

**CITY OF LINCOLN**  
**REGULAR CITY COUNCIL MEETING**  
**AGENDA**  
**OCTOBER 3, 2022**  
**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 anyone 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 for August 23, 2022 Committee of the Whole Meeting

C. Approval of request from Lincoln Christian Church to permit the closing of McLean Street from Pekin Street to Delavan Street for a Hometown Christmas Event on Saturday, December 3, 2022 from 2:00 p.m. until 10:00 p.m.

**6. Ordinances and Resolutions**

A. Ordinance Creating 3-25 of the City Code Titled “Non Retail Recreational Adult Use Cannabis Business Regulations”

B. Ordinance Amending Section 11-5-2 of the Lincoln City Code to zone Retail Cannabis Business Establishments as a C-1 Permitted Business.

C. Ordinance Authorizing Real Estate at 225 N. Kickapoo Street to go out to bid.

D. Resolution approving Easement and Agreement between the Lincoln Industrial Park and the City of Lincoln, contingent upon the construction of the Fifth Street Road Project.

**7. Bids**

**8. Reports**

**9. New Business/Communications**

A. Approval of Economic Development Grant to Ethan Hoinacki, d/b/a Guest House, for property at 111 S. Kickapoo Street for tuck pointing, front entrance repairs and enclose rear of building in an amount not to exceed \$6,990.00.

B. Approval of Economic Development Grant to Ethan Hoinacki, d/b/a Guest House, for property at 113 S. Kickapoo Street for window replacement in an amount not to exceed \$6,391.00.

C. Approval of Economic Development Grant to Carol Becherer, d/b/a Johnny's Buy, Sell & Trade, for property at 200 N. Chicago Street for window replacement in an amount not to exceed \$7,500.00.

D. Approval of Façade Grant to Nick Cummings, d/b/a Almighty Investments Inc., for property at 604 Broadway Street for power wash, paint front and awnings in an amount not to exceed \$6,500.00, contingent on review from Historic Preservation Commission.

E. Approval of the construction of a Dog Park on Eight Street in an amount not to exceed \$60,000.00 from the ARPA funds.

F. Approval of Water Street Lining Project in an amount not to exceed \$83,209.50.

**10. Announcements**

**11. Executive Session 2C5**

**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](mailto: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

**Tuesday, August 23, 2022**

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

**Present:**

Alderman Rob Jones, Ward 1  
Alderman Steve Parrott, Ward 1  
Alderman Tony Zurkammer, Ward 2  
Alderman Sam Downs, Ward 2  
Alderman Kevin Bateman, Ward 3  
Alderwoman Wanda Rohlfs, Ward 3  
Alderwoman Kathy Horn, Ward 4  
Alderman Rick Hoefle, Ward 4

**Present:**

Peggy Bateman, City Clerk  
Chuck Conzo, City Treasurer  
John Hoblit, City Attorney  
Bob Dunovsky, Fire Chief  
Matt Vlahovich, Police Chief  
Andrew Bowns, Veolia Water, Project Manager  
Walt Landers, Streets Superintendent

**Remotely:**

Wes Woodhall, Building and Safety Officer

**Absent:**

**Presiding:**  
Mayor Tracy Welch

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**Public Participation:**

Jamaica Madigan was present to speak. Mrs. Madigan lives at 1770 1000<sup>th</sup> St in Lincoln. She addressed the council regarding her concerns with the possible rate increase for contractors that use the Landscape Waste Facility. She feels that although the contractors bring in most of the landscape waste, they are also the only revenue that comes from the facility.

The council would like to see the revenue and expenditures for the facility.

**Swearing in Official Oath of Office**

Patrick Hoban – Patrolman  
Donovan Roberts – Patrolman  
Joshua Durbin – Patrolman  
Wyatt Collier – Patrolman

**Request to Permit: National Railsplitter Saturday, September 17, 2022 and Sunday, September 18, 2022.**

This item will be placed on the regular agenda.

**Economic Development Commission Approvals**

Structural Improvement Grants for Steve Sampson at 116 & 118 S Hamilton St. = \$7,500 each

Façade Grant for Mario Taylor at 110 N Kickapoo St. = \$10,000

Façade Grant for Steve Sampson at 116 & 118 S Hamilton = \$7,500.00

These items will be placed on the regular agenda separately.

**Proposals for grinding tree waste at the Landscape Waste Facility**

Patrick Henson with Henson Professional Services quote of \$4500/day. Equipment details are lined out in the packet.

R & R Services quoted \$600/hour and \$50/load to transport the materials. Equipment details are lined out in the packet.

Superintendent Landers recommends going with R & R Services. He has \$50,000.00 budgeted which he is hopeful will clean up half of the pile.

This item will be placed on the regular agenda.

**Hiring of entry level Public Works Maintenance worker**

There was a long time employee that retired in April 2022. The new employee will replace the retired employee.

This item will be placed on the regular agenda.

**Ordinance removing the Civil Service Commission from the City Code**

This would be to remove Chapter 2-2 from the City Code.

This will be placed on the regular agenda.

**Announcements:**

- 8/24/22 Employee Appreciation lunch from 11am – 2pm. The Cheesed Out food truck will be on site at the Municipal Services Building at 313 Limit St. Also open to the public.
- Balloons Over 66 this weekend. Balloons, BBQ, 3 on 3 basketball tournament, Dock Dogs, 4 launch sites and balloon glow, car show.
- Ribbon cutting – 5:30pm at the Art Institute on Wednesday.
- Ribbon cutting – 5:15pm at the Comfort Inn on Friday for the Balloons Over 66.
- Heitmann Dr. project – first phase of the project will be poured tomorrow
- Floyd Bee passed away recently. He was a long time teacher and wrestling coach at LCHS.
- Coffee with the Mayor was this past weekend

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**Executive Session | 2 (C) (11) Litigations:**

There being no further announcements to come before the council, Alderman Hoefle made a motion to move into Executive Session, seconded by Alderman Parrott. City Clerk Bateman called the roll.

**Present:**

Alderman Rob Jones, Ward 1

Alderman Steve Parrott, Ward 1

Alderman Tony Zurkammer, Ward 2  
Alderman Sam Downs, Ward 2  
Alderman Kevin Bateman, Ward 3  
Alderwoman Wanda Rohlfs, Ward 3  
Alderwoman Kathy Horn, Ward 4  
Alderman Rick Hoelfe, Ward 4

**Yea:** (8) Alderman Rob Jones, Alderman Sam Downs, Alderwoman Wanda Rohlfs, Alderman Kevin Bateman, Alderman Rick Hoelfe, Alderwoman Kathy Horn, Alderman Steve Parrott, Alderman Tony Zurkammer

**Nays:** (0)

**Abstain:** (0)

**Absent:** (0)

The council recessed from the meeting at 7:52 pm in order to enter into Executive Session. Mayor Welch announced there would be no further city business conducted upon reconvening.

**Return from Executive Session:**

The council reconvened from Executive Session at 8:35 pm in order to reconvene the Committee of the Whole meeting. Roll call was taken.

**Present:**

Alderman Rob Jones, Ward 1  
Alderman Steve Parrott, Ward 1  
Alderman Tony Zurkammer, Ward 2  
Alderman Sam Downs, Ward 2  
Alderman Kevin Bateman, Ward 3  
Alderwoman Wanda Rohlfs, Ward 3  
Alderwoman Kathy Horn, Ward 4  
Alderman Rick Hoelfe, Ward 4

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**Adjournment:**

There being no further discussion to come before the City Council of Lincoln, Alderman Bateman motioned to adjourn, seconded by Alderman Zurkammer. All were in favor. Mayor Welch adjourned the meeting at 8:35 p.m.

**Respectfully Submitted By:**

Charity Hutchison, Recording Secretary

**THE CITY OF LINCOLN**

Date Received \_\_\_\_\_

CITY CLERK  
LINCOLN, ILLINOIS**REQUEST TO PERMIT EVENT WITH STREET CLOSURE****Must Have Council Approval**

SEP 21 2022

RECEIVED

Date(s) of Event: Dec 3rd 2020 A copy of this form must be available at the Event!

Please describe below your request for use of City Property.

Description of Event (including participating merchants, vendors, exhibitors, and units, etc.)

Lincoln Chr. Ch. giving city & community of Lincoln a  
Hometown Christmas Event: Free Photo's w/SANTA,  
Children's Train Rides, Carriage Rides, Santa's Workshop,  
Cookies & Hot Cocoa, and Traditional Carols

Location of Event Property: (Address Utilized Space) 204 N. MCLEANItems occupying street space utilized: PEOPLE, BOOTHS, RIDESDate(s) and time(s) for usage of Property: December 3rd 4-7 PMAre licenses needed, if yes, please attach. YES NO**Street Closures and Parking** Street(s) will be closed (Please attach map or sketch of all closures.)If closed, which streets and blocks? MCLEAN ST BETWEEN PEKIN & DELEVAN  
(Right in front of church/corner to corner)Closed from 3:00 a.m./p.m. until 8:00 a.m./p.m. (circle a.m. or p.m.)  
2:00 extra time 10:00

If different times on different days, please specify. \_\_\_\_\_

Does this street normally have access to a permitted parking lot? Specify, CHURCH LOT**Certificate of Insurance Liability for event must be attached to request before approval.**Business/Organization/Sponsor Name: Lincoln Christian ChurchContact Name: Ron Otto

Email: \_\_\_\_\_

Address: 204 N. MCLEAN STSignature: Ron OttoPhone: Business: 217-732-7618Cell: 217-871-9362**APPROVED: (signatures)**Police Department Chief Matthew VlachosMayor: T. E. M.Fire Department: Asst. Fire ChiefVote: Council Approval    Yeahs    NaysStreet Department: Walt Sandt

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

As soon as all signatures are obtained, you will be contacted at the phone number you provided.

If your special event will be held more than once during this year with the same location and arrangements, you may use the same application with a change in dates.



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
09/20/2022

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

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

PRODUCER	Pickett Insurance Group PO Box 108 Rochester, IL 62563	CONTACT NAME: Robin Pickett PHONE (A/C, No. Ext): 217-585-9107 E-MAIL ADDRESS:	FAX (A/C, No): 217-585-4066
INSURED	Lincoln Christian Church 204 N McLean St Lincoln, IL 62656	INSURER(S) AFFORDING COVERAGE INSURER A: Brotherhood Mutual Insurance Company INSURER B: QBE Insurance Corporation INSURER C: INSURER D: INSURER E: INSURER F:	NAIC #

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

INSR LTR	TYPE OF INSURANCE ADDL INSD SUBR WVD	POLICY NUMBER POLICY EFF (MM/DD/YYYY) (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	X COMMERCIAL GENERAL LIABILITY CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR	12MLA0393465	08/28/2022 08/28/2023	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 300,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ 3,000,000 PRODUCTS - COMP/OP AGG \$ 3,000,000 OTHER: \$
	GEN'L AGGREGATE LIMIT APPLIES PER: POLICY <input type="checkbox"/> PRO- JECT <input type="checkbox"/> LOC			
	ANY AUTO OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY			
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE			
	DED <input type="checkbox"/> RETENTION \$			
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? <input type="checkbox"/> Y/N (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below			
B Broadened Medical	WHH800079	08/28/2022 08/28/2023	Broadened Medical 10,000	

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

Lincoln Christian Church hosting a "Hometown Christian" Christmas event on December 3, 2022 from 12:00 pm to 10:00 pm.

CERTIFICATE HOLDER	CANCELLATION
City of Lincoln 700 Broadway Street Lincoln, IL 62656	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	

**ORDINANCE NO.**

**AN ORDINANCE CREATING 3-25 TITLED “NON-RETAIL RECREATIONAL  
ADULT USE CANNABIS BUSINESS REGULATIONS”**

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 \_\_\_\_\_, 2022, WITNESSETH:

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

WHEREAS, the CITY OF LINCOLN acknowledges that is previously passed on April 19, 2021 ordinance 2021-941 implementing within the code regulations regarding adult use recreational cannabis dispensaries to be opened in the City of Lincoln; and

WHEREAS, the CITY OF LINCOLN since the passage of the ordinance the City of Lincoln acknowledges that there are other types of recreational adult use cannabis business types that could operate within the City of Lincoln, notably craft growers, cultivation centers, transportation centers, infusers, and processing centers; and

WHEREAS, the CITY OF LINCOLN wants to allow these business types to exist within the City of Lincoln and thereby create a new chapter under the business regulations for non retail recreational adult use business organizations; and

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

1. That 3-25 “Non Retail Recreational Adult Use Cannabis Regulations” is created within the Lincoln City Code codifying rules and regulations for non retail business types that deal in recreational cannabis. (see Exhibit A)
2. Effective Date. The effective date is immediate upon the passage of the same.

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

Alderman Parrott	_____	Alderwoman Rohlfs	_____
Alderwoman Horn	_____	Alderman Jones	_____
Alderman Hoefle	_____	Alderman Zurkammer	_____
Alderman Downs	_____	Alderman Bateman	_____

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Abstain: \_\_\_\_\_

Absent: \_\_\_\_\_

Passed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

CITY OF LINCOLN,

BY: \_\_\_\_\_

Tracy Welch, Mayor  
City of Lincoln, Logan County, Illinois

ATTEST: \_\_\_\_\_ (SEAL)

City Clerk, City of Lincoln,  
Logan County, Illinois

## **EXHIBIT A**

### **3-25: NON-RETAIL RECREATIONAL ADULT USE CANNABIS BUSINESS REGULATIONS**

#### **3-25-1: PURPOSE AND APPLICABILITY**

It is the intent and purpose of this section to provide regulations regarding the cultivation, processing of recreational cannabis occurring within the corporate limits of the City of Lincoln. Such facilities shall comply with all regulations provided in the “cannabis regulation and tax act” (410 ILCS 705), as it may be amended from time to time, and regulations promulgated thereunder, and the regulations provided below. In the event that the Act is amended, the more restrictive of the state or local regulations shall apply.

#### **3-25-2: DEFINITIONS**

**NON RETAIL RECREATIONAL CANNABIS BUSINESS ESTABLISHMENT:** A recreational cultivation center, craft grower, processing organization, infuser organization, or transporting organization.

**RECREATIONAL CANNABIS CRAFT GROWER:** A facility operated by an organization or business that is licensed by the Illinois department of agriculture to cultivate, dry, cure and package cannabis and perform other necessary activities to make cannabis available for sale at a dispensing organization or use at a processing organization, per the “cannabis regulation and tax act,” (410 ILCS 705), as it may be amended from time to time, and regulations promulgated thereunder.

**RECREATIONAL CANNABIS CULTIVATION CENTER:** A facility operated by an organization or business that is licensed by the Illinois department of agriculture to cultivate, process, transport and perform necessary activities to provide cannabis and cannabis-infused products to licensed cannabis business establishments, per the “cannabis regulation and tax act,” (410 ILCS 705), as it may be amended from time to time, and regulations promulgated thereunder.

**RECREATIONAL CANNABIS INFUSER ORGANIZATION OR INFUSER:** A facility operated by an organization or business that is licensed by the Illinois department of agriculture to directly incorporate cannabis or cannabis concentrate into a product formulation to produce a cannabis-infused product, per the “cannabis regulation and tax act,” (410 ILCS 705), as it may be amended from time to time, and regulations promulgated thereunder.

**RECREATIONAL CANNABIS PROCESSING ORGANIZATION OR PROCESSOR:** A facility operated by an organization or business that is licensed by the Illinois department of agriculture to either extract constituent chemicals or compounds to produce cannabis concentrate or incorporate cannabis or cannabis concentrate into a product formulation to

produce a cannabis product, per the “cannabis regulation and tax act,” (410 ILCS 705), as it may be amended from time to time, and regulations promulgated thereunder.

**RECREATIONAL CANNABIS TRANSPORTING ORGANIZATION OR TRANSPORTER:** An organization or business that is licensed by the Illinois department of agriculture to transport cannabis on behalf of a cannabis business establishment or a community college licensed under the “community college cannabis vocational training pilot program”, per the “cannabis regulation and tax act,” (410 ILCS 705), as it may be amended from time to time, and regulations promulgated thereunder.

### **3-25-3: LICENSE REQUIRED**

It shall be unlawful for any person to sell or to offer for sale at retail any adult recreational use marijuana within the corporate limits of the City without having first obtained a license as provided by this chapter.

### **3-25-4: APPLICATION FOR LICENSES**

Application for such licenses shall be made to the Mayor in writing, signed by the applicant if an individual or by a duly authorized agent thereof if a club or corporation, verified by oath or affidavit, and said application shall contain the following information and statements:

- (A)** The name, age and address of the applicant in case of an individual; in the case of a copartnership, the persons entitled to share in the profits thereof; and in the case of a corporation for profit or a club, the date of incorporation, the objects for which it was organized, the names and addresses of the officers and directors; and if a majority in interest of the stock of such corporation is owned by one person or his nominees, the names and addresses of such persons; and if the business is to be run by a manager, the name and address of the manager shall also be included;
- (B)** The citizenship of the applicant, his place of birth and if a naturalized citizen, the time and place of his naturalization;
- (C)** The character of the business of the applicant; and in the case of a corporation, the objects for which it was formed;
- (D)** The length of time that said applicant has been in business of that character, or in the case of a corporation, the date on which its charter was issued;
- (E)** The amount of goods, wares and merchandise on hand at the time application is made;
- (F)** The location and description of the premises or place of business which is to be operated under such license;
- (G)** A statement whether applicant has made similar application for a similar license on premises other than described in this application, and the disposition of such application;
- (H)** A statement that applicant has never been convicted of a felony and is not disqualified to receive a license by reason of any matter or thing contained in this chapter, laws of this State, or the provisions of this Code;

- (I) Whether a previous license by any state or subdivision thereof, or by the Federal government has been revoked, and the reasons therefore;
- (J) A statement that the applicant will not violate any of the laws of the State of Illinois or of the United States, or any ordinance of the City in the conduct of his place of business; and a further statement that applicant is qualified to obtain a license to sell at adult recreational use cannabis from the State of Illinois;
- (K) A statement as to whether the applicant is a resident of the City.

Upon the filing of an application for a license to the City Council, as provided in this chapter, the City Council shall upon such, investigate the applicant for a license and shall upon such investigation, approve or reject the application by granting the license or by not granting the license; provided, however, that no such license shall be granted or refused in less than one week's time after the presentation of the application to the City Council.

### **3-25-5: PERSONS REFUSED LICENSE**

No such license shall be issued to:

- (A) A person who is not of good character and reputation in the community in which he resides;
- (B) A person who is not a citizen of the United States;
- (C) A person who has been convicted of a felony under any Federal or State law, if the State has determined, after investigation, that such person has not been sufficiently rehabilitated to warrant the public trust;
- (D) A person who has been convicted of being the keeper or is keeping a house of ill fame;
- (E) A person who has been convicted of pandering or other crime or misdemeanor opposed to decency and morality;
- (F) A person whose license issued under this chapter has been revoked for cause;
- (G) A person who at the time of application for renewal of any license issued hereunder would not be eligible for such license upon a first application;
- (H) A copartnership, unless all of the members of such copartnership shall be qualified to obtain a license;
- (I) A corporation, if any officer, manager or director thereof or any stockholder or stockholders owning in the aggregate more than 5% of the stock of such corporation, would not be eligible to receive a license hereunder for any reason other than citizenship and residence within the political subdivision;
- (J) A corporation, unless it is incorporated in Illinois, or unless it is a foreign corporation which is qualified under the Illinois Business Corporation Act to transact business in Illinois;
- (K) A person whose place of business is conducted by a manager or agent, unless the manager or agent possesses the same qualifications required of the licensee;
- (L) A person who does not beneficially own the premises for which a license is sought, or does not have a lease thereon for the full period for which the license is to be issued;
- (M) Any law enforcing public official, including members any Mayor, Alderman, or member of the City Council or commission, any president of a village board of

trustees, any member of a village board of trustees, or any president or member of a county board; and no such official shall be interested in any way, either directly or indirectly, in the manufacture, sale or distribution of cannabis, except that license may be granted to such official in relation to premises which are not located within the territory subject to the jurisdiction of that official if the issuance of such license is approved by the State of Illinois;

**(N)** A person who is not a beneficial owner of the business to be operated by the licensee;

### **3-25-6: NUMBER OF LICENSES**

There is no limit to the amount of licenses to be issued, but each license must be approved by the City Council of the City of Lincoln. Once approved the Mayor shall furnish the Clerk, treasurer and Chief of Police each with a copy of the license thereof; upon the issuance of any new license, or the revocation of any old license, the Mayor shall give written notice of such action to each of the aforesaid officers within 48 hours of such action.

### **3-25-7: APPLICATION (NEW AND RENEWAL) FEE**

The application fee for a recreational non retail cannabis business establishment shall be a non-refundable \$2,500.00. The yearly annual fee shall be \$2,500.00 due May 1 of each year.

### **3-25-8: RECREATIONAL CANNABIS CRAFT GROWER**

In addition to the rules and regulations outlined by statute, the proposed facility must comply with the following:

- A. Facility may not conduct any sales or distribution of cannabis other than as authorized by the Act.
- B. For purposes of determining required parking, recreational cannabis craft grower shall be classified as a retail store or service shop under chapter 11-7-4 of this code.

### **3-25-9: RECREATIONAL CANNABIS CULTIVATION CENTER**

This form of cannabis-related business is not permitted within the City of Lincoln.

### **3-25-10: RECREATIONAL CANNABIS INFUSER ORGANIZATION**

In addition to the rules and regulations outlined by statute, the proposed facility must comply with the following:

- A. Facility may not conduct any retail sales.
- B. Facility may not conduct any sales or distribution of cannabis other than as authorized by the Act.
- C. For purposes of determining required parking, recreational cannabis craft grower shall be classified as a retail store or service shop under chapter 11-7-4 of this code.

### **3-25-11: RECREATIONAL CANNABIS PROCESSING ORGANIZATION**

In addition to the rules and regulations outlined by state statute, the proposed facility must comply with the following:

- A. Facility may not conduct any retail sales.
- B. Facility may not conduct any sales or distribution of cannabis other than as authorized by the Act.
- C. For purposes of determining required parking, recreational cannabis craft grower shall be classified as a retail store or service shop under chapter 11-7-4 of this code.

### **3-25-12: RECREATIONAL CANNABIS TRANSPORTING ORGANIZATION**

This form of cannabis-related business shall adhere to all requirements as dictated in 410 ILCS 705, Article 40.

### **3-25-13: CHANGE OF LOCATION**

A license shall permit only allowed for a non-retail recreational cannabis business establishment and cannabis is only allowed on the premises described in the application and license. Such location may be changed only with the written permit to make such change issued by the City Council. No change of location shall be permitted unless the proposed new location is a proper for the cannabis business type under the laws of this state and the provisions of this Code. Any such change shall be allowed only after receipt of a \$2,500.00 fee payable to the City of Lincoln.

**ORDINANCE NO.**

**AN ORDINANCE AMENDING 11-5-2 OF THE LINCOLN CITY CODE  
TO ZONE NON RETAIL CANNABIS BUSINESS ESTABLISHMENTS  
AS A C-1 PERMITTED BUSINESS**

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 \_\_\_\_\_, 2022, WITNESSETH:

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

WHEREAS, the CITY OF LINCOLN desires to amend the zoning code to add non retail cannabis business organizations to the list of approved businesses within the City of Lincoln; and

WHEREAS, this ordinance comes before the City Council in conjunction with the proposed amendment to create 3-25 adding non-retail business organizations within the City of Lincoln; and

WHEREAS, it is in the best interest of citizens of Lincoln to promote business within the City of Lincoln and expand the business types allowed to reflect modern accepted businesses;

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

1. That Title 11 Chapter 5 part 2 is amended to include "Non Retail Cannabis Business Establishment" as a permitted C-1 business (see attached Exhibit A).
2. Effective Date. The effective date is immediate upon the passage of the same.

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

Alderman Parrott	_____	Alderman Hoefle	_____
Alderwoman Horn	_____	Alderman Jones	_____
Alderwoman Rohlfs	_____	Alderman Fleshman	_____
Alderman Downs	_____	Alderman Bateman	_____

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Abstain: \_\_\_\_\_

Absent: \_\_\_\_\_

Passed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

CITY OF LINCOLN,

BY: \_\_\_\_\_

Tracy Welch, Mayor  
City of Lincoln, Logan County, Illinois

ATTEST: \_\_\_\_\_ (SEAL)

City Clerk, City of Lincoln,  
Logan County, Illinois

## **EXHIBIT A**

### **§ 11-5-2. C-1 District, Uses.**

[1960 Code § 12.08.051; amended Ord. 199, 3-18-1985; Ord. 317, 10-15-1990]

The following uses shall be permitted in all C-1 districts:

Any use permitted in a residential district; individual mobile homes when located in an approved trailer park.

Accessory uses or buildings.

Automotive and related uses: new and used car sales, service and repair (providing such repairs are of a minor nature and totally contained within buildings), gasoline filling stations, motorcycle and bicycle shops, cab and bus stands and depots.

Business and advertising signs pertaining to the business on the property on which the sign is located; providing that:

- (A) Illumination of all signs shall be diffused or indirect and shall be arranged so as not to reflect direct rays of light into adjacent residential districts or into the public ways, and
- (B) That any sign located in the direct line of vision of any traffic control signal shall not have flashing intermittent red, green or amber illumination.

Business and professional offices: medical and dental offices and clinics, law offices, insurance and real estate offices, banks, finance and utility companies.

Community residential alternatives and community living facilities providing the following requirements are met:

- (A) The minimum lot area shall be 750 square feet per resident.
- (B) The required off street parking shall be provided only in the rear and side yards.
- (C) The facility shall be licensed or approved by the state agency.

Food, drug and beverage: grocery stores, supermarkets, meat markets, drugstores and liquor stores, bakery in conjunction with retail sales, restaurants, tea rooms and taverns.

Major retail outlets: furniture, department, clothing, shoe and variety stores; hardware, appliance, paint and wallpaper stores.

Non Retail Cannabis Business Establishment: craft growing facilities, infuser organization, processing organization, and transporting organizations as defined in 3-25-2

Nursing homes.

Service and recreation: motels and hotels; laundromats; dry cleaning and laundry pick up stations; barber and beauty shops; shoe repair and tailor shops; mortuaries, newspaper publishing, printing shops, with not more than 10 full time regular employees; storage and transfer establishments; places of amusement and assembly;

commercial recreation.

Specialty shops: gift shops, magazine, book and stationery outlets, florist shops, camera and photography shops, sporting goods.

## MEMORANDUM

**TO:** Mayor and City Council Members

**FROM:** Alderman Kevin Bateman, Wes Woodhall Building and Safety Official

**MEETING DATE:** September 27, 2022

**RE:** Kickapoo Street Lot – Out for Bid for a 3<sup>rd</sup> time

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**Background**

We are looking to put the Kickapoo Street Lot out for bid again. Please see the following attachments for more information.

Prior Bids discussed and declined on dates:

June 14<sup>th</sup>, 2022

July 18<sup>th</sup>, 2022

**Council Recommendation:**

Place on regular agenda for vote on October 3<sup>rd</sup>, 2022.

**ORDINANCE NO.**

**AN ORDINANCE AUTHORIZING REAL ESTATE TO GO OUT TO BID**

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 \_\_\_\_\_, 2022, WITNESSETH:

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

WHEREAS, the CITY OF LINCOLN owns the following-described real estate to-wit:

Lot Eleven and Twenty-five feet of even width off of the full Southwest side of Lot Twelve in Block Five in the Original Town, now City of Lincoln, Illinois;  
and;

A strip of land of the even width of fifteen (15) feet off of the full Northeast side of Lot 12; and Lots 13, 14, 15 and 16, all in Block Five (5) in the Original Town, now City of Lincoln, County of Logan and State of Illinois;

and;

both parcels were combined into one parcel with the Tax I.D. number as follows:

08-210-041-00;

and;

WHEREAS, the City Council CITY OF LINCOLN has determined that the real estate described above is no longer needed for the public interest, that it is the best interest of the Citizens of Lincoln if this property is sold; and

WHEREAS, the property is not currently being used for any real purpose; and

WHEREAS, this will go out for bid and be published in the Lincoln Courier for three successive weeks beginning on October 10, 2022; and

WHEREAS, a condition of acceptance of a bid will include a permanent easement to the City of Lincoln for use of the existing drop boxes located on the property, an agreement to keep the parking lot in good condition so vehicles can access those drop boxes, and a stipulation indicating that the garage on the property must be demolished and a retail facility be constructed within one year of the real estate transaction; and

WHEREAS there will be no warranties of the condition of the structure located on property and the property will be sold "AS IS"; and

WHEREAS, after that three week period bids will be opened in the COW on October 25, 2022 with a decision to be made on the voting meeting thereafter;

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

1. That it is in the best interests of the City of Lincoln that the above-described real estate be put out for bid.
2. The City Clerk is directed to publish in the Courier for three successive weeks notifying all interested parties to submit a bid for the above-described real estate.
3. Effective Date. That this Ordinance is effective immediately upon its passage.

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

Alderman Parrott	_____	Alderwoman Rohlfs	_____
Alderwoman Horn	_____	Alderman Bateman	_____
Alderman Hoefle	_____	Alderman Zurkammer	_____
Alderman Downs	_____	Alderman Jones	_____

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Abstain: \_\_\_\_\_

Absent: \_\_\_\_\_

Passed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

CITY OF LINCOLN,

BY: \_\_\_\_\_

Tracy Welch, Mayor  
City of Lincoln, Logan County, Illinois

ATTEST: \_\_\_\_\_ (SEAL)

City Clerk, City of Lincoln,  
Logan County, Illinois

**RESOLUTION NO. 2022 -**

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 \_\_\_\_\_, 2022, WITNESSETH:

WHEREAS, the City of Lincoln and Lincoln Industrial Park, Inc. have negotiated a permanent access easement for the benefit of Lincoln Industrial Park to have access from Fifth Street to their property (see Exhibit A); and

WHEREAS, the parties herein are desirous of approving and adopting the easement request:

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

1. The terms and conditions outlined in Exhibit A are hereby approved.
2. That the Mayor and City Clerk are hereby authorized and directed to approve and execute said Easement.

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

Alderman Parrott \_\_\_\_\_ Alderman Jones \_\_\_\_\_

Alderman Hoefle \_\_\_\_\_ Alderman Zurkammer \_\_\_\_\_

Alderman Hon \_\_\_\_\_ Alderwoman Rohlfs \_\_\_\_\_

Alderman Downs \_\_\_\_\_ Alderman Bateman \_\_\_\_\_

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Absent: \_\_\_\_\_

Absent: \_\_\_\_\_

Passed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

CITY OF LINCOLN,

BY: \_\_\_\_\_

Tracy Welch, Mayor  
City of Lincoln, Logan County, Illinois

ATTEST: \_\_\_\_\_ (SEAL)

City Clerk, City of Lincoln,  
Logan County, Illinois

## EASEMENT AND AGREEMENT

This Easement and Agreement entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2022, by and between the City Of Lincoln, Illinois, a body politic, hereinafter called "First Party," and Lincoln Industrial Park, Inc., a Corporation, hereinafter called "Second Party," for the uses and purpose herein described, WITNESSETH:

WHEREAS, First party is the owner of certain real estate, hereinafter called Tract 1, described as follows:

Five (5) acres off of the full West end of the South Half of the Northeast Quarter of the Northeast Quarter of Section 35, Township 20 North, Range 3 West of the 3rd P.M., Logan County, Illinois

WHEREAS, Second Party is the owner of certain real estate located within Lincoln Industrial Park, Inc. Subdivision (hereinafter called "subdivision), part of which subdivision is located in the Northwest Quarter of the Northeast Quarter of Section 35, Township 20 North, Range 3 West of the Third P.M., and specifically includes portions of Parcels 5 and 6 in said subdivision (excepting parts thereof previously conveyed to others) and the following described property, herein called Tract 2:

The land area located between the south line of Parcels 5 and 6 (as that south line extends westerly to the half section line of said Section 35) and the northerly boundary of the right of way of the former Illinois Central Railroad, said land area being also bounded on the west by the half section line of said Section 35 and bounded on the east by a line parallel to and one foot (1') west of the West line of the Northeast Quarter of the Northeast Quarter of said Section 35, Township 20 North, Range 3 West of the 3rd P.M., all in Logan County, Illinois; and

WHEREAS, located on Tract 2 is a private lane and driveway that provides the subdivision owners and occupants ingress from and egress to the public highway or street commonly known as Fifth Street in Lincoln, Illinois, and through which various utility easements and improvements exist which serve the subdivision and its parcel owners, occupants and assigns, including Second Party, Ry Jill Properties, LLC, and Norville Brown; and

WHEREAS, said private lane and driveway serving the subdivision owners and occupants exists onto Fifth Street in close proximity to the northeasterly boundary line of said railroad right of way; and

WHEREAS, Ry Jill Properties, LLC previously acquired from Second Party and now owns part of Parcel 6 of said subdivision along with a one foot (1') wide strip of land connecting said Parcel 6 to said Fifth Street and which adjoins the west boundary line of Tract 1 owned by First Party; and

WHEREAS, pursuant to the Easement And Driveway Maintenance And Repair Agreement existing between Second Party and Ry Jill Properties, LLC, filed and recorded in the office of the Logan County, Illinois Recorder of Deeds on July 12, 2010 as document number 201000064283, Second Party holds and owns a permanent and assignable easement on, over and through said land owned by Ry Jill Properties, LLC, for ingress and egress, utilities and other reasonable purposes, including specific authority granted for Second Party to reasonably create and allow creation of a private driveway lane or a public street or highway right of way on, over and through said land owned by Ry Jill Properties, LLC; and

WHEREAS, First Party and Second Party mutually desire to create an additional alternative commercial entrance for the subdivision and a private lane, public street connecting to the existing private driveway lane located on Tract 2, plus easements for utility services (including but not limited to water, natural gas, electricity, cable television, fiber optic cable, broadband internet cable and other present or future utilities), signs, mailboxes and other reasonable purposes for use and benefit of the subdivision owners and occupants, without encroaching upon said railroad right of way; and

WHEREAS, to establish the design and legal description of said permanent easement area for said additional and alternative entrance, private driveway lane or public street, utilities and other purposes, First Party engaged engineers to design and diagram the new additional driveway lane or public street access area for ingress and egress on, across and through Tract 1 that connects with Second Party's private lane and driveway located on Tract 2; a copy of that engineering diagram is attached hereto as Exhibit A and a copy of said legal description is attached as Exhibit B.

NOW THEREFORE, in consideration of One Dollar (\$1.00) and other good and valuable consideration paid by Second Party to First Party, receipt and sufficiency is acknowledged by First Party, and in exchange for the parties' respective promises, covenants and commitments stated and set forth in this instrument, the parties agree as follows:

- I. First Party hereby grants, bargains and sells to Second Party and to the present and future owners of land within said subdivision (including RyJill Properties LLC and Norville Brown) a permanent irrevocable easement(s) on, over and through Tract 1 for ingress and egress between Fifth Street and said subdivision (including Tract 2 owned by Second Party) and for installation of signs and any utility services as may be necessary or convenient for the owners or occupants of the subdivision; the initial easement area is described in Exhibit B attached hereto. In the event additional easement area through Tract 1 is reasonably needed in the future for installation of utilities, signs or other purposes to serve the owners or occupants of the subdivision, First Party agrees to grant and convey additional reasonable easement area to Second Party. To the extent practicable, said entrance, lane or other roadway, signs and utility and sign easement areas shall be located within the west 130 feet of the south 130 feet of the Southwest Quarter (1/4) of said Section 35, Township 20 North, Range 3 West of the 3rd P.M., Logan County, Illinois.
- II. First Party shall, at First Party's expense, construct a commercial entrance and roadway within Tract 1 as shown on Exhibit A attached hereto, connecting that roadway to the private lane and driveway located on Tract 2 owned by Second Party. The entrance and roadway located on Tract 1 shall be constructed in accordance with the design and placement diagram attached hereto as Exhibit A, and the roadway shall be constructed of limestone base, concrete and other materials equivalent in quality and strength to those required for streets in industrial subdivisions in Lincoln, Illinois and the work shall be performed as part of said pending Fifth Street replacement and renovation project. Any portion of the roadway constructed on land owned by Second Party or Ry Jill Properties, LLC shall be constructed of at least fourteen inches (14") of highway grade well packed limestone. The easement area(s) and the commercial entrance and roadway located on Tract 1 shall always be reasonably maintained and repaired by First Party.
- III. Upon completion of the final construction of the commercial entrance and roadway in accordance herewith that entrance, lane and roadway right of way may be dedicated for public use if so desired by First Party, and Second Party will reasonably co-operate with such dedication. However, the public dedication shall not eliminate or merge with the easements hereby agreed and created, the easement(s) granted being irrevocable and perpetual, surviving public dedication and vacating of such dedication or any portion thereof.
- IV. This agreement shall run with the land herein described and shall be enforceable

by specific performance and monetary damages. In the event of litigation concerning this agreement the losing party shall be required to reimburse and pay the attorney fees and other litigation expenses incurred by the prevailing party.

V. This agreement shall be binding upon and inure to the benefit of the parties' heirs, assigns, successors in interest and personal representatives.

VI. This instrument shall be recorded in the office of the Logan County, Illinois Recorder of Deeds at First Party's expense within 14 days from execution of this instrument, and a true copy of the recorded document shall be provided to each party.

In Witness Whereof, by and through their respective authorized representatives or officers, the parties have hereunto set their respective hands and seals on the day and year first above written.

First Party:

City of Lincoln, Illinois, a Body Politic

By: \_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
City Clerk

SEAL

STATE OF ILLINOIS        )  
                              ) SS  
COUNTY OF LOGAN        )

Second Party:

Lincoln Industrial Park, Inc., A Corporation

By: \_\_\_\_\_  
(Vice) President

Attest: \_\_\_\_\_  
Secretary/Treasurer

SEAL

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that \_\_\_\_\_, Mayor of the City of Lincoln, and \_\_\_\_\_, City Clerk of Lincoln, Illinois, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that he/she/they signed, sealed, and delivered the said instrument as his/her/their free and voluntary act for the uses and purposes therein set forth.

Given under my hand and Notarial Seal  
this \_\_\_\_\_ day of \_\_\_\_\_ A.D., 2022.

\_\_\_\_\_  
Notary Public

STATE OF ILLINOIS        )  
                              ) SS  
COUNTY OF LOGAN        )

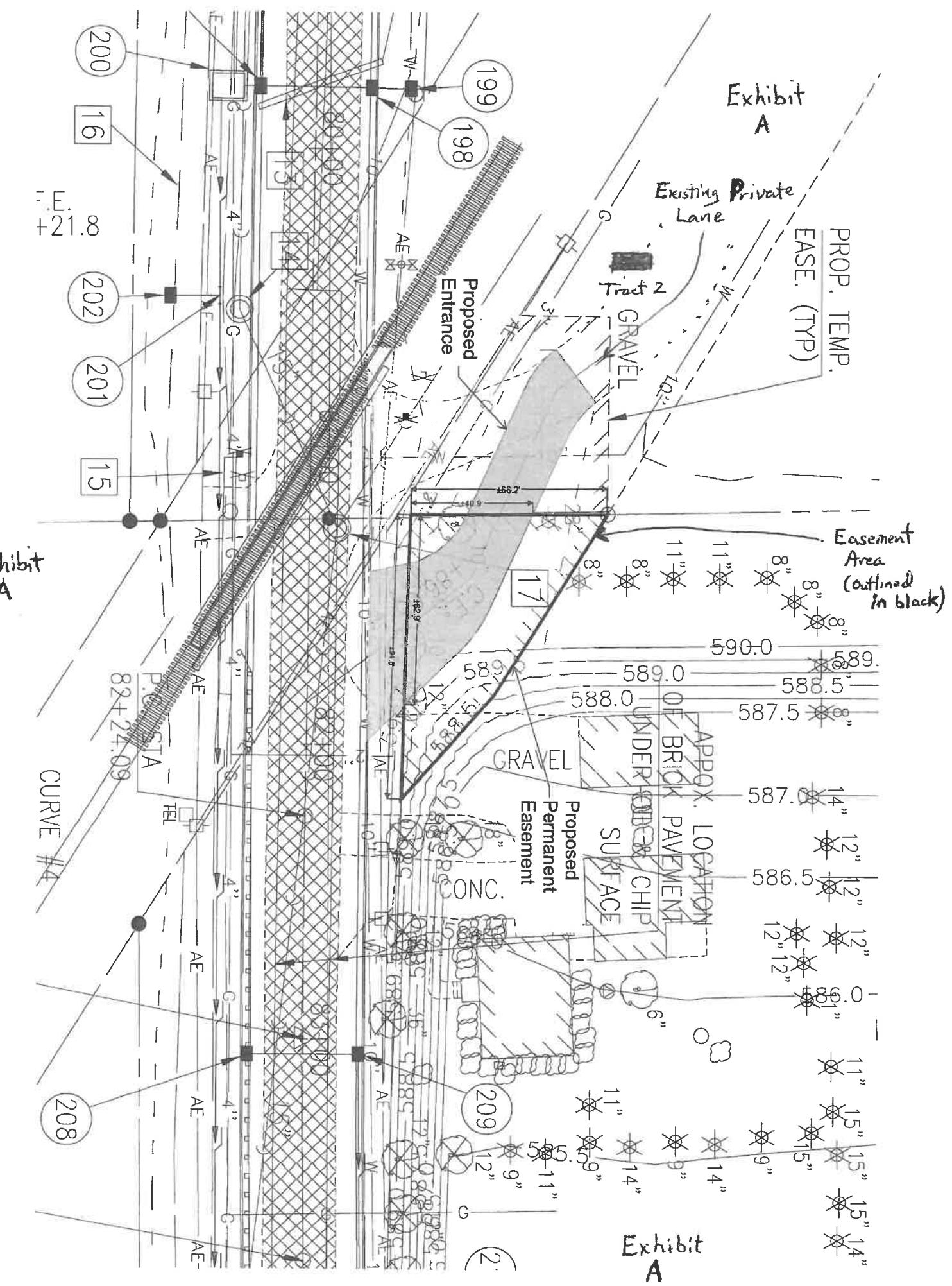
I, the undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that \_\_\_\_\_, (Vice) President of Lincoln Industrial Park, Inc., and \_\_\_\_\_, Secretary/Treasurer of Lincoln Industrial Park, Inc., personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that he/she/they signed, sealed, and delivered the said instrument as his/her/their free and voluntary act for the uses and purposes therein set forth.

Given under my hand and Notarial Seal  
this \_\_\_\_ day of \_\_\_\_\_ A.D., 2022.

\_\_\_\_\_  
Notary Public

Drafted by: Attorneys Douglas A. Muck and John Hoblit

Return To: Douglas A. Muck, 207 South Mclean Street, Lincoln, IL 62656



**French Parcel Access Easement**

Part of the Northwest Quarter of the Northeast Quarter of Section 35 and a part of the Northeast Quarter of the Northeast Quarter of Section 35, all in Township 20 North, Range 3 West of the Third Principal Meridian, Logan County, Illinois, more particularly described as follows:

Commencing at the Southwest Corner of the Northeast Quarter of the Northeast Quarter of Section 35; Thence North 0 degrees, 59 minutes, 20 seconds West along the west line of the Northeast Quarter of the Northeast Quarter of Section 35, a distance of 27.36 feet to a point on the existing northerly right-of-way line of Fifth Street Road and the Point of Beginning; thence continuing North 00 degrees 59 minutes, 20 seconds West along said section line, 66.22 feet; thence South 58 degrees 05 minutes 28 seconds East, 71.96 feet; thence South 48 degrees 15 minutes 44 seconds East, 46.45 feet to a point on the northerly right-of-way line of Fifth Street Road; thence North 88 degrees, 20 minutes, 06 seconds West along the northerly roadway right-of-way line, 94.64 feet to the Point of Beginning, containing 0.078 acres, more or less.

*Exhibit B*

## M E M O R A N D U M

**TO:** Mayor and City Council Members  
**FROM:** Ashley Metelko, Administrative Assistant  
**MEETING DATE:** September 27, 2022  
**RE:** Economic Development Commission Approvals

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**Background:**

On September 16, 2022, the Economic Development Grant Commission met and approved the following applications:

**STRUCTURAL IMPROVEMENT GRANTS:**

**Ethan Hoinacki/Guest House-**

111 S. Kickapoo Street – tuck pointing, front entrance repairs, enclose rear of building - **\$6,990.00**  
113 S. Kickapoo Street – Window Replacement - **\$6,391.00**

**Carol Becherer/Johnny's Buy, Sell & Trade-**

200 N Chicago Street – Window replacement - **\$7,500.00**

**FAÇADE GRANTS:**

**Nick Cummings/Almighty Investments Inc- \$6,500.00**

604 Broadway Street –power wash, paint front and hang awnings  
- *Contingent on review from Historic Preservation Commission*

## MEMORANDUM

**TO:** Mayor and City Council Members

**FROM:** Mayor Tracy Welch, Alderman Sam Downs & Alderman Kevin Bateman

**MEETING DATE:** September 27, 2022

**RE:** Dog Park – 8<sup>th</sup> Street Park - \$60,000.00 Request use of ARPA Funds

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### **Background:**

#### **What is a dog park?**

A dog park is a public park, typically fenced, where people and their dogs can play together. Similarly, a dog run is a smaller fenced in area, created for the same use, that is often located within an existing park. As the names imply, these places offer dogs off-leash play areas and the chance to socialize with other canines and their owners. Dog parks, which are sometimes managed by park users in conjunction with the city or town officials offer a wealth of benefits to dogs, dog owners and the community as a whole.

#### **How does a dog park benefit the community?**

**It allows dogs to exercise and socialize safely.** Dogs need room to run, and enclosed play areas permit them to do so while preventing them from endangering themselves and others. Dogs who are accustomed to playing with other dogs and people are more likely to be well socialized and react well towards strangers.

**It Promotes responsible dog ownership.** Dog parks prevent off-leash animals from infringing on the rights of other community residents and park users such as joggers, small children, and those who may be fearful of dogs. Parks also make it easy for the city to enforce its leash laws, as resident dog owners with park access have no reason to allow their canine companions off-leash when outside of the park.

**It provides an outlet for dog owners to socialize.** Dog parks are a great place for owners to meet other people with common interests.

**It helps promote public health and safety to the community.** Well-exercised dogs are better neighbors who are less likely to create a nuisance, bark excessively, and destroy property.

#### **What are some goals we have for a successful dog park?**

#### **Community engagement-Physical and Mental Stimulation-Educational Advantages**

1. Provide a safe place for dogs and their owners to play and socialize.
2. Provide better opportunities for dog owners to meet like-minded people.
3. Provide a safe place for older people or people with disabilities who may not be able to walk their dogs.
4. Provide opportunity for owners to learn about dogs through observation and also provides the opportunity to learn from more experienced owners.
5. Provide opportunity for well-mannered-dog advocates to demonstrate how they turned their dog into a well-mannered dog.

## **Setting Rules- These are just a few examples of some of the rules we would implement**

One way to maintain a dog park is to create and enforce guidelines for its use. The rules may vary for this park and its needs. Some examples include:

- Dog owners are legally responsible for any injuries their dogs may cause.
- All dogs should have up-to-date vaccinations.
- Owners must remain with their dogs at all times.
- Young children should also be under supervision for their safety.
- Dog owners must clean up after their pets.
- Dogs should not visit the park if they are aggressive, disruptive or in heat.
- Dogs should remain on a leash when entering or exiting the park.
- Park Hours: Sunrise to sunset
- **No one should bring:**
  - A reactive, aggressive, or dangerous dog. Without proper training, guidance, and a lot of work, taking a reactive dog to the dog park could very easily result in a bad situation and could make the dog's fear/anxiety even worse. If you do have a reactive or aggressive dog (which there's nothing inherently wrong with that), talk to your vet about the issue and find a great dog trainer or behaviorist to work with.
  - A female dog in heat. Leave any and all female dogs in heat at home, as their presence in the park can create fights or distractions for other dogs.
  - A puppy. Until they are full vaccinated and a bit bigger, puppies do not belong at a dog park!
  - A hyper, generally under exercised dog. If you do have an overly excited dog with a *lot* of pent up energy, do some sort of activity before going to a park to release some of that energy! This can include going for a walk or jog, doing scent work, and/or working on obedience training. Dog parks can be a great way for your dog to socialize and exercise but it should by no means be the only outlet your dog has.
  - Too many dogs. Trouble could break out if you're not able to keep a close eye on all the dogs you are responsible for.
- Do not leave your dog unattended.
- Be mindful of gates and entryways by always making sure they are closed behind you.

*Will this cost the city more in regard to insurance?*

- *There won't be an increase in the premium. You may have an increase in exposure from slips/falls, dog bites, etc. and there is no deductible on the liability.*

***Policy/Enforcement Issues will be addressed through the proper channels.***

***Hours will be from sunrise to sunset.***

***Rules will be discussed and set at a later date.***

***Letters went to homeowners/residents of the area.***

## **Budgeting-**

**Lowest Estimate received on 695' total of 6' high black vinyl coated chain link fence:**

AMCO Fence: \$34,890.00  
-Wire is 8 gauge after coating  
-Commercial grade bottom cable at bottom of fence  
-Minimum of 4 ties per line post  
-Commercial grade hinges on gates (we call them bulldog hinges)  
-Typically use a commercial grade fork latch

**The added estimated costs would include the following:**

10'x 10' concrete pad:	\$ 2,000.00
Sidewalk	\$ 2,000.00
(2) Waste Stations/bags:	\$ 2,236.00
(2) Benches:	\$ 1,000.00
(1) Leashing Posts:	\$ 515.00
(1) Drinking Fountain	\$ 2,870.00
Dog Park Signs	\$ 1,000.00
American Water line & hook up:	\$ 1,500.00 (left over amount applied here)
Remaining Amount for the unknown	\$11,989.00
<hr/> TOTAL ESTIMATED COST	<hr/> \$ 60,000.00

**Council Recommendation:** To be placed on regular agenda October 3<sup>rd</sup>, 2022.

TRACY WELCH  
MAYOR

PEGGY S. BATEMAN  
CITY CLERK

CHARLES N. CONZO  
CITY TREASURER

JOHN A. HOBLIT  
CITY ATTORNEY



## 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

To: Mayor and Aldermen of the City of Lincoln

From: Andrew Bowns, Wastewater Project Manager

Meeting Date: September 27, 2022

RE: Water St. Lining Project

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Background

The sewer on Water St. between Union St. and Peoria St. is failing. It is in need of repair to continue functioning.

Analysis/Discussion:

This particular sewer has several breaks and cracks along it's approximately 964' length. There is also one section where the upper portion of pipe is gone. The attached quote will perform 3 spot repairs where the sewer is in terrible shape, and then line the entirety with cure in place pipe. If this type of repair is not permitted to move forward it will have to be replaced by open cut digging, at a much higher cost. I have included a 10% contingency above the quote for any issues that arise during the project.

Fiscal Impact:

This project should have a cost not to exceed \$83,209.50.

Council Recommendation:

Approve the Water St. lining project in an amount not to exceed \$83,209.50 to be expensed from "50-7400-7850 Capital Expense - Sewer Const".

CITY COUNCIL

**FIRST WARD**  
STEVE PARROTT  
ROB JONES

**SECOND WARD**  
TONY ZURKAMMER  
SAM DOWNS

**THIRD WARD**  
KEVIN BATEMAN  
WANDA ROHLFS

**FOURTH WARD**  
RICK HOEFLER  
KATHY HORN



**Hoerr Construction, Inc.**  
1416 County Road 200 N  
P.O. Box 65  
Goodfield, IL 61742

Office: (309) 691-6653  
Fax: (309) 508-7990

9/8/2022

**Project:** Lincoln- Water St. Lining Project

**Hoerr Construction, Inc. to Provide**

- Cured in Place Pipe (CIPP) for 12" Sanitary Sewer
  - Cleaning and televising of pipe prior to lining
  - All necessary equipment and labor for liner inversion & cure per ASTM F1216
  - Reinstatement of service connections
    - Laterals that can be positively identified by sewer camera as plugged or capped will not be reinstated. All other laterals will be opened unless otherwise directed in writing by the owner
  - Post-lining televising with digital video report
- Bypassing of normal sewer flows, dry weather work only
- Work to be completed during normal work week, M-F daytime operations
- Certificate of insurance with Hoerr Construction's standard coverages
- Certified payrolls, if required or requested

**Owner to Provide**

- Water for pipe cleaning operations, hydrant fill
- Dump site for debris removed from pipe (should be minimal)
- Access to pipe being lined to include but not limited to the following:
  - All traffic control beyond flashing yellow lights and cones that are normally carried on Hoerr trucks
  - Access for truck-sized equipment to all manhole lids associated with lining
  - Excavation point repairs needed due to collapsed pipe, lodged equipment, or obstructions unable to be removed with conventional sewer cleaning equipment and methods
- Any necessary bonds, permits, fees, association dues, special insurance coverage, surface restoration, erosion control, deflection testing, air testing, or staking
  - Standard performance and payment bond can be provided at 2% of total quote



**Hoerr Construction, Inc.**  
1416 County Road 200 N  
P.O. Box 65  
Goodfield, IL 61742

Office: (309) 691-6653  
Fax: (309) 508-7990

**Total Project Price:**

• +/-980' of 12" CIPP @ \$56.00/LF:	<b>\$54,880.00</b>
• 27 EA Lateral Reinstatements @ \$120.00/EA:	<b>\$3,240.00</b>
• 4 EA Protruding Tap Removals @ \$350.00/EA:	<b>\$1,400.00</b>
<b>Total Project:</b>	<b>\$59,520.00</b>

**Additional Pricing if Required:**

• 10 EA 12" LMK Insignia End Seals (if required) @ \$230.00/EA:	<b>\$2,300.00</b>
• 1 EA Sample Testing (if required) @ \$175.00/EA:	<b>\$175.00</b>
• 3 EA Spot Repair Liners @ \$4,550.00/EA:	<b>\$13,650.00</b>

This quote is good for 30 days from the above date.

We did not see anything on the video that would require a dig spot repair at this time. Any dig spot repairs performed by Hoerr Construction, Inc. will be billed on a T&M basis or an agreed unit price provided at a later date. As an option, you could install some spot repair liners in the areas that have bad hinge cracks to reinforce those locations prior to installing the liner. See pricing above for that work if required.

Thank you for the opportunity to quote this pipe lining project. If you have any questions, please call me at (309) 691-6653.

Sincerely,

*David Steffen*

David Steffen, Estimator  
Hoerr Construction, Inc.

Accepted By:

Print: \_\_\_\_\_  
(name) \_\_\_\_\_ (title) \_\_\_\_\_

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