suggestions and ideas being brought forward and the commission didn't do

anything wrong by bringing forth the ordinance. Mr. Parrott said this was a little bit of a slap in the face as the council had just voted on something similar. Mayor Goodman said this was a different council with different members of the liquor commission and someone brought it forward again. Treasurer Conzo weighed in saying this was not out of line.

Alderman Schmidt asked a question. Mr. Hoblit said it is brought forth and put on the COW. The council can listen to the commission or decide otherwise. He said this is part of the process. He said the commission makes a recommendation, and then the council needs to know exactly what they're voting on. Mayor Goodman said there are similarities in what is done with the Planning and Zoning Commission – they meet, then they bring forward their suggestions for approval. Alderman Welch weighed in saying every committee works autonomously from the council – then they bring an action forward and the council says yes, or they say no. He talked about seeing tangible voting items in front of them. That's what he likes to see. Alderman Parrott said it's dragging on now because of that addition. He said any alderman can go to the City Attorney at any time and ask for him to draft an ordinance – at anytime – they can do this, with his work load. He did not care for that process.

Alderman Welch said he's done that in the past. He said it's a courtesy-thing. The attorney works for the council as a collective body, not for them as individuals. They work at the direction of the mayor.

Alderman Welch said it's a little bit – cart before the horse sometimes. He said if this is going to come before the council before the vote – he wanted to make a recommendation due to the difference of opinion, he called for the items to be voted on individually. That way it would be very clear what they are voting on. He didn't want to be caught in between. Mayor Goodman checked with the city attorney to confirm he was going to make some changes. The item would be tabled for two weeks, it would be on the agenda, but tabled again at that time.

Committees Structure:

This item was tabled.

Marijuana Dispensary:

Alderman Bateman said he'd been in touch with someone who was interested in bringing a marijuana dispensary to the city. He said this is coming January 1, 2020 - in just some talking points – there's no research for any ordinances for recreational marijuana in Illinois – he said it's a blank slate. They did locate an ordinance in Lewisville, CO. He said it's a good template for an ordinance. He said in looking and reading the "ordinance" that the state has passed, it did look favorable for Logan County, Illinois. He said there would be a few things the city could tweak from the Lewiston, CO ordinance. He said there's a very strict regiment that the cities would have to follow. He said it's a two-vote process. They would have to vote to even allow a dispensary – the state will start accepting applications April 1, 2020. He said if the city votes to allow one, that could be voted on next week. Then it would be up to an applicant to follow all the rules – then the city would have to draft their own ordinance with the various factors.

He said it would bring tax revenue, pretty high tax revenue for this, it's a job creator and it doesn't change at all – the amount of marijuana that is consumed locally. He said it takes the black market process, of buying it illegally from someone – you're not buying it from a highly regulated store and you're buying approved marijuana. He said the one thing that amazed him, he was worried about secondhand smoke – but he said over 85% of marijuana consumed from these dispensaries is edible marijuana. He said these are controlled, they're not allowed to smoke them in there, or walk down the street and smoke it. He said it's a recreational dispensary.

Mr. Bateman then went into whole sales cannabis – being subject to a 7% tax. He said the retail level - Illinois is charging at a rate based on the relative potency of the cannabis. He talked about THC 35% or less, etc.

He said the tax ranges for the cannabis will range from 19.55% to 34.75%. He said the state has broken this down . . . and proceeded to list off what areas would benefit from the taxes. The taxes are after the recovery cost of the administration fee for recreational marijuana. He said, "It's coming to Logan County." Does the City of Lincoln want to be the ones that allows that? He said we are centrally located and it appears there's a good possibility the city would have a dispensary.

He was assuming all 55 medical places will apply for recreational marijuana licenses. He continued on about how the city could establish an ordinance.

Alderman Parrott could appreciate the use of medical marijuana, and support that – but he talked about maybe having an ordinance drafted to, "Not" have recreational marijuana. He asked if this is what the city wants to be known for, he said in the food form, it's where it is most abused by people . . . and then he said unlimited liquor licenses.

City Administrator Kavelman said the gentleman who wants to start this would be moving to Lincoln, he would be fitting into the May 1, 2020 letting.

Alderman Schmidt said she totally agreed with what Steven said, she supported medical marijuana, but is totally against recreational marijuana.

Alderman Welch said they're not talking about anyone just walking in off the street. Mr. Bateman said with recreational marijuana, anyone can walk in. He said it is recreational marijuana, you can walk in off the street and you can only buy a very strict amount. He said it's like three ounces or something like that. Smaller than the palm of your hand. It is anyone off the street, 21 years or older.

Mayor Goodman called a gentleman forward, who asked if the dispensaries would also sell to medical patients. He said with his medication, he'd like to spend locally. Alderman Parrott asked if medical insurance could be used at a recreational facility. The gentleman continued to speak off microphone. He assumed recreational facilities would have to service medical patients. Mr. Bateman said the prescription is in case someone is stopped by police, so they have documentation.

Alderman Keller said everyone in the room has an opinion on marijuana, he said we all have an opinion on this, including his college students, he didn't want to come from a visceral, emotional reaction. He said it's a potential volatile issue, but there's the potential for good money making down the road. He said he thought they needed to make a good decision.

City Attorney Hoblit said he was waiting out the potential to receive a template from the Illinois Municipal League, one of their drafted ordinances.

Police Chief Paul Adams said he had a lot of insights. He said Illinois Chiefs really fought hard on this, he said we're gearing up for it, how to deal with the onslaught of this, he said it will be far worse than alcohol use. He said marijuana is part of an addiction process and they're taxing people on it to make money off of it. He did not think it was right for the state to deal with it one way, share or another. He said it will cost the city more time and money as there will be more crimes. He said it will be a, "Tax on our entire system." He said he appreciated the sentiment from Alderman Parrott, he called it a, "Bad thing."

Alderman Bateman said so – he agreed with Steve, saying he is not for it but he also agreed with Chief Adams. He said it is already coming, they need to get together their steps on how to control it. He said another municipality is going to take up that charge. He asked, "Is it going to be worse in the beginning."

He said he works with a lot of young people and this comes up a lot – the 55 dispensaries is going to happen. He said the licenses start October 1, so the first people in line are the ones who stand a better chance of getting them. He asked, "Do we want to get ahead of the game," so we can make the rules make the changes and control how it is happening. He said it's quite a big revenue stream. He said it's a money-making thing and we have to control it. He hoped he didn't misspeak; he was trying to find a template to use. He was trying to find one and look at it. It was just a template to look at. He strongly believed it was going to happen in Logan County. And wanted to look at possible revenue streams to help fund police and other things.

Alderman Welch said here's what the Chicago Tribune wrote – and proceeded to read from the article. A municipality cannot ban individual possession. He said they're going to get it, and they're going to bring it back here. He said we should probably think about getting ahead of it. He wanted to have a discussion or a vote about whether or not they would allow it or not.

Mr. Bateman said the other thing the council needs to determine is their own policies, as the employer's rules "Trump state law." He said it's going to be in this community. He said it has to be addressed, as Paul, (Chief Adams) said. Alderman Welch said the article stated that any city, college or landlord can prohibit it from being on their property.

Treasurer Conzo said Alderman Keller's words were accurate as this will require a lot of discussion. He also did not like the idea of this being in Illinois. He said whatever you do with this – municipalities do have the authority to enact an additional 5% tax on it. He called for taxing it to the maximum amount allowed. He said it's grim to think about the cost this will have.

Mayor Goodman asked if they were bringing it up again in two weeks – Alderman Hoinacki said in two weeks, he envisioned everyone's' phones ringing off the hook. The item was placed on the agenda.

Announcements:

- The Doogin center donated 30 chairs for the council
- Ribbon Cutting at 221 S. Sherman Street for the new Chuck's Glass
- Crew members were needed to help with the 26 balloons coming in from around the U.S.
- The GPEDC turned over two sites for the City of Lincoln and the county, the group is putting word out there about our region
- Five different sites, that are proposing putting in a train control system in
- The Third Friday's event will take place on the fourth Friday of the month, more help would be needed for the Balloon Glow
- Eight new students from China, visited City Hall today, they are students from Lincoln College for the Foreign Exchange Program at Lincoln College

Executive Session pursuant to 2(c)11, Possible or Potential Litigation:

Alderman Welch called for entering into Executive Session, seconded by Alderman Keller. City Clerk Bateman called roll.

Yeas: (8) Alderman Tracy Welch, Alderman Steve Parrott, Alderman Kathryn Schmidt, Alderman Sam Downs, Alderman Kevin Bateman, Alderman Ron Keller, Alderman Jeff Hoinacki

Nays: None

Absent: (0)

The council recessed from the Committee of the Whole meeting at 8:57 p.m. Mayor Goodman said there would not be any future city business.

Return from Executive Session:

The council reconvened from Executive Session 9:40 p.m. in order to reconvene the Committee of the Whole Meeting. Roll call was taken.

Adjournment:

There being no further discussion to come before the City Council of Lincoln, Alderman Bateman motioned to adjourn, seconded by Alderman Schmidt. Roll call was taken.

Present:

Alderman Tracy Welch
Alderman Steve Parrott
Alderman Kathryn Schmidt
Alderman Sam Downs
Alderman Kevin Bateman
Alderman Ron Keller
Alderman Kathy Horn
Alderman Jeff Hoinacki

Mayor Goodman adjourned the meeting at 9:40 p.m.

Respectfully Submitted By:

Alex Williams, Recording Secretary

REGULAR CITY COUNCIL MEETING

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

Tuesday, September 3, 2019

Presiding:

Mayor Seth Goodman

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 Tracy Welch, Ward 1
Alderman Steve Parrott, Ward 1
Alderman Kathryn Schmidt, Ward 2
Alderman Sam Downs, Ward 2
Alderman Kevin Bateman, Ward 3
Alderman Ron Keller, Ward 3
Alderman Kathy Horn, Ward 4
Alderman Jeff Hoinacki, Ward 4

Staff Present:

City Administrator Elizabeth Kavelman
City Attorney John Hoblit
City Clerk Peggy Bateman
Treasurer Chuck Conzo
Fire Chief Bob Dunovsky
Police Chief Paul Adams
Building and Safety Officer Wes Woodhall
Streets Superintendent Walt Landers
Veolia Water, Anthony Harper

Absent:

None

Public Comment:

Mayor Goodman called upon citizens registered to speak. There being no public participation, Mayor Goodman moved to items on the agenda.

A. Payment of Bills

B. Approval of minutes July 23, 2019 Special City Council Meeting, August 5, 2019 Regular City Council Meeting, August 19, 2019 Regular City Council Meeting, August 27, 2019 Committee of the Whole Meeting

C. Request from The Lincoln Knights of Columbus to collect donations for the Annual Intellectual Disability Drive on Friday, September 20, 2019 from 8 a.m. until 5 p.m. and Saturday, September 21, 2019 from 9 a.m. until 1 p.m. on the corner of Broadway and McLean Streets, Pulaski and McLean Streets, Pulaski and Kickapoo Streets and Broadway and Kickapoo Streets

Alderman Welch made a motion to approve, seconded by Alderman Horn. Mayor Goodman called for further discussion, there being none, City Clerk Bateman called roll.

Yeas: (8) Alderman Steve Parrott, Alderman Tracy Welch, Alderman Kathryn Schmidt, Alderman Sam Downs, Alderman Ron Keller, Alderman Kevin Bateman, Alderman Jeff Hoinacki, Alderman Kathy Horn
Nays: (0)
Abstain: (0)
Absent: (0)

Mayor Goodman moved to other items on the agenda.

New Business/Communications:

A. Approval of the ETSB/9-1-1 Intergovernmental Agreement between Logan County and the City of Lincoln (Tabled August 19, 2019)

Alderman Keller made a motion to approve, seconded by Alderman Welch. Mayor Goodman called for discussion. Alderman Hoinacki said if it was tabled, there needed to be a motion to remove it from the table, the motion was made by Alderman Hoinacki, seconded by Alderman Bateman.

Then Mayor Goodman called for roll to be taken. City Clerk Bateman called roll.

Yeas: (8) Alderman Steve Parrott, Alderman Tracy Welch, Alderman Kathryn Schmidt, Alderman Sam Downs, Alderman Ron Keller, Alderman Kevin Bateman, Alderman Jeff Hoinacki, Alderman Kathy Horn
Nays: (0)
Abstain: (0)
Absent: (0)

Then Alderman Welch motioned to approve, seconded by Alderman Keller. Mayor Goodman called for discussion. Police Chief Paul Adams made comment about moving ahead, as he had not heard more about it. Mayor Goodman called for further discussion or questions, there being none, City Clerk Bateman called roll.

Yeas: (8) Alderman Steve Parrott, Alderman Tracy Welch, Alderman Kathryn Schmidt, Alderman Sam Downs, Alderman Ron Keller, Alderman Kevin Bateman, Alderman Jeff Hoinacki, Alderman Kathy Horn
Nays: (0)
Abstain: (0)
Absent: (0)

Mayor Goodman moved to other items on the agenda.

B. Approval of the placement of a Referendum to abolish the Civil Service Commission on the ballot for the March 17, 2020 election (Tabled August 19, 2019)

Alderman Bateman motioned to approve, seconded by Alderman Keller.

Yeas: (8) Alderman Steve Parrott, Alderman Tracy Welch, Alderman Kathryn Schmidt, Alderman Sam Downs, Alderman Ron Keller, Alderman Kevin Bateman, Alderman Jeff Hoinacki, Alderman Kathy Horn
Nays: (0)
Abstain: (0)
Absent: (0)

Alderman Bateman said he motioned to put it on the ballot. City Attorney John Hoblit weighed in saying his research was incomplete in association to this. Then Alderman Hoinacki said there wasn't a second, he then seconded the motion. Then Mr. Hoblit continued on. He said he'd keep everyone updated in association with this. He wanted to give the council the update, saying this far it isn't the most promising. His idea was that while his research was ongoing, maybe this could be called for discussion on a weekly or biweekly basis.

Alderman Bateman said he would remove his motion because he reached out to the Logan County Clerk and they had until December to put it in on the ballot, then Treasurer Conzo weighed in on it being tabled or removing it from the agenda. Then they could put it on the agenda in future. Mr. Bateman suggested removing it from the agenda and bringing it up in the next Committee of the Whole meeting – as soon as he gives his legal opinion. They needed a motion. Alderman Parrott said you have to remove your seconded.

Alderman Hoinacki rescinded his seconded and made a motion to remove Item B from the agenda, seconded by Alderman Welch. There being no further discussion, City Clerk Bateman called roll.

Yeas: (8) Alderman Steve Parrott, Alderman Tracy Welch, Alderman Kathryn Schmidt, Alderman Sam Downs, Alderman Ron Keller, Alderman Kevin Bateman, Alderman Jeff Hoinacki, Alderman Kathy Horn
Nays: (0)
Abstain: (0)
Absent: (0)

Mayor Goodman moved to other items on the agenda.

C. Approval of three-way agreement between the City of Lincoln and Lincoln College and Comcast to provide public Broadcast service to the Channel 5 Public Broadcast Station for four (4) City Council Meetings per month. (Tabled August 19, 2019)

Alderman Horn motioned to remove it from the table, seconded by Alderman Parrott. Mayor Goodman called for further discussion, there being none, City Clerk Bateman called roll.

Yeas: (8) Alderman Steve Parrott, Alderman Tracy Welch, Alderman Kathryn Schmidt, Alderman Sam Downs, Alderman Ron Keller, Alderman Kevin Bateman, Alderman Jeff Hoinacki, Alderman Kathy Horn
Nays: (0)
Abstain: (0)
Absent: (0)

Next, Alderman Bateman motioned to remove it from the agenda due to a lack of agreement with Comcast, seconded by Alderman Hoinacki. City Administrator Kavelman said the director is coming down from Chicago along with Libby to meet with two of the aldermen. The consensus was it could always be added back to the agenda.

Yeas: (8) Alderman Steve Parrott, Alderman Tracy Welch, Alderman Kathryn Schmidt, Alderman Sam Downs, Alderman Ron Keller, Alderman Kevin Bateman, Alderman Jeff Hoinacki, Alderman Kathy Horn
Nays: (0)
Abstain: (0)
Absent: (0)

Mayor Goodman moved to other items on the agenda.

D. Approval of Request for Proposal for the Construction of solar panels at the Sewer Treatment Plant

Alderman Bateman made a motion to approve, seconded by Alderman Parrott. Alderman Bateman said in his emails he shared that Sean of Veolia will take care of the Request for Proposal (RFP). Mayor Goodman called for further discussion, there being none, City Clerk Bateman called roll.

Yeas: (8) Alderman Steve Parrott, Alderman Tracy Welch, Alderman Kathryn Schmidt, Alderman Sam Downs, Alderman Ron Keller, Alderman Kevin Bateman, Alderman Jeff Hoinacki, Alderman Kathy Horn
Nays: (0)
Abstain: (0)
Absent: (0)

Mayor Goodman moved to other items on the agenda.

Announcements:

Mayor Goodman asked if anyone had any announcements.

- Treasurer Chuck Conzo congratulated the mayor for being chosen as Citizen of the Month by the Lincoln Courier, he said it was well-deserved in his opinion
- City Attorney John Hoblit made an announcement about the liquor commission, about a law passed that increases the amount of games in a gaming parlor – from five units to six.
- City Attorney Hoblit then shared information about his ribbon cutting ceremony at 11:30 a.m. on Friday at his new law office on Pulaski Street in Lincoln

There being no further announcements to come before the council, Alderman Welch made a motion to move into Executive Session under 2(C)1, personnel, seconded by Alderman Parrott. City Clerk Peggy Bateman called roll.

Present:

Alderman Tracy Welch
Alderman Steve Parrott
Alderman Kathryn Schmidt
Alderman Sam Downs
Alderman Kevin Bateman
Alderman Ron Keller
Alderman Kathy Horn
Alderman Jeff Hoinacki

Yeas: (8) Alderman Steve Parrott, Alderman Tracy Welch, Alderman Kathryn Schmidt, Alderman Sam Downs, Alderman Ron Keller, Alderman Kevin Bateman, Alderman Jeff Hoinacki, Alderman Kathy Horn
Nays: (0)
Abstain: (0)
Absent: (0)

Executive Session | 2(C)1:

The council recessed from the Committee of the Whole meeting at 7:12 p.m. in order to enter Executive Session. Mayor Goodman announced there would be no further city business conducted upon reconvening.

Return from Executive Session | 2(C)1:

The council reconvened from Executive Session 7:29 p.m. in order to reconvene the Committee of the Whole Meeting. Roll call was taken by City Clerk Peggy Bateman.

Present:

Alderman Tracy Welch
Alderman Steve Parrott
Alderman Kathryn Schmidt
Alderman Sam Downs
Alderman Kevin Bateman
Alderman Ron Keller
Alderman Kathy Horn
Alderman Jeff Hoinacki

Absent:

None

At this time there was one job, Mr. Wes Woodhall shared information about on record. He said the Apollo Mart was advised to stop work on their addition, due to not having stamped drawings. He said since then he has had many conversations with aldermen, Mrs. Kavelman and the mayor. He said according to an act, the city worker has the jurisdiction, it is in a C1 district, all the setbacks had been made and he based his opinion of not having to force them to go through the extra costs of engineering fees for such a simple project. He said because of all this, they stopped work, but Mr. Woodhall had them cleanup their work and wait to hear from him.

City Attorney John Hoblit said the rules he stated are accurate, 107.1 General, submission of documents. The permit process would be prepared by a registered design professional . . . he continued reading . . . he said it was not necessary to have to obtain compliance with the code. He said this falls underneath the section. He said he also reviewed other statues, one from 1989 which is in purview of that particular act. He said he did not see anything in there that is not acceptable. He said what Mr. Woodhall is preparing is not out of the ordinary.

Alderman Welch said the email in question was to share what he had been told and about halting the construction. He said he was not told there was rebar in the footings, and that people were concerned about safety – they were worried about the construction – and that people were worried about the blind spot – coming down the alley.

Mr. Woodhall said in that district, there is no front or side yard setback. He said the buildings are up to the city sidewalk, they are allowed to do this. He said they were – lackadaisical in their protection of the site, they just had posted caution tape, however, Mr. Woodhall had posed fencing it off completely. He said the footers are two-foot-thick, two foot wide. He continued on about it being code compliant and that nothing was out of the norm. He said it was not typical practice where stamped engineering drawings would be necessary. He said it is run of the mill construction.

Mayor Goodman said he received very similar inquiries. Mr. Woodhall wanted to know if they could continue on with the project. He then touched on a plumbing project for a hair salon, the girl is licensed, and that state would be brought in due to plumbing. He said it's very common, it's a daily occurrence.

City Administrator Elizabeth Kavelman asked about the rebar. He said they are not saving money by doing it, it is common practice.

Alderman Parrott asked if he is to oversee the footing to ensure there is rebar in them. He said surely you don't go around to every construction project to see if they have rebar in the footings . . . Mr. Woodhall said he tries to. He said on people he knows and has seen their work – and he has some people he is building a rapport with. He said he tries to be everywhere at all times and most people are really good at calling. He said they call on things that are not necessary, but he is on the job as much as possible.

Alderman Bateman asked if they can get photos. Mr. Woodhall said they try to as much as possible. He said they do so as much as possible. Mayor Goodman asked if they had any concerns about moving forward with the project – there were none. Then Treasurer Conzo said there has been cases where people have made accusations that were unfounded or false, he said often there are other agendas at work and often times things are unfounded.

Alderman Welch said just for clarification – he said he was conveying what was said to him about there being no rebar in the footings. He said the gist of what they were trying to get at – was the safety of the community. And hypothetical structural compromises. He was not advocating for their position on this, he said they had a safety aspect in mind. He said we called the appropriate people, Mr. Woodhall addressed the safety concerns etc., and he had no issue with moving forward.

Mayor Goodman said he wanted to make everyone aware of what he was informed of today.

Alderman Parrott asked about practice moving forward. Alderman Welch said an engineer is not needed to run the electrical outlet – but when they are building a brand new structure – he said the particular property going up – they are going to make money off of that venture.

Mr. Woodhall said he was not trying to save anybody money, but the principal in his head is – jumping through a hoop that isn't necessary. He called it a simple project. He talked about the bathroom at the Logan County Fairgrounds and how he did not require a stamped project for this project. He said it's not like he is picking and choosing, but larger projects will need engineers. He said he thinks it's a, "Case by case situation."

Alderman Welch said because of this situation and how it was brought to our attention, he would ask if they should put more thought into how these are handled in the future . . . [inaudible] Mr. Woodhall said – what do you need from us. He needed a sketch, a setback, layout of doors, footings – items of common building practice.

Mr. Hoblit said what you look at – the buck stops at Mr. Woodhall. He said we're asking what discretion to have and you have the discretion – you make the decisions you see necessary – that the city is relying on his expertise. He municipality relies upon him as written in the code – he had the discretion.

Adjournment:

There being no further discussion to come before the City Council of Lincoln, Alderman Keller motioned to adjourn, seconded by Alderman Parrott. Roll call was taken. Mayor Goodman adjourned the meeting at 7:52 p.m.

Present:

Alderman Tracy Welch
Alderman Steve Parrott
Alderman Kathryn Schmidt
Alderman Sam Downs

Alderman Kevin Bateman
Alderman Ron Keller
Alderman Kathy Horn
Alderman Jeff Hoinacki

Absent:

None

Respectfully Submitted By:

Alex Williams, Recording Secretary

COMMITTEE OF THE WHOLE MEETING

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

Tuesday, September 10, 2019

Presiding:

Mayor Seth Goodman

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 called roll.

Present:

Alderman Tracy Welch, Ward 1
Alderman Steve Parrott, Ward 1
Alderman Kathryn Schmidt, Ward 2
Alderman Sam Downs, Ward 2
Alderman Kevin Bateman, Ward 3
Alderman Ron Keller, Ward 3
Alderman Kathy Horn, Ward 4
Alderman Jeff Hoinacki, Ward 4

Staff Present:

City Administrator Elizabeth Kavelman
City Attorney John Hoblit
City Clerk Peggy Bateman
Treasurer Chuck Conzo
Fire Chief Bob Dunovsky
Police Chief Paul Adams
Building and Safety Officer Wes Woodhall
Streets Superintendent Walt Landers
Veolia, Project Manager, Anthony Harper

Absent:

Alderman Jeff Hoinacki, Ward 4

Public Comment:

Mayor Goodman called upon citizens registered to speak.

Mr. Paul Carder of 505 4th Street came forward. He said he is a medical cannabis patient. He called it good medicine. He said it is not an addictive drug, it is not a gateway, it does not cause any serious harm, it cannot kill you like tobacco . . . he said recreational is going to be legal. He called it a good opportunity if it comes to Lincoln – for the tax base. He said it would really deplete that street market. He called it quality product. He said he would rather spend his money here in Lincoln than anywhere else. He encouraged the council to allow it to come if the state selects the city.

Mrs. Wanda Lee Rohlf's came forward to talk, she said she believed she sent everyone here – she had a question after last week's meeting about some information that was printed in the minutes. She wanted a line changed in the meeting minutes relating to the marijuana presentation. She said the second sentence – she wanted the language changed to what was said. She typed what was written on

the video. She said there were statements included that were not accurate to what she said. She requested an amendment to the minutes.

Alderman Ron Keller then invited Kelly Crooks forward, she is mental health expert. Mr. Keller said she is licensed social worker who has worked in mental health and social work. She said marijuana has been helpful on a short term use. She said long-term people tend to increase their usage or turn to, "other things." She said sometimes it's similar to tobacco where people increase their use.

Alderman Bateman asked about the studies she was looking at on the long-term use. He asked if the study she was looking at looked at long-term use – daily use. He said there's a difference between recreational use and "use." He asked if it differentiated from this.

Miss Crooks responded. She has a master's degree in social work and is studying for a doctorate as well. Alderman Parrot asked if she works with doctors. She said she works with patients on all sorts of substances. Her patients are ages three to 99 – or however long.

Alderman Parrott asked about their issues. She said sometimes people don't have any coping skills. He said he wanted to get someone who could speak to the medical side of things. She said you'd have to ask them.

Next, Allison Gomez came forward to present her research – she said you can pull data supporting both the pros and cons of marijuana. She said the question she wanted to pose to the council – is what is our vision for the community – what are our values? She said she values a community where her kids feel safe. She continued on. She said when you think about community culture, economic development etc. – it matters.

Alderman Keller said as the mayoral appointed representative of the Logan County Health Department – he could say he has some good faith and confidence in the Logan County Department of Public Health. There being no further public participation, Mayor Goodman moved down to other agenda items.

Proclamation for the City of Lincoln's Recognition of the 232nd Year Anniversary of the drafting of the U.S. Constitution; Submitted by Lincoln, IL's Chapter of the Daughters of the American Revolution (DAR):

The item would be placed on the consent agenda.

Request to Permit whitewashing on Wyatt Avenue from South Kickapoo Street to the Lincoln Community High School on the Wednesday and Thursday evenings of September 18 and 19, 2019, for Homecoming Festivities at the same time will whitewash on the streets in front of the Senior Players' Homes Submitted by Tara Morris of the LCHS Football Boosters Club - a Certificate of Insurance is Included with the Application:

Alderman Welch opened discussion – reiterating he was in favor of this – saying it was nice to see this support displayed in the community. He wanted them to use washable chalk rather than paint this year. He asked that this be conveyed. The item would be placed on the consent agenda.

Hanson Professional Services, Inc.'s Supplement of \$15,438 for work to date on the Fifth Street Road Project Design:

City Administrator Kavelman opened discussion, saying this is the bill the group has been holding. The item would be placed on the consent agenda.

Replacement of Sewerage Treatment Plant's John Deere Gator for a 2018 John Deere Gator for \$18,675, with trade-in:

Alderman Kevin Bateman asked if the treatment plant looked at similar vehicles – such as the Kubota. He said the Lincoln City Fire Department owns a CASE vehicle. Mr. Anthony Harper explained who they looked at when considering this vehicle. Alderman Welch asked which line it would come from. Treasurer Conzo said he believed it was under the vehicles – capital expense vehicles, under the Sewer Treatment Plant – number 50-7200-7862. He said it would seem to him, but that this replacement exceeds the amount in that line. He said he knew there were several transitions with the company, but there may need to be a budget amendment in order to do this. Alderman Schmidt asked about the condition of the vehicle.

Mr. Harper said it's actually a four-wheeler, spark plugs are being replaced, he said it is 10 years. He invited the council to observe the condition. He said the John Deere vehicle was selected based on price and their current vehicle had lasted under the conditions. The item would be placed on the consent agenda.

Bid Opening for CMT Union Street Lift Station Project:

Next Mrs. Christy Crites of Crawford, Murphy & Tilly (CMT) came forward. Two bids were within \$100,000 of each other. She submitted her thoughts to the council. She called four different communities who have worked with Stark Excavating and she had not received any comments. She said overall – very satisfied. She would get everything submitted to the Illinois EPA.

Alderman Bateman said he was at the bid opening, all four companies were present, and a general contractor was observing. He said he hadn't spoken of the bid amount to anyone. He thanked her and said he felt confident in her research. Treasurer Conzo said in the budget we have funds for the lift station and the long-term control plan. He said he assumed the intent was for some of this to come out of those lines. She responded saying the way the numbers are set up, they will execute the funds for the loan amount, then the city would need to decide if they wanted to be reimbursed. She also noted principal forgiveness. She said all they have left is to wrap up the design of the CSO project and take it to construction – then this loan would be executed. She called for sitting down and discussing the numbers. She said as it looks right now – the city should be adequate.

The item would be placed on the agenda.

Bid Opening for General Cleaning Services of City Buildings:

City Clerk Peggy Bateman said the cleaning of the depot and city hall was put out for bid – this did not include the Lincoln City Fire Department's quarters. They would clean up the public area. The city clerk's office would take care of the area behind the doors.

Royce Scales - \$780 police station, \$550 a month for city hall, the depot waiting station, \$1,040 a month (daily basis) - \$2,370 (total)

Resilient - \$110 city hall, police station at \$130 a month for actual cleaning, they did not list as if it were weekly or monthly, the depot was listed as \$52. She said there was no way this was monthly. She did not know if it was daily or weekly or monthly. The stripping and waxing of the floor was also listed – \$330.

Alderman Welch asked if only two companies bid. He wanted some clarification and for her to bring it back to the next COW. He said it did not sound like it was apples to apples. Alderman Bateman asked for it to stay on the next COW. That was the consensus as there was nothing to vote on.

Lincoln Sewerage Treatment Plant's CSO Solids Removal Project Update:

Mrs. Christy Crites of CMT came forward again to talk about the loan application for the CSO construction project – to get that submitted to the Illinois EPA. She said everything is going to be so super easy, to get things in line and breeze through the process. She did not want to confuse the two projects together. Alderman Kavelman said the other issue is CSO sludge removal project, she wanted to know if this was something they would take over. She said that was not theirs, that was a maintenance at the plant. She said that would be Anthony.

Mr. Harper said they had access to eight trucks last week – they worked as a team to get all of the dry bits cleaned out, to move out of the CSO tanks. He said they will start Monday, pending the weather – to get out as much sludge out as possible. Now the plant will not need the four-wheel loader. And they would be able to transport in 25 loads instead of 50. Administrator Kavelman thanked them both.

Solar Energy Panels RFP:

Mr. Anthony Harper said he would try to have this together before the next meeting. Alderman Bateman said as soon as the RFP's go out, they could get it on the agenda. Alderman Welch was not in favor of a 25 year contract with them, he said he would want to see something smaller than that. Alderman Bateman said the term could be a question mark. He also mentioned buyout. Mr. Welch said yes, this was something they should ask everyone. Alderman Bateman made note.

Legalized Marijuana Dispensary City Council Endorsement Resolution:

Alderman Bateman opened discussion – saying he was assuming everyone got the email from the city attorney on the resolution, so they would have something to look at before next week. He asked it to be added to the agenda for next week. Alderman Welch said he was not sure there were any unanswered questions and called for putting it on the agenda for a vote. Alderman Parrott mentioned the county meeting that took place the previous week and wanted to hear what, "transpired."

Alderman Bateman said the county is considering the same thing. He said the county does own properties inside city limits, so they too have the option of passing the same things and allowing it inside the city limits – it would be a county approval. The idea was to get a joint meeting on this. He said the email he received today was that the county board was going to bring it off a floor for a vote at tonight's meeting. Alderman Schmidt asked a question.

City Attorney Hoblit said the county is in their purview to do as such. He said he would look into it. Alderman Parrott said he had "heard" some of the conversation that took place. About Chief Adams' support he said he heard that he is in support of it, but Alderman Parrott said he has not heard that he is in support of it. But he wanted to know if the councilmembers were speaking on behalf of the city's Chief of Police.

Alderman Bateman said marijuana is already here, they were going to deal with it no matter what – but he thought the chief was saying that they will have to deal with it either way – to allow it or not allow it. He said it's here already. Alderman Parrott said that was different than being in support of it. He did not think an alderman should speak on behalf of the chief, he said he did not get that from the chief. He said they could review the meeting minutes.

City Attorney Hoblit weighed in saying he did not see the chief as raising any kind of support. He said he is not an elected official, he will give the council legal opinions, but as appointed officials they are more hesitant to say if they support or do not support something.

Alderman Keller said he would like to confirm, he said no one said the chief was in support – he cited Alderman Bateman, City Administrator Kavelman and himself – saying they were present at the meeting and he did not hear this. Alderman Bateman then referenced the Logan County Sheriff – who he said also thinks that they will have to deal with it, because it is here. He said his answer was nearly identical to what the City of Lincoln Police Chief had said.

Alderman Bateman said he had never tried it - only in Cheech and Chong movies – that was all he knew. He said there are people who do not want their name out there – that they are users for whatever reason. He said he was not elected to push his values on people – but he was elected to govern. He said he feels passing it gives the city the opportunity some kind of control and some kind of voice of where the money goes that is collected. He said marijuana deaths are zero – for every year recorded. He said, “governing it is where I stand.” He said he brought it forward, but in the research he has done, he thinks the city should allow it.

City Administrator Kavelman said the county is at a 3.5 percent tax on it while the city is at a 3 percent tax. She said the chairperson mentioned maybe a collaboration between the city and the county. Alderman Bateman said the county was going to bring this off the floor at the workshop and then decide to vote on it at the voting session. He said the taxing part of this – they have until October 1.

Alderman Downs said he thought they were elected to represent their wards. He referenced a poll online – he called for people to voice their opinions – to get on there and vote. Mr. Bateman said at his last check, 78% were in favor of allowing it. The item would be placed on the regular agenda.

Legalized Marijuana Dispensary 3% Tax Ordinance:

Alderman Keller talked about the tax allocation – he wanted to know if there was anything in the statute – if the taxes had to go to anything in particular. Mr. Hoblit said his research did not encompass this and referred to the city treasurer. He thought the state statute did not dictate municipal tax. The item would be placed on the regular agenda.

Overall Update of the Progress on the city’s portion of the Fifth Street Road Project and Eminent Domain Letters from the city sent to Non-Responsive Fifth Street Road Property Owners:

City Administrator Kavelman said they are chugging along. There were still a few who have not signed, there are verbal agreements. More have signed since the last time they spoke. Alderman Schmidt asked if anyone they sent a letter to who has still not contacted the city. City Administrator Kavelman said yes, some had received the letter but have not taken any action back.

Alderman Welch said the verbal agreements are not legally binding until signed. He wanted to know how many had signed. Mrs. Kavelman explained the process. She said she thought they had narrowed down three more since the last time they spoke. Alderman Welch asked if they were to gauge how long it would take – how many would exceed the 60 day letters. He wanted to know if she could guesstimate.

She would rather talk about this in executive session. He wanted some very vague information. She said we might know more after Thursday. Alderman Bateman said he was still with, “Steve and Tracy.” He wanted to know how many people have actually signed the documents and its onto the next phase.

She said it is variable, it is hard to explain. Alderman Welch asked if it was possible going forward, to get a weekly – status update on the project. Alderman Bateman said he wanted a number – he said that would greatly help him. She said we also need to work on the money aspect of this as temporary easements are coming up.

Alderman Schmidt asked once they sign – do they sign again. She said once they issue the check, that is the final movement.

Committees Structure:

Alderman Bateman said he is leaving this out there every month. Alderman Welch said no offense to Mr. Bateman, but he thinks they have, “Beat this horse to death.” He said he would like to see this particular topic die. Alderman Bateman did not want to see this die yet. But he said since he has been sworn in, there has been a change, he said he has asked to take some of the smaller projects off of the City Administrator – he said if things keep moving in that direction – he thinks it’s working – he is open to any projects people want to give him.

Alderman Downs said he wanted to touch on what Mr. Welch had said – he thinks things have gotten way better since he has been here – he did not know if it should die, but he thought maybe they should look back at it in another six months or so. Alderman Welch just did not want it to pop up on an agenda in the near future. He said we have had great strides since the council has turned over. He did think they could improve their transparency in the community. He said there are individuals who like to reach out.

Alderman Bateman said to him, the example of where a committee structure would work – not everything needs to be a committee – but to him, “5th Street Road” we would have been a lot further down the road, finished or if not, in construction phase if they had had a committee talk about it monthly, quarterly etc. He said he knew they went months or a year . . . he said it got brushed under the rug, or tossed on the lap of the city administrator. He said those are the kinds of things that he feels should – [be reason to] form a committee. Alderman Parrott asked how long the project had been going on – it was 22 years, with 13 years of having committees.

Alderman Schmidt asked about reporting amongst council members. She thought everyone could talk about it. Treasurer Conzo weighed in next. He touched on issues with financing that surround the project. Alderman Horn said if you’re on one thing – and you need to talk about it, then get it on the agenda and talk about it with everyone.

Alderman Keller said the City Administrator did email the council following the meeting with the county. He said it is their job to remain apprised with everything going on with the city. Alderman Bateman said it had nothing to do with the money – they never had the money. It was the properties, getting people signed. He said there were all kinds of things that went wrong in this thing. He said we’re up against the gun again, we’re up against the gun on the sewer mandate – he said this council is constantly standing at a wall with the “firing squad” against them. He said you have to have forward thought and forward vision with projects coming down the road. He said certain projects need that round table discussion and you cannot just rely on the administrator. He said we should not be having this conversation. He said, “we put the gun to the head to the city,” and moved it forward.

Alderman Welch said he did not think the county’s pressure forced them to move forward. He referenced the loans that need to be paid back or applied to project. He said this council rolls over every two years. He said it was not a priority for them. He said now we have to move forward and try to

make this work. He said he did not think anyone here knew if they committee structure could have fixed the problem or not.

Announcements:

Mayor Goodman asked if anyone had any announcements.

- The City of Lincoln's Waste Water Treatment Facility has been nominated for an award, it's a group two facility – one of five cities nominated in the state including Chillicothe, Carol Stream, Carbondale and Collinsville.
- Alderman Welch mentioned getting tours of the landscape waste facility. He said it's interesting what they are dealing with. He took a tour and his eyes were opened a bit about why Mr. Landers is asking for the things that he is asking for.
- Alderman Bateman suggested everyone take a tour of Veolia. He said it is very impressive.
- Alderman Keller mentioned the gathering on September 21 – the attempt to break the Guinness World Record for people to dress like President Abraham Lincoln. Alderman Bateman said one of the requirements is that you cannot have a mustache.
- Mr. Landers said the railroad crossing on Route 121 is closed, on the way to Mt. Pulaski. He then touched on Route 10, toward Clinton saying it will be closed next week, and then North Kickapoo Street's Railroad Crossing with also be closed, for construction during the following week.

Executive Session | 2(C)1, Personnel and 2(C)11, Possible or Potential Litigation:

There being no further announcements to come before the council, Alderman Welch made a motion to move into Executive Session under 2(C)1, personnel and 2(C)11, possible or potential litigation, seconded by Alderman Keller. City Clerk Peggy Bateman called roll.

Present:

Alderman Tracy Welch, Ward 1
Alderman Steve Parrott, Ward 1
Alderman Kathryn Schmidt, Ward 2
Alderman Sam Downs, Ward 2
Alderman Kevin Bateman, Ward 3
Alderman Ron Keller, Ward 3
Alderman Kathy Horn, Ward 4

Yeas: (7) Alderman Steve Parrott, Alderman Tracy Welch, Alderman Kathryn Schmidt, Alderman Sam Downs, Alderman Ron Keller, Alderman Kevin Bateman, Alderman Kathy Horn

Nays: (0)

Abstain: (0)

Absent: (1) Alderman Jeff Hoinacki,

Executive Session:

The council recessed from the Committee of the Whole meeting at 8:24 p.m. in order to enter Executive Session. Mayor Goodman announced there may or may not be future city business conducted upon reconvening.

Return from Executive Session:

The council reconvened from Executive Session 9:02 p.m. in order to reconvene the Committee of the Whole Meeting. Roll call was taken.

Present:

Alderman Tracy Welch
Alderman Steve Parrott
Alderman Kathryn Schmidt
Alderman Sam Downs
Alderman Kevin Bateman
Alderman Ron Keller
Alderman Kathy Horn

Absent:

Alderman Jeff Hoinacki

Adjournment:

There being no further discussion to come before the City Council of Lincoln, Alderman Keller motioned to adjourn, seconded by Alderman Welch. Roll call was taken. Mayor Goodman adjourned the meeting at 9:02 p.m.

Respectfully Submitted By:

Alex Williams, Recording Secretary

PROCLAMATION

2019 - _____

Anniversary of the Drafting of the Constitution

WHEREAS: It is the privilege and duty of the American people to commemorate the two hundred and thirty-second anniversary of the drafting of the Constitution of the United States of America with appropriate ceremonies and activities; and

WHEREAS: Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17th through 23rd as Constitution Week,

NOW, THEREFORE I, Seth Goodman, by virtue of the authority vested in me as Mayor of the City of Lincoln in the State of Illinois do hereby proclaim the week of September 17th through 23rd as

CONSTITUTION WEEK

And urge all citizens to study the Constitution and reflect on the privilege of being an American with all the rights and responsibilities which that privilege involves.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City to be affixed this 16th day of September of the year of our Lord, Two thousand nineteen.

Signed _____ Seal Attest _____

REQUEST TO PERMIT

SEP 04 2019

DATE: 9-4-2019

RECEIVED

We, the undersigned of the City of Lincoln, do hereby respectfully request the Mayor and City Council to permit

LCHS Football Booster members to whitewash
Wyatt Ave. from Hickapoo St. to the high school on
Wednesday and Thursday evenings September
18th + 19th 2019 for homecoming festivities. We also request
to whitewash immediately in front of our Senior players
Ulines at the same time. Thank you for your consideration
and for your support of the LCHS Football team.

If the above request is for use of City property, including streets and/ or alleys, please check one of the two boxes below:

A Certificate of Insurance Liability for the event is attached.

A Certificate of Insurance Liability for the event will be provided to the City no later than _____

If City property is used, a Certificate of Insurance Liability is required listing the City as an additional insured. The City reserves the right to postpone review and consideration of this Request to Permit until a Certificate of Insurance Liability is provided.

Name: Tara Morris

Address: 1322 1300th St.

Lincoln, IL 62656

Phone: 217-828-0370 Cell: same

Email: tara.morris@heartland.edu



CERTIFICATE OF LIABILITY INSURANCE

OP ID: LK

DATE (MM/DD/YYYY)

08/23/2018

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 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 RFG 713 713 North Bloomington Streator, IL 61364 Craig Ramza II	CONTACT NAME: PHONE (A/C, No, Ext): FAX (A/C, No): E-MAIL: ADDRESS: PRODUCER CUSTOMER ID #: LINCO-4													
	<table border="1"> <thead> <tr> <th>INSURER(S) AFFORDING COVERAGE</th> <th>NAIC #</th> </tr> </thead> <tbody> <tr> <td>INSURER A: Markel - WSI</td> <td></td> </tr> <tr> <td>INSURER B:</td> <td></td> </tr> <tr> <td>INSURER C:</td> <td></td> </tr> <tr> <td>INSURER D:</td> <td></td> </tr> <tr> <td>INSURER E:</td> <td></td> </tr> <tr> <td>INSURER F:</td> <td></td> </tr> </tbody> </table>	INSURER(S) AFFORDING COVERAGE	NAIC #	INSURER A: Markel - WSI		INSURER B:		INSURER C:		INSURER D:		INSURER E:		INSURER F:
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INSURER C:														
INSURER D:														
INSURER E:														
INSURER F:														
INSURED Lincoln CHSD #404 1000 Raller Way Lincoln, IL 62666														

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 SUBR (INSR, WVD)	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY		CND-IL-EPP-12417-000	10/01/2018	10/01/2019	EACH OCCURRENCE \$ 1,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY					DAMAGE TO RENTED PREMISES (EA OCCURRENCE) \$ 800,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR					MED EXP (Any one person) \$ 5,000
	GEN'L AGGREGATE LIMIT APPLIES PER:					
	<input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC					GENERAL AGGREGATE \$ 2,000,000
						PRODUCTS - COMPIOP AGG \$ 2,000,000
A	AUTOMOBILE LIABILITY		CND IL CAP 12418 000	10/01/2018	10/01/2019	COMBINED SINGLE LIMIT (EA ACCIDENT) \$ 1,000,000
	<input checked="" type="checkbox"/> ANY AUTO					BODILY INJURY (Per person) \$
	<input type="checkbox"/> ALL OWNED AUTOS					BODILY INJURY (Per accident) \$
	<input type="checkbox"/> SCHEDULED AUTOS					PROPERTY DAMAGE (PER ACCIDENT) \$
	<input checked="" type="checkbox"/> HIRED AUTOS					\$
	<input checked="" type="checkbox"/> NON-OWNED AUTOS					\$
A	UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR		CND IL EXL 12420 000	10/01/2018	10/01/2019	EACH OCCURRENCE \$ 5,000,000
	EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE					AGGREGATE \$ 5,000,000
	DEDUCTIBLE					\$
	<input checked="" type="checkbox"/> RETENTION \$ 10,000					\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY					WC STATUTORY LIMITS <input type="checkbox"/> OTHER <input type="checkbox"/>
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	<input type="checkbox"/> Y <input type="checkbox"/> N	N/A			E.L. EACH ACCIDENT \$
	If yes, describe under DESCRIPTION OF OPERATIONS below					E.L. DISEASE - EA EMPLOYEE \$
						E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
 The City of Lincoln is listed as an Additional Insured in regards to use of all city grounds, streets, and facilities for any and all LCHS events as their interest may appear

CERTIFICATE HOLDER CITY OF LINCOLN CITY HALL CITY CLERK'S OFFICE P.O. BOX 509 LINCOLN, IL 62666	CITYLING	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 Craig Ramza II 
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RESOLUTION NO.

**RESOLUTION PERMITTING ADULT USE MARIJUANA
DISPENSARIES TO OPEN AND OPERATE WITHIN THE CITY OF LINCOLN**

THIS RESOLUTION is made and adopted by the CITY COUNCIL OF THE CITY OF LINCOLN, LOGAN COUNTY, ILLINOIS, at a regular meeting held in the City Council Chambers in said City on the ____ day of _____, 2019, WITNESSETH:

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

WHEREAS, the CITY OF LINCOLN acknowledges that the State of Illinois has passed Cannabis Regulation and Tax Act authorizing the sale of adult use marijuana come January 1, 2020; and

WHEREAS, the CITY OF LINCOLN desires to permit businesses within the City of Lincoln to potentially own and operate an adult use marijuana dispensary; and

WHEREAS, the CITY OF LINCOLN believes it is in the best interests of the health and welfare of the citizens of Lincoln to permit the open and operation of the adult use marijuana dispensary; and

WHEREAS, the CITY OF LINCOLN is aware there are only so many permits are going to be issued by the State for adult use marijuana dispensaries and the City Council does not want to impede any potential business by delaying City approval; and

WHEREAS, the CITY OF LINCOLN affirmatively states that this Resolution is only in regards whether or not the business will be allowed in the City of Lincoln as the City further states that further regulations on their operation (i.e. hours of operation, how many feet within a school can it exist, etc.) will likely be further passed by the City of Lincoln;

NOW, THEREFORE, IT IS HEREBY RESOLVED by the CITY COUNCIL OF THE CITY OF LINCOLN, as follows:

1. That the City of Lincoln will permit Adult Use Marijuana Dispensaries to operate within the City of Lincoln
2. That further regulations regarding the operation of a recreational marijuana dispensary is reserved at this time for future resolution/ordinance
3. Effective Date. That this Resolution is effective immediately upon passage of the same for the purposes of any potential recreational dispensary to begin the permit process with the State of Illinois, with operation to commence January 1, 2020.

The vote on the adoption of his Resolution was as follows:

Alderman Parrott	_____	Alderman Keller	_____
Alderwoman Horn	_____	Alderwoman Schmidt	_____
Alderman Hoinacki	_____	Alderman Bateman	_____
Alderman Downs	_____	Alderman Welch	_____

Ayes: _____

Nays: _____

Absent: _____

Abstain: _____

Passed and approved this _____ day of _____, 2019.

CITY OF LINCOLN,

BY: _____

Seth Goodman, Mayor
City of Lincoln, Logan County, Illinois

ATTEST: _____ (SEAL)

City Clerk, City of Lincoln,
Logan County, Illinois

ORDINANCE NO.

**AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE
CITY OF LINCOLN BY THE ADDITION OF TITLE XII CHAPTER 2
IMPOSING A MUNICIPAL CANNABIS RETAILERS' OCCUPATION TAX**

THIS ORDINANCE is made and adopted by the CITY COUNCIL OF THE CITY OF LINCOLN, LOGAN COUNTY, ILLINOIS, at a regular meeting held in the City Council Chambers in said City on the ____ day of _____, 2019, WITNESSETH:

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

WHEREAS, the CITY OF LINCOLN acknowledges that the State of Illinois has passed the Cannabis Regulation and Tax Act authorizing the sale of adult use marijuana come January 1, 2020; and

WHEREAS, the CITY OF LINCOLN has the authority to adopt ordinances and to promulgate rules and regulations that protect the public health, safety and welfare of its citizens; and

WHEREAS, this Ordinance is adopted pursuant to the provisions of the Illinois Municipal Cannabis Retailers' Occupation Tax Law, 65 ILCS 5/11-8-22 *et seq.* (Act); and

WHEREAS, the CITY OF LINCOLN is aware of the impending deadline of October 1, 2019 for the implantation of the tax, not whether a recreational marijuana dispensary will actually come, and therefore the City desires to move on this issue first separate and apart on whether a facility will be allowed; and

WHEREAS, this Ordinance is intended to impose the tax authorized by the Act providing for a municipal cannabis retailers' occupation tax which will be collected by the Illinois Department of Revenue;

NOW, THEREFORE, IT IS HEREBY RESOLVED by the CITY COUNCIL OF THE CITY OF LINCOLN, as follows:

1. **Recitals.** The facts and statements contained in the preamble to this Ordinance are found to be true and correct and are hereby adopted as part of this Ordinance.

2. **Adoption of Tax.** Title XIII Chapter 2 of the Lincoln Municipal Code will be amended by replacing the Chapter in its entirety to encompass the new tax (See Exhibit A).

3. What was previously Title XIII Chapter 2 'Locally Imposed and Administered Tax Rights and Responsibilities' shall become Chapter 3 of Title XIII. The entirety of what was previously Chapter 2 of Title XIII will become Chapter 3 of Title XIII.

4. **Severability.** If any provision of this Ordinance, or the application of any provision of this Ordinance, is held unconstitutional or otherwise invalid, such occurrence shall not affect other provisions of this Ordinance, or their application, that can be given effect without the unconstitutional or invalid provision or its application. Each unconstitutional or invalid provision, or application of such provision, is severable, unless otherwise provided by this Ordinance.

5. **Effective Date.** This Ordinance shall be in full force and effect from and after its passage and approval and publication as required by law, provided, however, that the tax provided for herein shall take effect for all sales on or after the first day of January 1, 2020. Copies of this Ordinance shall be certified and sent to the Illinois Department of Revenue prior to September 30, 2019.

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

Alderman Parrott	_____	Alderman Keller	_____
Alderwoman Horn	_____	Alderwoman Schmidt	_____
Alderman Hoinacki	_____	Alderman Bateman	_____
Alderman Downs	_____	Alderman Welch	_____

Ayes: _____

Nays: _____

Absent: _____

Abstain: _____

Passed and approved this ____ day of _____, 2019.

CITY OF LINCOLN,

BY: _____

Seth Goodman, Mayor
City of Lincoln, Logan County, Illinois

ATTEST: _____ (SEAL)

City Clerk, City of Lincoln,
Logan County, Illinois

EXHIBIT A

CHAPTER 2 MUNICIPAL CANNABIS RETAILER'S OCCUPATION TAX

13-2-1: Tax Imposed Rate

13-2-2: Collection of Tax by Retailers

13-2-1: TAX IMPOSED RATE

(a) A tax is hereby imposed upon all persons engaged in the business of selling cannabis, other than cannabis purchased under the Compassionate Use of Medical Cannabis Pilot Program Act, at retail in the City/Village at the rate of 3% of the gross receipts from these sales made in the course of that business.

(b) The imposition of this tax is in accordance with the provisions of Sections 8-11-22, of the Illinois Municipal Code (65 ILCS 5/8-11-22).

13-2-2: COLLECTION OF TAX BY RETAILERS

(a) The tax imposed by this Ordinance shall be remitted by such retailer to the Illinois Department of Revenue (Department). Any tax required to be collected pursuant to or as authorized by this Ordinance and any such tax collected by such retailer and required to be remitted to the Department shall constitute a debt owed by the retailer to the State. Retailers may reimburse themselves for their seller's tax liability hereunder by separately stating that tax as an additional charge, which charge may be stated in combination, in a single amount, with any State tax that sellers are required to collect.

(b) The taxes hereby imposed, and all civil penalties that may be assessed as an incident thereto, shall be collected and enforced by the Department. The Department shall have full power to administer and enforce the provisions of this article.



September 6, 2019

Honorable Seth Goodman and City Council Members
700 Broadway Street
Lincoln, Illinois, 62656

Re: Union Street Pump Station Bid Evaluation

Dear Mr. Goodman and City Council Members:

Crawford, Murphy and Tilly, Inc. (CMT) has reviewed the bids received on September 4, 2019 for the Union Street Pump Station project. The apparent low responsive/responsible bidder is Stark Excavating with a lump sum base bid of \$3,429,900.

CMT has completed an evaluation on the apparent low bidder, Stark Excavating. Although CMT has previously worked with Stark Excavating on numerous projects and would rank them as a competent contractor on municipal water and wastewater treatment projects, we sought to include supplemental input pertaining to other projects.

Urbana-Champaign Sanitary District (UCSD) was contacted for a reference on a completed project for the 2nd Street Pump House and Forcemain. UCSD staff noted that Stark Construction does good work and has completed not only this project but several other projects that were completed successfully. The project was completed on schedule with no unnecessary change order requests. In one case, there was a warranty issue and Stark Construction returned to complete the warranty work without issue. UCSD staff was complementary of Stark Construction's staff noting their project manager was highly qualified.

Bloomington-Normal Water Reclamation District (BNWRD) was contacted for a reference on several combined sewer overflow projects completed in past years. BNWRD staff noted that Stark Excavating has done significant work for the District over the years and has performed well. Their concrete work was of good quality and they handled both large and small projects equally efficiently. There were no excessive change order requests and schedule was met.

The City of Bloomington was contact for a reference pump station and sewer projects completed in past years. City staff noted that Stark Excavating is on the City's list of Qualified Bidders and as such the quality of their work has been good. They have done extensive work over multiple decades for the city and have consistently met schedule and have not requested unnecessary change orders. The City's opinion is the quality of plans has been the chief driver on change order requests.



CMT noted that Stark Excavating intends to self-perform all work greater than 10% of the total contract value so there were no subcontractors to verify. Based on the evaluations noted, CMT recommends the City of Lincoln make a tentative award of the Union Street Pump Station project to Stark Excavating. The total contract amount shown on the Notice of Intent to Award is \$3,429,900.

Should the City have any questions regarding this evaluation, please contact me at 217-572-1092 to discuss.

Sincerely,

Christina Crites

Christina Crites
Vice President
Crawford, Murphy and Tilly, Inc.

CONTRACTING REQUIREMENTS
Document 00 50 50 – Notice of Intent to Award

TO: Stark Excavating, Inc.
(Apparent Low Bidder)

OWNER'S PROJECT NO. 17000126-00

PROJECT UNION STREET PUMP STATION

You are hereby notified that your Bid dated September 4, 2019, for the above Project has been considered by the Owner. You are the Apparent Low Bidder and it is the Owner's intent to award this contract to you within the bid opening period stated in the Contract Documents.

This Notice-of-Intent-to-Award is contingent on all of the following:

- 1) The owner's receipt of the IEPA Water Pollution Control Loan Program loan commitment.

The Contract Price of your contract is Three Million Four Hundred Twenty Nine Thousand Nine Hundred Dollars and No Cents.(\$3,429,900.00)

You must acknowledge and return two (2) original copies of this Notice-of-Intent-to-Award to the Owner within seven (7) calendar days of the date of this notice, that is by September 23, 2019.

By order of the City of Lincoln, City Council, Issued and dated the 16th day of September, 2019.

OWNER: CITY OF LINCOLN

By _____
(Signature of authorized person)

Seth Goodman
(Name of authorized person)

Mayor
(Title of authorized person)


Receipt and acceptance of the above Notice-of-Intent-to-Award is hereby acknowledged this _____ day of _____, by:

APPARENT LOW BIDDER: Stark Excavating, Inc.

By _____
(Signature of authorized person)

(Name of authorized person)

(Title of authorized person)

Local Public Agency City of Lincoln	 Illinois Department of Transportation Preliminary Engineering Services Agreement For Federal Participation Supplement No. 5	Consultant Hanson Professional Services, Inc.
County Logan		Address 1525 S. Sixth Street
Section 98-00081-00-PV		City Springfield
Project No. HPP-1391 (003)		State IL
Job No. C-96-300-12		Zip Code 62704
Contact Name/Phone/E-mail Address Elizabeth Kavelman 217-732-2122 bkavelman@lincoln.il.gov		Contact Name/Phone/E-mail Address Julie Shipp 217-747-9275 ishipp@hanson-inc.com

THIS AGREEMENT is made and entered into this _____ day of _____, _____ between the above Local Public Agency (LPA) and Consultant (ENGINEER) and covers certain professional engineering services in connection with the PROJECT. Federal-aid funds allotted to the LPA by the state of Illinois under the general supervision of the Illinois Department of Transportation (STATE) will be used entirely or in part to finance engineering services as described under AGREEMENT PROVISIONS.

Project Description

Name Fifth Street Roadway Improvements Route FAS 569/FAU 7708 Length 8400 ft Structure No. NA
Termini Lincoln Parkway (FAP 5) to Interstate 55 (FAI 55)

Description Hanson Professional Services Inc. (Hanson) has been requested to complete additional work for the PE II and right-of-way documents. The additional tasks to be completed are detailed below. Additional compensation has been added to accommodate the work being completed by the subcontractor and consultant. This agreement amends the original agreement between the LA and ENGINEER dated May 15, 2006 and approved by the DEPARTMENT on July 28, 2006.

Agreement Provisions

I. THE ENGINEER AGREES,

1. To perform or be responsible for the performance, in accordance with STATE approved design standards and policies, of engineering services for the LPA for the proposed improvement herein described.
2. To attend any and all meetings and visit the site of the proposed improvement at any reasonable time when requested by representatives of the LPA or STATE.
3. To complete the services herein described within _____ calendar days from the date of the Notice to Proceed from the LPA, excluding from consideration periods of delay caused by circumstances beyond the control of the ENGINEER.
4. The classifications of the employees used in the work should be consistent with the employee classifications and estimated man-hours shown in EXHIBIT A. If higher-salaried personnel of the firm, including the Principal Engineer, perform services that are indicated in Exhibit A to be performed by lesser-salaried personnel, the wage rate billed for such services shall be commensurate with the payroll rate for the work performed.
5. That the ENGINEER is qualified technically and is entirely conversant with the design standards and policies applicable for the PROJECT; and that the ENGINEER has sufficient properly trained, organized and experienced personnel to perform the services enumerated herein.
6. That the ENGINEER shall be responsible for the accuracy of the work and shall promptly make necessary revisions or corrections resulting from the ENGINEER's errors, omissions or negligent acts without additional compensation. Acceptance of work by the STATE will not relieve the ENGINEER of the responsibility to make subsequent correction of any such errors or omissions or for clarification of any ambiguities.
7. That all plans and other documents furnished by the ENGINEER pursuant to this AGREEMENT will be endorsed by the ENGINEER and will affix the ENGINEER's professional seal when such seal is required by law. Plans for structures to be built as a part of the improvement will be prepared under the supervision of a registered structural engineer and will affix structural engineer seal when such seal is required by law. It will be the ENGINEER's responsibility to affix the proper seal as required by the Bureau of Local Roads and Streets manual published by the STATE.
8. That the ENGINEER will comply with applicable federal statutes, state of Illinois statutes, and local laws or ordinances of the LPA.

9. The undersigned certifies neither the ENGINEER nor I have:
- a. employed or retained for commission, percentage, brokerage, contingent fee or other considerations, any firm or person (other than a bona fide employee working solely for me or the above ENGINEER) to solicit or secure this AGREEMENT,
 - b. agreed, as an express or implied condition for obtaining this AGREEMENT, to employ or retain the services of any firm or person in connection with carrying out the AGREEMENT or
 - c. paid, or agreed to pay any firm, organization or person (other than a bona fide employee working solely for me or the above ENGINEER) any fee, contribution, donation or consideration of any kind for, or in connection with, procuring or carrying out the AGREEMENT.
 - d. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from covered transactions by any Federal department or agency,
 - e. have not within a three-year period preceding the AGREEMENT been convicted of or had a civil judgment rendered against them for commission of fraud or criminal offense in connection with obtaining, attempting to obtain or performing a public (Federal, State or local) transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements or receiving stolen property,
 - f. are not presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (e) and
 - g. have not within a three-year period preceding this AGREEMENT had one or more public transactions (Federal, State or local) terminated for cause or default.
10. To pay its subconsultants for satisfactory performance no later than 30 days from receipt of each payment from the LPA.
11. To submit all invoices to the LPA within one year of the completion of the work called for in this AGREEMENT or any subsequent Amendment or Supplement.
12. To submit BLR 05613, Engineering Payment Report, to the STATE upon completion of the project (Exhibit B).
13. Scope of Services to be provided by the ENGINEER:
- Make such detailed surveys as are necessary for the planning and design of the PROJECT.
 - Make stream and flood plain hydraulic surveys and gather both existing bridge upstream and downstream high water data and flood flow histories.
 - Prepare applications for U.S. Army Corps of Engineers Permit, Illinois Department of Natural Resources Office of Water Resources Permit and Illinois Environmental Protection Agency Section 404 Water Quality Certification.
 - Design and/or approve cofferdams and superstructure shop drawings.
 - Prepare Bridge Condition Report and Preliminary Bridge Design and Hydraulic Report, (including economic analysis of bridge or culvert types and high water effects on roadway overflows and bridge approaches).
 - Prepare the necessary environmental and planning documents including the Project Development Report or Environmental Assessment, State Clearinghouse, Substate Clearinghouse and all necessary environmental clearances.
 - Make such soil surveys or subsurface investigations including borings and soil profiles as may be required to furnish sufficient data for the design of the proposed improvement. Such investigations to be made in accordance with the current Standard Specifications for Road and Bridge Construction, Bureau of Local Roads and Streets Administrative Policies, Federal-Aid Procedures for Local Highway Improvements or any other applicable requirements of the STATE.
 - Analyze and evaluate the soil surveys and structure borings to determine the roadway structural design and bridge foundation.
 - Prepare preliminary roadway and drainage structure plans and meet with representatives of the LPA and STATE at the site of the improvement for review of plans prior to the establishment of final vertical and horizontal alignment, location and size of drainage structures, and compliance with applicable design requirements and policies.
 - Make or cause to be made such traffic studies and counts and special intersection studies as may be required to furnish sufficient data for the design of the proposed improvement.
 - Complete the general and detailed plans, special provisions and estimate of cost. Contract plans shall be prepared in accordance with the guidelines contained in the Bureau of Local Roads and Streets manual. The special provisions and detailed estimate of cost shall be furnished in quadruplicate.
 - Furnish the LPA with survey and drafts in quadruplicate all necessary right-of-way dedications, construction easements and borrow pit and channel change agreements including prints of the corresponding plats and staking as required.

Supplemental Services to be Completed by Consultant

Planning:

- Field Visits with Property Owners – assume 7
- Review Property Owner Impacts and Field Conditions
- Coordinate Commitments through Negotiations

Plan Production and Design Changes:

- Adjustment and Addition of Entrances – Assume 14
- Design Changes for Property Owner Commitments
- Add culverts under entrances
- Revised Drainage Schedules
- Revise Pavement Schedules
- Adjust grading limits with the removal of bike path grading. Leave graded shelf in embankment at west Westminster and to the east.
- Revise earthwork Schedule
- International Paper Company – Place drainage along property frontage in buried storm sewer system. Add inlets to collect runoff. Remove bike path grading along frontage and place as much drivable surface as possible. Reduce ROW impacts with the removal of bike path and ditches.

Status and Coordination Meetings:

- City Council Meetings/Workshops – assuming 8
- Public Hearing in Lincoln, IL
- Meetings between Consultant and Client – assuming 6
- Property Owner Meetings – assuming 5
- Utility Coordination Meeting
- Union Pacific Railroad Coordination Meeting

Final Submittals:

- IDOT has requested another submittal prior to final for Local Roads review.
- Provide disposition of comments from pre-final submittal along with updated plans.
- Address final comments
- Package final documents for letting

Union Pacific Railroad:

- UPRR Cost Estimate for Project Management and Design Review
- Finalizing Construction and Maintenance Agreement

Subconsultant Services:

Title Commitment Acquisition:

- Obtain twelve (12) additional title commitments

Plat Updates and Additions:

- New Plat for RY Jill Property
- Ten (10) plat revisions

Set Property Corners:

- Rate increases to budget and mobilization costs

II. THE LPA AGREES,

1. To furnish the ENGINEER all presently available survey data and information
2. To pay the ENGINEER as compensation for all services rendered in accordance with this AGREEMENT, on the basis of the following compensation formulas:

Cost Plus Fixed Fee

- CPFF = 14.5%[DL + R(DL) + OH(DL) + IHDC], or
 CPFF = 14.5%[DL + R(DL) + 1.4(DL) + IHDC], or
 CPFF = 14.5%[(2.3 + R)DL + IHDC]

Where: DL = Direct Labor
IHDC = In House Direct Costs
OH = Consultant Firm's Actual Overhead Factor
R = Complexity Factor

Specific Rate (Pay per element)

Lump Sum _____

3. To pay the ENGINEER using one of the following methods as required by 49 CFR part 26 and 605 ILCS 5/5-409:

With Retainage

- a) For the first 50% of completed work, and upon receipt of monthly invoices from the ENGINEER and the approval thereof by the LPA, monthly payments for the work performed shall be due and payable to the ENGINEER, such payments to be equal to 90% of the value of the partially completed work minus all previous partial payments made to the ENGINEER.
- b) After 50% of the work is completed, and upon receipt of monthly invoices from the ENGINEER and the approval thereof by the LPA, monthly payments covering work performed shall be due and payable to the ENGINEER, such payments to be equal to 95% of the value of the partially completed work minus all previous partial payments made to the ENGINEER.
- c) Final Payment – Upon approval of the work by the LPA but not later than 60 days after the work is completed and reports have been made and accepted by the LPA and the STATE, a sum of money equal to the basic fee as determined in this AGREEMENT less the total of the amounts of partial payments previously paid to the ENGINEER shall be due and payable to the ENGINEER.

Without Retainage

- a) For progressive payments – Upon receipt of monthly invoices from the ENGINEER and the approval thereof by the LPA, monthly payments for the work performed shall be due and payable to the ENGINEER, such payments to be equal to the value of the partially completed work minus all previous partial payments made to the ENGINEER.
- b) Final Payment – Upon approval of the work by the LPA but not later than 60 days after the work is completed and reports have been made and accepted by the LPA and STATE, a sum of money equal to the basic fee as determined in this AGREEMENT less the total of the amounts of partial payments previously paid to the ENGINEER shall be due and payable to the ENGINEER.

4. The recipient shall not discriminate on the basis of race, color, national origin or sex in the award and performance of any DOT-assisted contract or in the administration of its DBE program or the requirements of 49 CFR part 26. The recipient shall take all necessary and reasonable steps under 49 CFR part 26 to ensure nondiscrimination in the award and administration of DOT-assisted contracts. The recipient's DBE program, as required by 49 CFR part 26 and as approved by DOT, is incorporated by reference in this agreement. Implementation of this program is a legal obligation and failure to carry out its terms shall be treated as violation of this agreement. Upon notification to the recipient of its failure to carry out its approved program, the Department may impose sanctions as provided for under part 26 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and/or the Program Fraud Civil Remedies Act of 1986 (31U.S.C. 3801 et seq.).

5. To certify by execution of this AGREEMENT that the selection of the ENGINEER was performed in accordance with the Local Government Professional Services Selection Act 50 ILCS 510, the Brooks Act 40USC 11, and Procurement, Management, and Administration of Engineering and Design related Services (23 CFR part 172). Exhibit C is required to be completed with this agreement.

III. IT IS MUTALLY AGREED,

1. That no work shall be commenced by the ENGINEER prior to issuance by the LPA of a written Notice to Proceed.
2. That tracings, plans, specifications, estimates, maps and other documents prepared by the ENGINEER in accordance with this AGREEMENT shall be delivered to and become the property of the LPA and that basic survey notes, sketches, charts and other data prepared or obtained in accordance with this AGREEMENT shall be made available, upon request, to the LPA or to the STATE, without restriction or limitation as to their use.
3. That all reports, plans, estimates and special provisions furnished by the ENGINEER shall be in accordance with the current Standard Specifications for Road and Bridge Construction, Bureau of Local Roads and Streets Administrative Policies, Federal-Aid Procedures for Local Highway Improvements or any other applicable requirements of the STATE, it being understood that all such furnished documents shall be approved by the LPA and the STATE before final acceptance. During the performance of the engineering services herein provided for, the ENGINEER shall be responsible for any loss or damage to the documents herein enumerated while they are in the ENGINEER's possession and any such loss or damage shall be restored at the ENGINEER's expense.

4. That none of the services to be furnished by the ENGINEER shall be sublet, assigned or transferred to any other party or parties without written consent of the LPA. The consent to sublet, assign or otherwise transfer any portion of the services to be furnished by the ENGINEER shall not be construed to relieve the ENGINEER of any responsibility for the fulfillment of this agreement.
5. To maintain, for a minimum of 3 years after the completion of the contract, adequate books, records and supporting documents to verify the amounts, recipients and uses of all disbursements of funds passing in conjunction with the contract; the contract and all books, records and supporting documents related to the contract shall be available for review and audit by the Auditor General and the STATE; and to provide full access to all relevant materials. Failure to maintain the books, records and supporting documents required by this section shall establish a presumption in favor of the STATE for the recovery of any funds paid by the STATE under the contract for which adequate books, records and supporting documentation are not available to support their purported disbursement.
6. The payment by the LPA in accordance with numbered paragraph 3 of Section II will be considered payment in full for all services rendered in accordance with this AGREEMENT whether or not they be actually enumerated in this AGREEMENT.
7. That the ENGINEER shall be responsible for any and all damages to property or persons arising out of an error, omission and/or negligent act in the prosecution of the ENGINEER's work and shall indemnify and save harmless the LPA, the STATE, and their officers, agents and employees from all suits, claims, actions or damages of any nature whatsoever resulting there from. These indemnities shall not be limited by the listing of any insurance policy.
8. This AGREEMENT may be terminated by the LPA upon giving notice in writing to the ENGINEER at the ENGINEER's last known post office address. Upon such termination, the ENGINEER shall cause to be delivered to the LPA all drawings, plats, surveys, reports, permits, agreements, soils and foundation analysis, provisions, specifications, partial and completed estimates and data, if any from soil survey and subsurface investigation with the understanding that all such material becomes the property of the LPA. The LPA will be responsible for reimbursement of all eligible expenses to date of the written notice of termination.
9. This certification is required by the Drug Free Workplace Act (30ILCS 580). The Drug Free Workplace Act requires that no grantee or contractor shall receive a grant or be considered for the purpose of being awarded a contract for the procurement of any property or service from the State unless that grantee or contractor will provide a drug free workplace. False certification or violation of the certification may result in sanctions including, but not limited to, suspension of contract or grant payments, termination of a contract or grant and debarment of the contracting or grant opportunities with the State for at least one (1) year but no more than five (5) years.

For the purpose of this certification, "grantee" or "contractor" means a corporation, partnership or other entity with twenty-five (25) or more employees at the time of issuing the grant, or a department, division or other unit thereof, directly responsible for the specific performance under a contract or grant of \$5,000 or more from the State, as defined in the Act.

The contractor/grantee certifies and agrees that it will provide a drug free workplace by:

- a. Publishing a statement:
 - (1) Notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance, including cannabis, is prohibited in the grantee's or contractor's workplace.
 - (2) Specifying the actions that will be taken against employees for violations of such prohibition.
 - (3) Notifying the employee that, as a condition of employment on such contract or grant, the employee will:
 - (a) abide by the terms of the statement; and
 - (b) notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than five (5) days after such conviction.
 - b. Establishing a drug free awareness program to inform employees about:
 - (1) The dangers of drug abuse in the workplace;
 - (2) The grantee's or contractor's policy of maintaining a drug free workplace;
 - (3) Any available drug counseling, rehabilitation and employee assistance program; and
 - (4) The penalties that may be imposed upon an employee for drug violations.
 - c. Providing a copy of the statement required by subparagraph (a) to each employee engaged in the performance of the contract or grant and to post the statement in a prominent place in the workplace.
 - d. Notifying the contracting or granting agency within ten (10) days after receiving notice under part (B) of paragraph (3) of subsection (a) above from an employee or otherwise receiving actual notice of such conviction.
 - e. Imposing a sanction on, or requiring the satisfactory participation in a drug abuse assistance or rehabilitation program by,
 - f. Assisting employees in selecting a course of action in the event drug counseling, treatment and rehabilitation is required and indicating that a trained referral team is in place.
 - g. Making a good faith effort to continue to maintain a drug free workplace through implementation of the Drug Free Workplace Act.
10. The ENGINEER or subconsultant shall not discriminate on the basis of race, color, national origin or sex in the performance of this AGREEMENT. The ENGINEER shall carry out applicable requirements of 49 CFR part 26 in the administration of DOT assisted contracts. Failure by the ENGINEER to carry out these requirements is a material breach of this AGREEMENT, which may result in the termination of this AGREEMENT or such other remedy as the LPA deems appropriate.
 11. When the ENGINEER is requested to complete work outside the scope of the original AGREEMENT, a supplemental AGREEMENT will be required. Supplements will also be required for the addition or removal of subconsultants, direct costs, the use of previously unspecified staff, and other material changes to the original AGREEMENT.

Agreement Summary

Prime Consultant:	TIN Number	Agreement Amount
Hanson Professional Services Inc. – Original Agreement	37-0844717	\$344,999.61
Hanson Professional Services Inc. – Supplement 1	37-0844717	\$76,528.71
Hanson Professional Services Inc. – Supplement 2	37-0844717	\$0.00
Hanson Professional Services Inc. – Supplement 3	37-0844717	\$79,112.20
Hanson Professional Services Inc. – Supplement 4	37-0844717	\$4,237.09
Hanson Professional Services Inc. – Supplement 5	37-0844717	\$48,045.58

Sub-Consultants:	TIN Number	Agreement Amount
Prairie Engineers – Original Agreement		\$0.00
Prairie Engineers – Supplement 1		\$0.00
Prairie Engineers – Supplement 2		\$36,935
Prairie Engineers – Supplement 3		\$11,955
Prairie Engineers – Supplement 4		\$6,250
Prairie Engineers – Supplement 5		\$15,438.00
Sub-Consultant Total:		\$70,578.00
Prime Consultant Total:		\$552,923.19
Total for all Work:		\$623,501.19

Executed by the LPA:

(Municipality/Township/County)

ATTEST:

By: _____
Clerk

By: _____
Title: _____

(SEAL)

Executed by the ENGINEER:

ATTEST:

Hanson Professional Services, Inc.

By: _____

By: _____

Title: _____

Title: _____

PROJECT
Haystack Performance Services Inc.
10th Street Road - Lincoln Parkway to Interstate 88

2018 0 \$1,000.00 20.04 \$ 21.24 \$ 25.87 \$ 28.90 \$ 32.75 \$ 37.14
 2016 \$10.00 \$66.12 \$47.28 \$38.51 \$30.38 \$24.21 \$19.37 \$14.89
 2019 \$76.20 \$95.02 \$73.88 \$59.89 \$48.82 \$39.24 \$31.37 \$24.95
 2017 \$5.00 \$2.94 \$2.78 \$3.77 \$4.91 \$6.8 \$9.57 \$13.95

Work of Task Description	Total	Direct Labor	Services by Others	In House Direct Costs	Total \$	Other Direct Costs				Per Hourly Rate	YTD Hours	Per. \$75.00	Proj. \$45.00	Proj. \$45.00	Proj. \$45.00	Engineer \$125.00	Technician \$28.00	Party Chief \$48.00	Inst. Min \$20.00	Utility \$50.00	
						Per. \$75.00	Proj. \$45.00	Proj. \$45.00	Proj. \$45.00												
10th Street Road - Lincoln Parkway to Interstate 88	15,713.88			1,000.00	16,083.95	1,000.00					227	100									
CONSTRUCTION OBSERVATION																					
1 Field Visit with Engineer & Project Engineer to review Road	611			200	711					\$ 11.82	10										
2 Drawings Review, Requests and Requests Review, General Design Changes	402				402					\$ 31.25	8										
4 Field Investigation to Identify Previously Un-known Issues	102				102					\$ 51.00	2										
5 Conduct Construction and Traffic of the Road	204				204					\$ 51.00	4										
6																					
SUBTOTAL	1,329			200	1,429					\$ 64.86	26										
CONTRACT ADMINISTRATION FEES																					
7 License Right of Way Use and Property Control Issues	276				276					\$ 45.50	8										
8 Monthly Estimates (hourly + 10)	800				800					\$ 44.50	20										
19 Review Drawings, Design in Review, Major Issues	854				854					\$ 48.72	14										
11 Update Estimate Schedule	340				340					\$ 43.47	8										
12 Update Project Schedule	450				450					\$ 44.50	10										
13 Review Schedule of Work	820				820					\$ 41.85	20										
14 Review Daily Reports	727				727					\$ 40.84	18										
15 Plan & Update Plans	800				800					\$ 44.50	20										
16 Update Schedule	1,800				1,800					\$ 40.56	40										
17 Update Schedule of Work	51				51					\$ 51.00	1										
18 Monthly Cost Reports	830				830					\$ 41.50	20										
19 Specifications and Special Provisions	414				414					\$ 51.71	8										
20 Review of Progress of Work and Log	208			40	251					\$ 51.00	8										
21	9,479			40	9,793					\$ 41.51	199										
ADMINISTRATIVE DEDUCTIONS																					
22 Proforma of Agreement UPR	403				403					\$ 85.71	5										
24 Contract Review and Revisions of Final Design and UPR and UPR	237				237					\$ 47.31	5										
25 Review and Design Review - all Related Working and CM Agreement	700				700					\$ 91.42	14										
SUBTOTAL	700				700					\$ 91.42	14										
ADMINISTRATIVE RESPONSIBILITY AND DESIGN ASSISTANCE																					
26 Administrative Cost (hourly + 20)	3,280			300	4,180					\$ 51.25	80										
27 Construction of Design Requests and Changes	400			40	480					\$ 51.00	8										
28	1,779			80	4,659					\$ 51.00	74										
SUBTOTAL	4,459			320	4,879					\$ 51.00	92										
FINAL SUBMITTALS																					
29 Final Schedule Price in effect	493.40				493.40					\$ 85.71	8										
30 Preparation of Contract	583.24				583.24					\$ 42.29	14										
31 Prepare Proposals	2,812.24				2,812.24					\$ 41.50	8										
SUBTOTAL	3,888.88				3,888.88					\$ 87.16	20										
Total	15,713.88			1,000.00	16,083.95						227	100									

Summary of Labor and Material
 DL 1,601 CH 10,743.64 By Other 2,167.66 WDC Total 1,000.00
 3,912.34 \$ 48,046

Supplemental Services to Complete Fifth Street Titlework and Plats

Title Commitment Acquisition:

Obtain ten (12) additional title commitments – $12 \times \$100/\text{each} + \$1,200 \text{ labor} = \$2,400$

Plat Updates and Additions:

New Plat for RY Jill Property = \$3,000

Ten (10) plat revisions – $10 \text{ updates} \times \$900/\text{each} = \$9,000$

Set Property Corners:

Rate increases to budget and mobilization costs (no longer local) - \$1,038

Total Supplement = \$15,438.00



CITY OF LINCOLN, ILLINOIS

700 Broadway St., P.O. Box 509, Lincoln, IL 62656

Named for and Christened by Abraham Lincoln, 1853—Incorporated February 16, 1865
CITY COUNCIL MEETS FIRST AND THIRD MONDAY NIGHTS EACH MONTH

MEMORANDUM

TO: Mayor and Aldermen of the City of Lincoln
FROM: Veolia (Lincoln Wastewater Dept)
MEETING DATE: Tuesday, September 3, 2019
IN RE: John Deere Gator Replacement

Background

The City has funding set aside to replace the current John Deere Gator (6 wheeler) at the wastewater dept. It is no longer cost effective to keep the old unit in service and this asset is highly needed to conduct wastewater operations.

Analysis/Discussion

Quotes from John Deere, Kubota, and Polaris are included. Due to price, dependability, and history we strongly recommend / request your approval to purchase the John Deere Gator.

Fiscal Impact

\$18,675.00 is needed to complete the purchase and trade in agreement stated in the quote.

COW Recommendation

Council Recommendation

Please feel free to contact me if you have further questions. Thank you for your time.

CITY COUNCIL

FIRST WARD
STEVE PARROTT
TRACY WELCH

SECOND WARD
KATHRYN SCHMIDT
SAM DOWNS

THIRD WARD
KEVIN BATEMAN
RON KELLER

FOURTH WARD
JEFF HOINACKI
KATHY HORN



JOHN DEERE

Quote Summary

Prepared For:
City Of Lincoln Sewage Department
City Hall
Lincoln, IL 62858
Business: 217-732-2144

Prepared By:
Stan Anderson
AHW LLC
150 State Route 10
New Holland, IL 62871
Phone: 217-445-2212
Mobile: 217-306-2483
sanderson@ahwllc.com

Quote Id: 19034313
Created On: 25 February 2019
Last Modified On: 01 March 2019
Expiration Date: 29 March 2019

Equipment Summary	Suggested List	Selling Price	Qty	Extended
2018 JOHN DEERE XUV835M Cab Non-HVAC (MY18) - 1M0835MBLJM010484	\$ 24,102.01	\$ 19,026.00 X	1 =	\$ 19,025.00

Equipment Total **\$ 19,025.00**

Trade In Summary	Qty	Each	Extended
1998 JOHN DEERE GATOR 6X4 - W006X4X033512	1	\$ 350.00	\$ 350.00
PayOff			\$ 0.00
Total Trade Allowance			\$ 350.00

Trade In Total **\$ 350.00**

Quote Summary	
Equipment Total	\$ 19,025.00
Trade In	\$ (350.00)
DOC FEE	\$ 0.00
MFG RETAIL BONUS	\$ 0.00
SubTotal	\$ 18,675.00
Est. Service Agreement Tax	\$ 0.00
Total	\$ 18,675.00
Down Payment	(0.00)
Rental Applied	(0.00)
Balance Due	\$ 18,675.00

Salesperson : X _____

Accepted By : X _____



JOHN DEERE

Selling Equipment

Quote Id: 19034313

Customer: CITY OF LINCOLN SEWAGE DEPARTMENT

2018 JOHN DEERE XUV835M Cab Non-HVAC (MY18) - 1M0835MBLJM010484

Hours:	0	Suggested List
Stock Number:	316345	\$ 24,102.01

		Selling Price		
		\$ 19,025.00		
Code	Description	Qty	Unit	Extended
5731M	XUV835M CAB CAMO POWER STEERING UTILITY VEHICLE	1	\$ 19,999.00	\$ 19,999.00

Standard Options - Per Unit				
5731M001A	COUNTRY CODE- US/CANADA	1	\$ 0.00	\$ 0.00
5731M0508	PR - CAB	1	\$ 0.01	\$ 0.01
5731M1009	MAXXIS BIGHORN 14" BLACK	1	\$ 862.00	\$ 862.00
5731M2031	SEAT,FRONT,40/80 SPLIT,BLACK	1	\$ 0.00	\$ 0.00
5731M2502	COMPNTS,XUV,835M,CAMO	1	\$ 650.00	\$ 650.00
5731M3006	CARGO BOX,POLY W/TAI LIGHTS	1	\$ 360.00	\$ 360.00
5731M3101	CARGO BOX POWER LIFT	1	\$ 849.00	\$ 849.00
5731M4001	REAR PANEL/WINSHIELD/DOORS	1	\$ 0.00	\$ 0.00
5731M4030	KIT, ROOF, BLACK - 1ROW	1	\$ 0.00	\$ 0.00
5731M4199	LESS REAR PROTECTION	1	\$ 0.00	\$ 0.00
5731M4201	BRUSH GUARD, HD FRONT	1	\$ 322.00	\$ 322.00
	Standard Options Total			\$ 3,043.01

Dealer Attachments				
Curtis Heat	Curtis Electric Heater-Installed	1	\$ 325.00	\$ 325.00
	Dealer Attachments Total			\$ 325.00

	Value Added Services Total			\$ 0.00
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Other Charges				
	Freight	1	\$ 600.00	\$ 600.00
	Setup	1	\$ 135.00	\$ 135.00
	Other Charges Total			\$ 735.00

	Suggested Price			\$ 24,102.01
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Customer Discounts				
	Customer Discounts Total		\$ -5,077.01	\$ -5,077.01

Total Selling Price				\$ 19,025.00
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JOHN DEERE

Trade In

Quote Id: 19034313

Customer: CITY OF LINCOLN SEWAGE DEPARTMENT

1998 JOHN DEERE GATOR 6X4 SN# W006X4X033512	
Machine Details	
Description	Net Trade Value
1998 JOHN DEERE GATOR 6X4 SN# W006X4X033512 Your Trade In Description	\$ 350.00
Total	\$ 350.00

100-140-02-10

RTV-23200WHL-11 WASH CRUITE #1106102
Date: 07/20/08 7:38:42 AM

--Standard Features--

--Custom Options--



V Series RTV-23200WHL-11
EQUIPMENT IN STANDARD MACHINE ***

GRASS MOWING
Rollers
11 Cyl. 61.7 cu ft
48.2 GPH, Top HP @ 2700 RPM
An easy 30 second top @ 2000 RPM

TRANSMISSION
CVT PLUS
Cruise/overrun Variable
Gear selection
Forward/Reverse
Line 0 - 20.5 mph
High 0 - 40 mph
Reverse 0 - 11.7 mph
Power differential lock

FLUID CAPACITY
Fuel Tank Capacity 48.8 Gal
Cooling Oil 6.0 gal
Engine Oil 4.0 gal
Transmission Fluid 2.0 gal
Rear Wheel Oil 1.0 gal

CARD BOX
Width 27.7 in
Length 60.5 in
Height 15.2 in
Load Capacity 1100 lbs
Load Capacity 240 lbs
Max. Capacity 15.2 cu ft
Fueling Options "Star" or
"Abakuh" Only

MANAGEMENT
Width 30.2 in
Height 16.5 in
Length 70.0 in
Weight 1050 lbs
Fuel Capacity 2000 lbs
1/2" (inches)
Manual Chassis Fold Down,
6000 lbs
Superior "Tread" 60-2000 P
60-2000 P

Turning Radius 12.70 ft
THIRD WHEELS
RTV 23200-02
RTV 23200-02

KEY FEATURES
Digital Voltmeter
Fuel Independent Adjustable
Rearview Mirror
Steering Wheel Adjustment
Response
Dual Exhaust - Front/Rear
Rear Door Open / Fuel Lock
Hoodlight
1" Alloy Working Foot and Hand
Made Exhaust (2000-2007 Model)
Wash

Additional Key Features
Variable Idle
Tilt Steering
Fuel Gauge
Gas Alarm Bell Lid
Alarm Run Cover

Additional Key Features
Special Edition
Chrome Machine Package
Alloy Wheels
Grey Synthetic Seats
Grey Shock Dampers
SAFETY EQUIPMENT
Rearview Mirror
Dual-Function Parking Brake
Tilt
Safety Arrestor Seat
2-Point 3-Point Seat Belts
Cabin Air Filter
Under
Rear Protection System

RTV-23200WHL-11 Base Price: \$15,042.00

(1) FRONT END LIFT	\$750.00
(2) GLASS REAR PANEL	\$410.00
(3) HEAVY DUTY FRONT LASH SPRING AND SHOCKS	\$248.00
(4) DOOR BELT	\$2,000.00
(5) KEY BEVELER TIRE	\$700.00
(6) ELECTRIC HYDRAULIC SHO LIFT	\$700.00
(7) STEERING COIL BEARING (OPTIONAL KIT)	\$700.00
(8) KIT TO REPLACE EXHAUST INSULATION WITH 7000 BTU/Hr. HEAT SHIELD (OPTIONAL KIT)	\$270.00
(9) ACCURACY SPRING HANGERS	\$270.00
(10) FRONT END SHOCK, CLASPS, 1" HANG, MOUNT TRANSMISSION (OPTIONAL KIT) \$1,000.00 KIT	\$1,000.00
(11) HORNED LASH BELT (OPTIONAL KIT)	\$270.00

Suggested List Price of Options: \$22,664.32

\$20,850 outright
After Trade Value \$2,000

Gas

*Price, delivery & tax rates, transportation, accessories, and features, subject to change without notice. This is a list of features. This list of features is not intended to represent a complete list of features. In all instances, the dealer's list of features and specifications shall prevail. Dealer's list of features and specifications may be subject to change without notice. Dealer's list of features and specifications may be subject to change without notice. Dealer's list of features and specifications may be subject to change without notice. Dealer's list of features and specifications may be subject to change without notice.

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World of Powersports, Inc

SHOP ONLINE www.worldofpowersports.com



YAMAHA POLARIS HONDA Kawasaki SUZUKI Kawasaki

DATE: 4-25-2014 PURCHASER INFORMATION SALES PERSON: Alex

NAME: City of Lincoln PH: ALTPP
ADDRESS: 1400 N. ...
CITY: Lincoln ST: IL ZIP: 62616
EMAIL: ...
LEAD SOURCE: ...
TRADING ACCT: ...
CHANGE LB: ...
OTHER: ...
REFERRER: ...

YEAR: 2014 MAKE: Polaris MODEL: Ranger XP1000
STOCK NUMBER: 111573 COLOR: Grey FARM USE:
KMP# 400297 + 9200046

TRADE IN INFORMATION SELLING PRICE

MOTORCYCLE ATV UTV
 WATERCRAFT HUP SUP SUP
 TRAILER
 OTHER: _____
YEAR: _____
MAKE: _____
MODEL: _____
MILEAGE: _____ HOURS: _____
COLOR: _____
PAYMENT AMOUNT LEFT \$: _____
LENDER: _____
NOTES: _____

CASH DOWN AMOUNT \$: _____ PAYMENT RANGE FROM \$: _____ TO \$: _____

CASH
 PERSONAL CHECK
 BANK CHECK