

**CITY OF LINCOLN**  
**REGULAR CITY COUNCIL MEETING**  
**AGENDA**  
**JULY 6, 2020**  
**CITY HALL COUNCIL CHAMBERS**  
**7:00 PM**

**Due to the State of Illinois Phase 4 of the Coronavirus Covid-19 Precautions the City of Lincoln Council will need to continue setting 6' apart in conducting a Regular City Council Meeting. If you would like to participate in public participation you may come to City Hall 2<sup>nd</sup> Floor and remain in the hall way until you are called upon. Once you speak you will be asked to leave the meeting. You may still call in for Public Participation by dialing 217-735-1612 extension 1. We ask that you keep your phone muted until you are recognized to speak by the Mayor. You may view the meeting from Channel 5 or from the city website <https://lincoln.il.gov/livestream>**

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 June 9, 2020 Committee of the Whole Meeting, June 15, 2020 Regular City Council Meeting, June 23, 2020 Committee of the Whole Meeting.
6. **Ordinance and Resolution**
7. **Bids**  
Approval of bid from Illinois American Water Company for the purchase of real estate for \$30,000.00 plus cost of improvements.
8. **Reports**
9. **New Business/Communications**
  - A. Approval of CSO Improvement Design Contract Amendment No. 1 for the addition of a bridge design to allow on access city owned property to the CSO Treatment Improvements in an amount not to exceed \$60,000.00.
  - B. Approved of Material and Force Account agreement between the U.P.R.R. and the City of Lincoln in an amount not to exceed \$219,145.00, for the construction of a railroad crossing as part of the Fifth Street Road project.
  - C. Approval from the Alley-Bi-Saloon to permit the closing of Pulaski Street from Kickapoo Street to Chicago Street on Friday, June 26, 2020 from 7:00PM until 11:00PM for band performance.
  - D. Approval of proposal to purchase property at 201 Ninth Street.
10. **Discussion**  
Appropriations F.Y. 2020/2021
11. **Announcements**
12. **Possible Executive Session**
13. **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@lincoln.il.gov](mailto:cityclerk@lincoln.il.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

**Tuesday, June 9, 2020**

The Committee of the Whole Meeting of the City Council of Lincoln was called to order by Mayor Pro Tem Tracy Welch at 7:02 p.m., with proper notice given. City Clerk Peggy Bateman called roll.

### **Present:**

Alderman Tracy Welch, Ward 1  
Alderman Steve Parrott, Ward 1  
Alderman Colby Leith, 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

### **Present:**

Elizabeth Kavelman, City Administrator  
John Hoblit, City Attorney  
Peggy Bateman, City Clerk  
Chuck Conzo, City Treasurer  
Paul Adams, Police Chief

### **Remotely:**

Bob Dunovsky, Fire Chief  
Walt Landers, Streets Superintendent  
Wes Woodhall, Building and Safety Officer  
Andrew Bowns, Veolia Water, Project Manager

### **Absent:**

### **Presiding:**

Mayor Pro Tem Tracy Welch

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### **Public Comment:**

Mayor Pro Tem Welch began the meeting by saying there were several citizens signed up to speak. He took the time to remind the callers and council of the public participation rules.

First caller to speak was Merrit Burns regarding Fire Chief Bob Dunovsky. Mr. Burns asked that Chief Dunovsky be put on paid administrative leave and a full investigation into his actions be conducted. He asks that the council ensure that Chief Dunovsky is capable of fulfilling his duties for all of the citizens. If at the end of the investigation, the council sees that Chief Dunovsky is unfit, then he should be asked to submit a letter of resignation from his title. This request comes from political social media posts that Chief Dunovsky posted to his personal facebook page and were taken as offensive from some members of the community. Mr. Burns requests a written response regarding the investigation.

Second caller was Lance Conahan regarding an animal barking excessively in Ward 1. He states that the dog barks all hours of the night and several residents are afraid to walk in the neighborhood because the dog will chase them. He has been in contact with Animal Control and the LPD regarding the matter. He feels that Jane Whiteman, with Animal Control, needs to have more authority to handle these situations. He'd also like the Council to look at the fines within the code related to these issues. He states the fine amounts are very outdated. Alderman Bateman said there are several videos that show two dogs chasing cars, children and adults. The dogs are not chained or fenced.

The third caller was Kevin Qualters regarding chickens inside city limits. He'd like to get 6 hens for eggs. He researched other communities and Williamsville recently allowed chickens inside city limits with a permit. Chicago bases the number of chickens, hens or roosters allowed on a property on size of lot.

The fourth caller was David Gerlach also regarding allowing chickens. He feels that with the recent food shortages due to COVID19, that it would really be wise to be more self-sufficient when it comes to producing our own food. He also feels that it would be good for agriculture for children.

There was no one else to speak for public participation, Mayor Pro Tem Welch moved on to other items on the agenda

**Swearing in of new Police Officers Chase Fox and Daniel Carr**  
City Attorney Hoblit swore in each officer.

**Todd Volker- Logan County US Census 2020 Partnership Specialist- Call In Remotely**  
Item was stricken from the agenda.

**Mayor appointment of Bob Morrow and Kelli Frost Allison to the Zoning Board of Appeals.**  
Item was added to the next voting agenda.

**Rebuild Illinois currently received \$159,311.78, discussion on Capitol Project to use funds on.**  
The City has received the first of 6 payments in the amount above. The total of these payments will be \$955,870.68. These payments will come biannually for 3 years. Superintendent Landers suggests using part of the first payment for the engineering of Heitmann Dr. The remaining funds plus the 2<sup>nd</sup> payment, should be enough or almost enough to complete the construction on Heitmann Dr. He believes the engineering costs should be around \$40,000. These funds must be spent by 2025.

Alderman Bateman would like the engineering of Heitmann Dr added to the next voting agenda.

**Petersburg Plumbing Invoice for 515 N. College Street in the amount of \$17,775.01.**  
A subcontractor from MetroCom damaged this located a few years ago (date unknown) and Petersburg Plumbing had to make the repairs on May 9, 2020. Andrew Bowns has tried contacting MetroCom to correct this error but has not had any luck. Mr. Bowns and the council feel it is necessary that the City pay this invoice to preserve the working relationship the City has with Petersburg Plumbing then try to get reimbursement from MetroCom.

This item will be put on the next voting agenda.

**Animal Control Act/Contract & Fines in place regarding Animal Control**  
Alderman Bateman would like to see the Animal Control Worden have more authority to write tickets, issue fines and authorize the removal of animals from homes when warranted.

City Attorney Hoblit is concerned about the logistical issues with having non-city employees writing citations for code violations.

The city council approved Animal Control's contract in May 2020, however the county has not signed the contract on their end. They are waiting to see how the City handles this situation before signing. The county has agreed to operate on a month to month basis under the same guidelines until this matter is cleared up.

Alderman Bateman questioned why an excessive barking dog fine was considerably less than a dog at large fine. He felt the dog at large was a greater threat to the community than a barking dog.

City Attorney Hoblit shared that the fines written for these offenses, were established in 1985. The barking dog offense falls in to the misc. offenses within the Lincoln Police department. That fine was discussed and changed in 2013. The dog at large offense is written into the Animal Control contract and that fine was established in 1985. He agrees that the fees need to be reviewed. He wanted to remind the citizens of Lincoln that courts have been closed for 3 months and that has made dealing with certain situations difficult.

Alderman Bateman and City Attorney Hoblit will work together on a new revised contract and also changes in ordinances 6-2-28 and 6-2-3. If this item is ready by Thursday June 18, 2020 it will be put on the next voting agenda. If not, it will go to the next COW. The council will vote on the ordinance changes first, if those pass, the new contract will then be voted on. The council will also contact the County Board to make sure they are on board as well.

#### **Parking Lot Grant**

Treasurer Conzo shared with the council that in 2011, there was a proposal put forward for parking lot improvements for the Library Parking lot. There was \$140,000 in state grant money available for these improvements. The council voted no on this project in 2017 due to the project amount increasing to \$400,000 - \$500,000 and city funds were not available. Recently the City was given one week to rewrite the grant to maintain those funds but that wasn't enough time to have a council meeting. Since the project did not move forward, the City may be faced with repaying \$35,000 of grants funds to DECO for engineering costs.

#### **Amendment to the Appropriation Ordinance (item not on agenda)**

Treasurer Conzo has 12-13 changes in appropriations that he will put together and send out to the department heads and council members to review. He said by law the City is allowed to move funds around within sub funds when need be. He'd like to have this amendment put on the next voting meeting. The council agreed.

Treasurer Conzo also asked the council for direction in putting together the Appropriation Ordinance. It needs to be filed by the end of July. He said if it pleased the council, he'd like to work with a committee on this matter. He said the committee that worked on the 20/21 budget worked well. The council agreed.

#### **Discussion regarding ordinance prohibiting the raising of chickens in city limits.**

Alderman Keller urges the council to review the guidelines for chickens in the city limits, provided by Building and Safety Official Woodhall. He then suggested the ordinance 6-2-32 be revised to remove the word chicken and to bring this item back to the next COW for discussion.



Alderman Bateman is concerned with allowing chickens due to the coyote sightings in city limits and health issues that come with chickens. He also said this matter, if passed, needs to be addressed when writing the animal control contract.

The council has received numerous requests to permit chickens in the city limits, so they feel they owe it to the citizens to vote on this issue.

The revised ordinance will be put on the next COW agenda.

#### **Discussion on reopening the Amtrak wait station**

Lincoln's wait station is only 1 of 2 stations that are still closed. Amtrak has completely left the reopening decision up to the City of Lincoln. Mr. Woodhall said 2 months ago, the average number of riders between Chicago and St. Louis was 20-50 riders. He was unable to get a current number. Mr. Woodhall does need to finish some maintenance that would be easier completed with the station closed.

Mr. Woodhall will update the council when his maintenance is completed.

#### **Announcements:**

- TADA platform: business recovery program is for any business that has been affected by the shutdown. You may contact Administrator Kavelman or visit [www.gpcovid.com](http://www.gpcovid.com).
- Appointment of Acting Mayor: Because there are less than 28 months left until the next election, the council will need to appoint one of the alderman or alderwoman for Acting Mayor. The appointed Acting Mayor has both alderman and mayoral powers. However, they do not get an additional vote or veto powers. The Acting Mayor may keep his or her alderman seat as well as take the seat as Acting Mayor. This decision needs to be made at the time of the appointment to Acting Mayor.  
Mayor Pro Tem Welch expressed his desire to be appointed by the Council to fulfill the remaining term of Mayor Goodman until the next election.  
Alderman Keller asked that the appointment of Mayor Pro Tem Tracy Welch to Acting Mayor be put on the next voting agenda.
- Census update: National response is at 60%, Lincoln is at 65%. Alderman Keller asked that he be contacted if there is an event where the Census could be promoted to receive more responses.

#### **Executive Session 2C1 Personnel:**

There being no further announcements to come before the council, Alderman Hoinacki made the motion to move into Executive Session, seconded by Alderman Keller. All were in favor.

The Council recessed from the Committee of the Whole meeting at 8:45pm in order to enter Executive Session. Mayor Pro Tem Welch announced there would be no further city business conducted upon reconvening.

#### **Return from Executive Session:**

The council reconvened from Executive Session at 9:49pm in order to reconvene the Committee of the Whole meeting. Roll call was taken.

#### **Present:**

Alderman/Mayor Pro Tem Tracy Welch  
Alderman Steve Parrott

Alderman Colby Leith  
Alderman Sam Downs  
Alderman Kevin Bateman  
Alderman Ron Keller  
Alderman Kathy Horn  
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 Parrott. All were in favor. Mayor Pro Tem Welch adjourned the meeting at 9:50 p.m.

**Respectfully Submitted By:**

Charity Hutchison, Recording Secretary

## **REGULAR CITY COUNCIL MEETING**

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

**Monday, June 15, 2020**

The Regular Meeting of the City Council of Lincoln was called to order by Mayor Pro Tem Tracy Welch at 7:00 p.m., with proper notice given. City Clerk Peggy Bateman called roll.

### **Present:**

Alderman Tracy Welch, Ward 1  
Alderman Steve Parrott, Ward 1  
Alderman Colby Leith, 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 Clerk Peggy Bateman  
Treasurer Chuck Conzo  
Police Chief Paul Adams  
City Attorney John Hoblit

### **Remotely:**

Fire Chief Bob Dunovsky  
Building and Safety Officer Wes Woodhall  
Streets Superintendent Walt Landers  
Veolia Water, Andrew Bowns

### **Absent:**

None

### **Presiding:**

Mayor Pro Tem Tracy Welch

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### **Public Comment:**

Matt Puckett – LCHS LTEC Director regarding home at 1704 Pekin St.

The Building Trades home was built for \$134,311 and sold for \$150,500. That made a profit of \$16,188 that was split 50/50 with the City. The City will receive a check for \$8,094.94. The decision will be made in the Spring of 2021 if the school will build a 3<sup>rd</sup> home in FY 2022 on the 3<sup>rd</sup> lot in that area.

### **Consent Agenda by Omnibus Vote:**

#### **A. Payment of Bills**

**B. Approval of minutes - May 18, 2020 Regular City Council Meeting, May 21, 2020 Special Voting Session City Council Meeting, May 26, 2020 Special Voting Session City Council Meeting, June 1, 2020 Regular City Council Meeting.**

Alderman Keller made the motion to approve, Alderman Parrott seconded. Mayor Pro Tem Welch called for discussion, there being none, City Clerk Bateman called roll.

**Yeas: (8)** Alderman Steve Parrott, Alderman Tracy Welch, Alderman Sam Downs, Alderman Ron Keller, Alderman Kevin Bateman, Alderman Jeff Hoinacki, Alderman Kathy Horn, Alderman Colby Leith

**Nays: (0)**

**Abstain: (0)**

**Absent: (0)**

Mayor Pro Tem Welch moved to other items on the agenda.

**Ordinance and Resolution:**

**A. Ordinance amending Section 6-2-1 of the City Code pertaining to Animal Control enforcement in the Animal Control Act and amending Section 6-2-3 of the City code pertaining to fines for violations of the Animal Control Act.**

Alderman Bateman made the motion to approve, Alderman Horn seconded. Mayor Pro Tem Welch called for discussion.

This amendment is to give Animal Control more control to issue violations/fines. The barking dog and dog running at large violations/fines are now combined. The fines are \$100 – 1<sup>st</sup> offense, \$200 – 2<sup>nd</sup> offense, \$400 – 3<sup>rd</sup> offense, \$500 – 4<sup>th</sup> offense, \$1000 – 5<sup>th</sup> offense. All in a 12 month period. Fines will reset after the 12 months.

The Animal Control Administrator means anyone the City employees or contracts with.

Animal Control will continue to call the Police Department for situations where they need assistance.

This change, if passed, will be forwarded to the County to approval.

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

**Yeas: (8)** Alderman Tracy Welch, Alderman Sam Downs, Alderman Ron Keller, Alderman Kevin Bateman, Alderman Jeff Hoinacki, Alderman Kathy Horn, Alderman Colby Leith, Alderman Steve Parrott

**Nays: (0)**

**Abstain: (0)**

**Absent: (0)**

**B. Ordinance containing amendment No. 1 to the Appropriation Ordinance for F. Y. 2019-2020**

Alderman Hoinacki made the motion to approve, Alderman Parrott seconded. Mayor Pro Tem Welch called for discussion.

Treasurer Conzo said this amendment is for appropriations that were in excess in certain funds and short in other funds. This allows for the movement of funds to help assist the funds that were short.

Mayor Pro Tem called for further discussion, there being none, City Clerk Bateman called the roll.

**Yeas: (8)** Alderman Tracy Welch, Alderman Sam Downs, Alderman Ron Keller, Alderman Kevin Bateman, Alderman Jeff Hoinacki, Alderman Kathy Horn, Alderman Colby Leith, Alderman Steve Parrott

**Nays: (0)**

**Abstain: (0)**

**Absent: (0)**

Mayor Pro Tem Welch moved to other items on the agenda.

## **Reports**

### **A. City Treasurer's Report for May 2020**

Treasurer Conzo shared that the outstanding bills from FY 19/20 have been paid. Approximately \$42,000, mostly Energy bills and insurance bills. A few CMT bills for work done in FY19/20 for Sewer and MFT.

Composite Account balance is at \$2M

General Fund balance is at \$1.870M

Police and Fire pension are up a bit.

Replacement Tax is down. State income tax is down possibly due to the filing extensions.

Video Gaming Tax is half of February's totals. Gaming was only open for 16 days in March.

Treasurer Conzo advised the Council to continue to be cautious with spending and to even delay spending when possible. He also said that there most likely will be a hit in revenue from the cancelations of the Logan County Fair and the Illinois State Fair.

### **B. City Clerk's Report for May 2020**

\$471,005.37 was received in sewer payments for the month of May. \$117,814.21 was received from Logan Correctional Center for the month of May.

### **C. Department Head Reports for May 2020**

Reports are either on file or will be.

Mayor Pro Tem Welch moved to other items on the agenda.

## **New Business/Communications:**

### **A. Approval of the selection of Alderman Tracy Welch as acting Mayor for the City of Lincoln.**

Alderman Parrott made the motion to approve, Alderman Keller seconded. Mayor Pro Tem Welch called for discussion, there being none, City Clerk Bateman called roll.

**Yeas: (7)** Alderman Sam Downs, Alderman Ron Keller, Alderman Kevin Bateman, Alderman Jeff Hoinacki, Alderman Kathy Horn, Alderman Colby Leith, Alderman Steve Parrott

**Nays: (0)**

**Abstain: (1)** Alderman Tracy Welch

**Absent: (0)**

**B. Advise and Consent to the Mayoral appointment of Bob Morrow and Kelli Frost Allison to the Zoning Board of Appeals.**

Alderman Parrott made the motion to approve, Alderman Hoinacki seconded. Acting Mayor Welch called for further discussion, there being none, City Clerk Bateman called the roll.

**Yeas: (8)** Alderman Tracy Welch, Alderman Sam Downs, Alderman Ron Keller, Alderman Kevin Bateman, Alderman Jeff Hoinacki, Alderman Kathy Horn, Alderman Colby Leith, Alderman Steve Parrott

**Nays: (0)**

**Abstain: (0)**

**Absent: (0)**

**C. Approval of Request for Proposal for engineering for the Heitmann Drive replacement project.**

Alderman Horn made the motion to approve, Alderman Downs seconded. Acting Mayor Welch called for discussion, there being none, City Clerk Bateman called the roll.

**Yeas: (8)** Alderman Tracy Welch, Alderman Sam Downs, Alderman Ron Keller, Alderman Kevin Bateman, Alderman Jeff Hoinacki, Alderman Kathy Horn, Alderman Colby Leith, Alderman Steve Parrott

**Nays: (0)**

**Abstain: (0)**

**Absent: (0)**

**D. Approval of payment of invoice #3709 in the amount of \$17,775.01 to Petersburg Plumbing for repair of a sewer line at 515 N. College Street.**

Alderman Parrott made the motion to approve, Alderman Horn seconded. Acting Mayor Welch called for further discussion, there being none, City Clerk Bateman called the roll.

**Yeas: (8)** Alderman Tracy Welch, Alderman Sam Downs, Alderman Ron Keller, Alderman Kevin Bateman, Alderman Jeff Hoinacki, Alderman Kathy Horn, Alderman Colby Leith, Alderman Steve Parrott

**Nays: (0)**

**Abstain: (0)**

**Absent: (0)**



Acting Mayor Welch moved on to other items on the agenda.

**Announcements:**

- Acting Mayor Welch wanted to thank Mayor Goodman for his time serving the City of Lincoln.
  - Fire Chief Dunovsky shared that Firefighter candidate testing has reopened. Orientation will be on June 27<sup>th</sup> at 10am at the Lincoln Police Department. Information can be found on the City's website, Lincoln Daily News, or New Herald News.
  - Acting Mayor Welch read a letter to the City of Lincoln from the City Council. The City Council would like to thank everyone who participated in the Black Lives Matter Rally on June 4<sup>th</sup>, the prayer vigil on June 8<sup>th</sup> and the Rally for Peace, Justice, Unity and Understanding on June 10<sup>th</sup>. Everyone did an amazing job in showing love and support for one another. The City of Lincoln denounces racism and racial discrimination in all forms. The City stands by peaceful protests and believe that hatred, bigotry and racism have no place in our city.
  - Alderman Bateman would like to thank everyone that has supported the restaurants and bars.
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**Adjournment:**

There being no further discussion to come before the City Council of Lincoln, Alderman Keller motioned to adjourn, seconded by Alderman Horn. Acting Mayor Welch adjourned the meeting at 7:44 p.m.

**Respectfully Submitted By:**

Charity Hutchison, Recording Secretary

## **COMMITTEE OF THE WHOLE MEETING**

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

**Tuesday, June 23, 2020**

The Committee of the Whole Meeting of the City Council of Lincoln was called to order by Acting Mayor Tracy Welch at 7:00 p.m., with proper notice given. City Clerk Peggy Bateman called roll.

### **Present:**

Alderman Tracy Welch, Ward 1  
Alderman Steve Parrott, Ward 1  
Alderman Colby Leith, 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

### **Present:**

John Hoblit, City Attorney  
Peggy Bateman, City Clerk  
Chuck Conzo, City Treasurer  
Paul Adams, Police Chief

### **Remotely:**

Elizabeth Kavelman, City Administrator  
Bob Dunovsky, Fire Chief  
Walt Landers, Streets Superintendent  
Wes Woodhall, Building and Safety Officer  
Andrew Bowns, Veolia Water, Project Manager  
Christy Crites, CMT

### **Absent:**

### **Presiding:**

Acting Mayor Tracy Welch

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### **Public Comment:**

Johnathan Cox called in to speak regarding the chicken ordinance. Mr. Cox is for the change in the ordinance to allow chickens within the city limits. He feels that we live in an agriculture area where chickens should be welcome. They offer a food source to families, can be kept as pets, and teach 4-H responsibilities to children. Mr. Cox questioned the part of the ordinance stating that chickens will only be allowed in a back yard, not a side yard. He said there are some properties in town that only have a side yard. He doesn't agree with the permit fee.

Alderman Keller replied that the side yard issue could be readdressed. The main concern was the setbacks from neighboring properties along with enough room for the chickens and coops. Alderman Keller feels that the permit fee is necessary. He feels that someone willing to pay a fee upfront, is someone that is more likely to take the matter seriously and care for the chickens properly. He also

said there may be some monitoring done by City employees, so the fee will help compensate for company time to monitor chickens.

**Lincoln CSO Improvement Design Contract Amendment No. 1 to add the design and bidding phase effort for addition of a bridge to allow access on existing City owned property to the CSO Treatment Improvements**

Alderman Bateman explained that this is \$60,000 in engineering fees for the CSO project. The expansion is being done on the other side of the concrete ditch from the Sewer Plant. There were many discussions with the Homeowner's Association with Lincoln Lakes to use their road to access that side, however, it would have meant a continued agreement and road repairs being the responsibility of the City. Heavy trucks would've needed to use that road for the initial construction and then long term for the removal of waste. There was an adjacent piece of land offered to the City to purchase, but an agreement couldn't be met. It was then decided to build a concrete bridge over the ditch for 24 hr/day access for the Sewer Department. The expense will be included in the loan for the CSO project. The cost of the bridge construction will be \$450,000 - \$500,000. The engineering and construction costs combined are still lower than the cost of purchasing the adjacent property or the agreements that were trying to be made with Lincoln Lake's Homeowner Association.

This item will be placed on the regular agenda.

**Union Pacific Railroad (UPRR) Material and Force Account Estimate portion of Fifth Street Road that is being constructed in an amount of \$219,145.00.**

This is an estimate for construction at the railroad crossing near the former French property.

This item will be placed on the regular agenda.

**Ordinance amending the city of Lincoln's Animal Control Provisions to Allow Poultry**

Alderman Bateman contacted the Logan County Health Department and their response was that they would strongly recommend not allowing chickens in the city limits. He said that chickens carry diseases and that the city already has issues with coyotes, rodents, and feral cats. He said that for every one person that purchases a permit and takes raising chickens seriously, there will be 10 people that do not, leading to numerous phone calls to animal control and the police department.

Alderman Keller contacted Decatur, Highland Park and Jacksonville to get feedback on their chicken ordinances. Each community said that they have had absolutely no issues with chickens. One community said no one hears the chickens and that there are more issues with dogs and cats.

Building and Safety Official Wes Woodhall also spoke with someone from Jacksonville and she said over 4 years the only issue was with a rooster.

Attorney Hoblit said there could also be fines added to the ordinance for chickens that are loose and caught.

Treasurer Conzo felt the setbacks would be difficult for some property owners that had smaller lots.

Alderman Downs said he spoke with an area veterinarian and was told that the risk for chickens far outweighed the rewards. There are risks of Avian Flu and salmonella.

This item will be brought back to the next COW (July 14<sup>th</sup>), with setbacks, permit fee price, health risks, and loose chickens readdressed.

### **Opening of Bids for real estate listed in Lincoln Courier, tract of land along City Landfill.**

There was only one bid received from Illinois American Water (IAW). The bid will need to be reviewed to be sure all bid requirements were met.

Alderman Bateman would like a provision added to the bid that IAW must build their own road, gate and fence that will separate their property from the City's Landscape Waste Facility (LWF). Alderman Bateman said that when the gentleman from IAW addressed the council several weeks ago, he said that it would be no problem to do that and that IAW would even move the LWF's gate down and build a new one as well.

Chief Dunovksy said that building a separate road and adding a fence would make it impossible for fire trucks to turn around when needing access to the water plant.

Superintendent Landers clarified for the council that the property in question is behind the LWF. The gate at the front of the LWF will be shared access with the City and IAW, the gate at the back of the LWF will only be accessed by IAW.

Alderman Bateman is concerned with a private company having access to City owned property 24/7. He's concerned with illegal dumping and hunting.

Chief Dunovsky said it was discussed in a previous meeting that employees at both IAW and the City will have their own key card to access the facilities that will tell exactly who entered and when. The gates could have timers to close at the end of business day.

This bid will be reviewed and if requirements are met, the item will be placed on the regular agenda.

### **Discussion regarding F.Y. 20/21 Appropriations**

The committee of Alderman Horn, Alderman Hoinacki, Treasurer Conzo and City Administrator Kavelman will begin meeting with department heads on 6/24 to discuss appropriations.

Treasurer Conzo is thinking worst case scenario with a decrease of \$1.3 million in revenue projections. He hopes that revenue will bounce back quickly but wants to be prepared. The General Fund and Investments total \$2,429,000. FY20/21 budget is at \$7,695,878. Revenue for this year was projected at \$7,697,000. Any decline that comes in revenue will need to be taken out of the Fund balances.

Acting Mayor Welch moved on to other items on the agenda.

**Announcements:**

- Alderman Bateman shared with the council that the Alley-Bi would like to block off the street from the alley to the intersection of Kickapoo/Pulaski to have an outdoor band on Friday, June 26 from 7pm-11pm. The fenced area will be enlarged for alcohol. Acting Mayor Welch will approve this request if the block party consent form is signed at the City Clerk's office. Superintendent Landers will deliver barricades to that location on Friday morning and Chief Adams will have an officer stop by at 11pm to make sure the road is reopened.
  - Alderman Bateman was contacted by a city resident to see if there was an additional way to post properties that go out for bid, along with printing in The Courier. Possibly on the City website. Chief Adams said there is already a section under the Services tab on the website for bids.
  - Census Response update: Nationally – 61%, State – 66%, Lincoln/Logan County – 67%. Alderman Keller asked if there was any event where it was appropriate for census material to be distributed to please contact him.
  - 3<sup>rd</sup> Friday events will be canceled for this year due to COVID-19. The 3<sup>rd</sup> Friday Committee plans to reach out to the bands that have been booked for months, to see if they would like to play uptown on the same dates and offer some background noise to the people on the square eating at restaurants.
  - The Phase 4 guidelines from the Governor for reopening will be posted to the City website. City Hall and the Lincoln Municipal Building will reopen to the public on Monday, June 29<sup>th</sup>.
  - Acting Mayor Welch announced to the Council that after careful consideration, he will not be vacating his seat of Ward 1 Alderman.
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**Adjournment:****Executive Session 2C5 Purchase or Lease of Real Estate:**

There being no further announcements to come before the council, Alderman/Acting Mayor Welch made the motion to move into Executive Session, seconded by Alderman Keller. City Clerk Bateman called the roll.

**Yeas: (8)** Alderman Steve Parrott, Alderman Tracy Welch, Alderman Sam Downs, Alderman Ron Keller, Alderman Kevin Bateman, Alderman Jeff Hoinacki, Alderman Kathy Horn, Alderman Colby Leith

**Nays: (0)**

**Abstain: (0)**

**Absent: (0)**

The Council recessed from the Committee of the Whole meeting at 8:35pm in order to enter Executive Session. Acting Mayor Welch announced there may be one item of business upon returning from Executive Session.

**Return from Executive Session:**

The council reconvened from Executive Session at 8:58pm in order to reconvene the Committee of the Whole meeting. City Clerk Bateman called the roll.

**Present:**

Acting Mayor/Alderman Tracy Welch

Alderman Steve Parrott  
Alderman Colby Leith  
Alderman Sam Downs  
Alderman Kevin Bateman  
Alderman Ron Keller  
Alderman Kathy Horn  
Alderman Jeff Hoinacki  
City Clerk Peggy Bateman

Alderman Bateman made the motion to place purchasing 201 9<sup>th</sup> St. on the next regular agenda.  
Alderman Parrott seconded.

There being no further discussion to come before the City Council of Lincoln, Alderman Bateman motioned to adjourn, seconded by Alderman Keller. All were in favor. Acting Mayor Welch adjourned the meeting at 8:59 p.m.

**Respectfully Submitted By:**  
Charity Hutchison, Recording Secretary



**SEALED BID**  
**LETTER OF INTENT TO PURCHASE**

Date: May 29, 2020

To: City of Lincoln  
Attn: Mayor Seth Goodman & City Administrator Beth Kavelman  
City Hall, 700 Broadway Street, Lincoln, IL

Re: IAWC Sealed Bid for Broadwell Drive Property +/-3.343 Acres

Dear Mr. Mayor Goodman & Ms. Kavelman:

The following is a summary of the basic terms and conditions under which Illinois American Water Company proposes to purchase the real property referenced below pursuant to a purchase agreement to be entered into between the parties:

**Purchaser:** Illinois American Water Company

**Seller:** City of Lincoln, Illinois

**Property:** 3.343 Acres, PIN 11-001-011-00  
Access from Broadwell Drive (ALTA Survey Copy Attached)

**Purchase Price:** \$30,000, plus consideration for improvements to the shared access road to the 3.343 acre property to be undertaken during the construction of the proposed water treatment facility which will benefit land currently owned and to be retained by the City of Lincoln, plus City Logo Signage to be paid for by Purchaser on a Purchaser owned water tower located at 315 Heitmann Drive, Lincoln, IL, with a current bid value of \$25,880.

Purchaser acknowledges responsibility for numerous site improvements to Seller owned adjacent property including but not limited to roadway maintenance, drainage repair, a new entrance that will include a new automated gate and fencing, site preparation, relocation of material, and construction of new storage area.

Seller's attorney to prepare deed and assist with transfer of property and closing, at Seller's expense.

**Due Diligence Period:** Purchaser will have thirty (30) days following the date of a fully executed "Purchase Agreement" (defined below) to inspect the Property and the "Property Information" (defined below) and to confirm that the Property is capable of being used for Purchaser's intended purposes. Purchaser will also coordinate and pay for an

updated title commitment for the amount of the purchase price within 15 days of fully executed Contract. A current ALTA survey will be at the Purchaser's discretion to complete during the Due Diligence Period and will be at the Purchaser's expense.

On or before the expiration of the Due-Diligence Period, Purchaser shall notify Seller of one of the following:

- (i) Purchaser elects to terminate the Contract at Purchaser's sole discretion.
- (ii) Purchaser elects to purchase the Property.

**Closing/Possession:** Upon Purchaser successfully obtaining all required local, state and federal project building permits for the project. All closing costs will be paid for by Purchaser. Purchaser will pay for any non-loan related escrow costs, if escrow is chosen.

**Earnest Money:** No Earnest Monies will be deposited for this transaction.

**Property Information:** Within ten (10) business days after the full execution of the Purchase Agreement, Seller (to the extent it possesses same) will forward to Purchaser copies of vendor contracts, leases, environmental reports, previous surveys, any notices received from any governmental authority or third parties, and any other documentation or information pertaining to the condition or the use (existing or intended by Purchaser) of the Property.

**Purchase Agreement:** Seller and Purchaser agree to use their "good faith" efforts in negotiating and executing a Purchase Agreement for sale/purchase of the Property within seven (7) business days following the execution of this Letter of Intent. A draft copy of the purchase agreement is attached hereto for consideration. Seller agrees to employ the Village Attorney to assist with closing and to prepare the deed for the property for closing, at Seller's expense.

**As-Is:** Purchaser will be acquiring the Property in As-Is, Where-Is condition, with all owned mineral rights to transfer from seller to purchaser.

**Real Estate Commissions:** Sole responsibility of the Purchaser.

**Time for Acceptance:** If Seller fails to return a fully executed and dated copy of this Letter of Intent to Purchase by **July 01, 2020**, then this Letter of Intent will be deemed **null and void**, unless an extension is agreed upon in writing by both parties.


**Financing:**

Purchaser's obligation to purchase the Property is not contingent upon financing approval

It is understood that this Letter of Intent is not intended to be a purchase agreement and does not create any obligation between the parties until the Purchase Agreement may be fully executed; provided, however, that during the 60 business day period after this Letter of Intent has been fully executed, Seller agrees not to communicate with any third party concerning the sale or lease of the Property. This Letter of Intent is merely an outline of the terms under which the parties desire to enter into the Contract.

If the foregoing terms are acceptable to Seller, please timely execute and date this Letter of Intent where indicated below and return a fully executed and dated copy to Purchaser.

Sincerely,

<b><u>PURCHASER:</u></b>  By:   Print Name: Eric Larson  Title: Senior Manager of Operations Illinois American Water Company	Date: June 1 _____, 2020
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ACCEPTED AS OF \_\_\_\_\_, 2020

<b><u>SELLER:</u></b>  By: _____  Print Name: _____  Title: _____ City of Lincoln, IL	_____, 2020
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## Legals

### BID

The City of Lincoln will be accepting sealed bids for the following described real estate. All bids will be accepted at 011 N. Hall, 7th Floor, Room 701, Lincoln, Illinois no later than June 8, 2020 at 4:00 PM. Bids will be opened at the City of Lincoln at the City of Lincoln on June 9, 2020 at 7:00 PM. A tract of land adjoining the West part of Lot 2 and the South end of lot 5 in the Subdivision of the plot Northwest Quarter of Section 1, Township 1 North, Range 3 West of the 13th P.M., Logan County, Illinois; and is bounded as follows, to-wit:

Beginning 56.141ns East and 21.96 chains East 2. and 21.96 chains South from the Northwest corner of said Section 1 on the Northwest full boundary line of the right of way of the Chicago and Alton Railway Company; thence North 21.96 chains; thence East 25 chains; thence South 13.88 chains; thence East 4.75 chains to the East line of said Lot 5; thence South 3.90 chains to the North West line of the said right of way of the Chicago and Alton Railway Company; thence South 32.112 degrees along said line to the place of beginning. Part of Tax ID No. 1808011-00; The City will, in addition to the bid, submit information; but the City will be responsible for numerous site improvements to City owned adjacent property including but not limited to roadway maintenance, drainage, and a new entrance canopy; the new automated gate and fencing; the preparation, relocation of material and construction of new storage area.



June 17, 2020

Mr. Tracy Welch  
Mayor  
City of Lincoln  
150 West Kickapoo Street  
Lincoln, Illinois 62656

**Re: 180037.02**

**Amendment No. 1  
CSO Improvement Design  
City of Lincoln**

Dear Mr. Welch:

By this letter we respectfully request your concurrence and approval of an amendment to the executed agreement dated June 4, 2018 to provide services during the design phase of the CSO Improvements at the Wastewater Treatment Facility. The reallocation of fee is to design a bridge over the CSO channel allowing access to the CSO Treatment Facility. This amendment will represent an increase of \$60,000 to the total engineering cost of the original, executed agreement and allow the only direct access to the CSO Treatment Facility.

The following table summarizes the proposed Amendment:

	Original Contract Amount	Amendment Amount	Amended Contract Amount
Amendment No. 1	\$1,050,000	\$60,000	\$1,110,000

If you approve of the above analysis, please return one signed copy of this letter and we will consider this letter as the authorization document to amend the contract as indicated.

**City of Lincoln**

**Crawford, Murphy & Tilly, Inc.**

\_\_\_\_\_  
Tracy Welch, Mayor

\_\_\_\_\_  
Christina Crites – Vice President

Date: \_\_\_\_\_

Date: \_\_\_\_\_



**EXHIBIT A**  
**SCOPE OF SERVICES**  
**BRIDGE DESIGN OVER CSO CHANNEL**  
**CSO IMPROVEMENTS DESIGN**

The ENGINEER will perform additional professional services for the bridge design associated with the design of the CSO Improvements. The additional services and deliverables are described as follows:

- **Bridge Design**
  - ENGINEER shall design a precast three sided bridge structure to provide access to the CSO Treatment Facility located on the WWTP site.
  - Engineer shall design a new 600' long roadway from the main plant entrance to the CSO Treatment Facility utilizing the new channel crossing
  - ENGINEER shall revise site grading and pavement limits of the existing main plant entrance to coordinate with the bridge design.
  - Engineer shall revise current drawings to remove access points from South Lake Road
  - ENGINEER shall evaluate hydraulics of channel to determine the opening area under the bridge to minimize any upstream impacts.
  - ENGINEER shall prepare an estimate of probable construction cost for change in scope.
  - ENGINEER shall respond to additional pre-bid questions regarding the bridge design and prepare addendum as required.





## 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:** Elizabeth Kavelman, City Administrator  
**MEETING DATE:** Tuesday, June 23, 2020  
**IN RE:** Fifth Street Road Project's Union Pacific Railroad (UPRR)'s  
Material and Force Account Estimate

#### ***Background***

This is the second request for the Lincoln City Council to consider approval of the Union Pacific Railroad Material and Force Account Estimate, which is a piece of the Fifth Street Road Project started in 1997, to be constructed at the time the City's portion of Fifth Street Road is being constructed. On March 13, 2020, the Lincoln City Council approved to remove this UPRR Material and Force Account Estimate of \$219,145.00 from Union Pacific Rail Road (UPRR) from the agenda.

#### ***Analysis/Discussion***

Please see my attached March 12, 2020 Memorandum requesting the same.

#### ***COW Recommendation***

This account estimate is on the Tuesday, June 23, 2020, City Council COW Meeting agenda, and hopefully will be placed on the Regular City Council Meeting for an approval vote on Monday, July 6, 2020.

#### ***Council Recommendation***

I am respectfully requesting the Lincoln City Council to approve this UPRR Material and Force Account Estimate since additional documentation (attached email from Sean Collier, PE, Consultant Engineer for UPRR, to me of June 18, 2020) explained in greater detail the procedure for this needed railroad crossing upgrade in conjunction with the City of Lincoln's portion of the Fifth Street Road Project.

#### ***Fiscal Impact***

This estimate was approved by John Saladino, PE, of the IL Commerce Commission (ICC) earlier this year and stated the UPRR's cost estimate was compatible with standard fees currently assessed in the industry (\$1,500.00 per sq. ft.). Julie Shipp, PE, of Hanson Professional Services, concurred.

The UPRR's construction of its upgrade and redesign will not commence until all parcels required for the Fifth Street Road Project have been acquired by the City of Lincoln, IL.

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

Elizabeth Kavelman  
City Administrator

#### CITY COUNCIL

**FIRST WARD**  
STEVE PARROTT  
TRACY WELCH

**SECOND WARD**  
COLBY LEITH  
SAM DOWNS

**THIRD WARD**  
KEVIN BATEMAN  
RON KELLER

**FOURTH WARD**  
JEFF HOINACKI  
KATHY HORN

# Material And Force Account Estimate

## CITY / STATE / FED

Estimate Number: 126926    Version: 1

Standard Rates:    Labor Additive = 148.69%

Estimate Good Until 07-24-20

Location: HAVANA SPUR, INDU, 63.53-63.57

Description of Work: Havana Spur

DT# 291189M-2 / 5th St/CR 569, Lincoln, IL

Install concrete crossing

Prepared For:

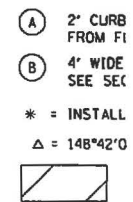
Buy America: No

COMMENTS	FACILITY	Description	QTY	UOM	UCST	LABOR	MATERIAL	TOTAL	UP %100	Agcy %0
<b>ENGINEERING</b>										
		Engineering	1	LS	20,922.20	20,922	0	20,922	0	20,922
		Bill Prep Fee - Track Surface RECOLLECT	1	LS	900.00	0	900	900	0	900
		Homeline Freight - Track Surface RECOLLECT	1	LS	900.00	0	900	900	0	900
		Foreign Line Freight - Track Surface RECOLLECT	1	LS	1,589.18	0	1,589	1,589	0	1,589
<b>Sub-Total =</b>						<b>20,922</b>	<b>3,389</b>	<b>24,311</b>	<b>0</b>	<b>24,311</b>
<b>TRACK CONSTRUCTION - COMPANY</b>										
	BALAST	BALAST CL1	3	CL	1,310.52	822	3,109	3,932	0	3,932
	TRACK	136# CWRISO 24-8'6" HWD N 16 TP	160	TF	318.21	33,524	17,390	50,914	0	50,914
	COMPJT	Transition Rail - 136#	4	PR	6,387.84	10,524	15,027	25,551	0	25,551
	RDXING	RDXING 136# CON'OW 10' LOOSE PAN TIES	128	TF	758.20	53,026	44,023	97,049	0	97,049
<b>Sub-Total =</b>						<b>97,897</b>	<b>79,549</b>	<b>177,446</b>	<b>0</b>	<b>177,446</b>
<b>TRACK REMOVAL - COMPANY</b>										
	RDXING	Remove road crossing - concrete	71	TF	39.03	2,771	0	2,771	0	2,771
	TRACK	Remove Track	32	TF	19.26	616	0	616	0	616
<b>Sub-Total =</b>						<b>3,387</b>	<b>0</b>	<b>3,387</b>	<b>0</b>	<b>3,387</b>
<b>TE WORK - CONTRACT</b>										
		Asphalt	1	LS	5,000.00	0	5,000	5,000	0	5,000
		Traffic Control - Detour Signs & Coordination	1	LS	5,000.00	0	5,000	5,000	0	5,000
		Asphalt: Saw Cut	1	LS	2,500.00	0	2,500	2,500	0	2,500
<b>Sub-Total =</b>						<b>0</b>	<b>12,500</b>	<b>12,500</b>	<b>0</b>	<b>12,500</b>
<b>GNAL - COMPANY</b>										
		Signal: Xing Signals	1	LS	1,500.00	1,500	0	1,500	0	1,500
<b>Sub-Total =</b>						<b>1,500</b>	<b>0</b>	<b>1,500</b>	<b>0</b>	<b>1,500</b>
<b>Totals =</b>						<b>123,706</b>	<b>95,438</b>	<b>219,145</b>	<b>0</b>	<b>219,145</b>

Total Wgt. in Tons = 865

**Grand Total =** **\$219,145**

**Disclaimer:** The above figures are estimates only and are subject to fluctuation. In the event of an increase or decrease in cost or amount of material or labor required, Agency will pay actual costs at rates effective at the time of construction.



1. THE SURFACE OF THE ROADWAY SHALL BE IN THE SAME PLANE AS THE TOP OF THE RAILS FOR A DISTANCE OF 2.5' FROM EACH RAIL. THE SURFACE OF THE ROAD SHALL SLOPE AWAY FROM THE CROSSING WITH A VERTICAL LAYOUT





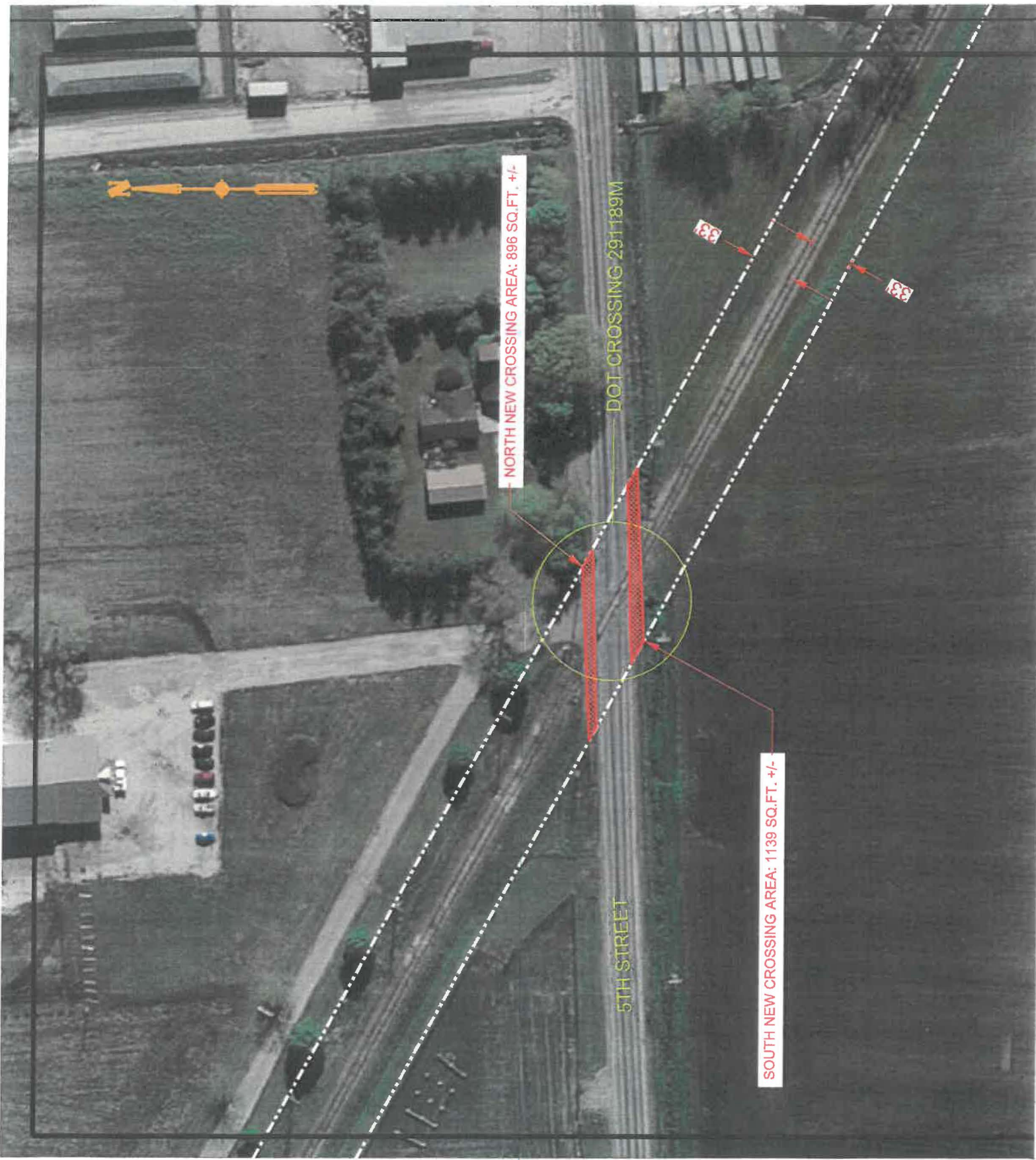


NORTH NEW CROSSING AREA: 896 SQ.FT. +/-

DOT CROSSING 291189M

5TH STREET

SOUTH NEW CROSSING AREA: 1139 SQ.FT. +/-



# REQUEST TO PERMIT

DATE: 6/26/20

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

Alley - Bi - Stalow Inc.

115 Pulaski St

(BARRICADES FROM CORNER OF Kickapoo & Pulaski)

\* Asking to Block the Street from stop sign  
on Pulaski St to Alley Bi for a band from 7 - 11 pm  
We will open Street when band is over

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  
City has on file

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: Cindy Singleton

Address: \_\_\_\_\_

Phone: 217-732-3630 Cell: 217-739-7800

Email: gramcindy3@comcast.net