

CITY OF LINCOLN
REGULAR CITY COUNCIL MEETING
AGENDA
AUGUST 19, 2024
CITY HALL COUNCIL CHAMBERS
700 BROADWAY STREET
6:00 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 August 13, 2024 Committee of the Whole Meeting.

6. **Ordinances and Resolutions**

A. An Ordinance Authorizing the Purchase of Real Estate.

B. An Ordinance authorizing and providing for the issuance of not to exceed \$6,000,000 aggregate principal amount General Obligation Bonds (Alternate Revenue Source), Series 2024 of the City of Lincoln, Logan County, Illinois, and for the levy of a direct annual tax sufficient to pay the principal of and interest on said bonds.

7. **Bids**

8. **Reports**

A. City Treasurer's Report for July, 2024

B. City Clerks Report for July, 2024

C. Department Head Reports for July, 2024

9. **New Business/Communications**

A. Approval of Agreement for Construction Engineering Services between Crawford, Murphy & Tilley, Inc. and the City of Lincoln in an amount not to exceed \$100,000.00.

B. Approval of the appointment of Rod Harrison to the Code Enforcement Officer position.

C. Approval of the recommended targets for the Curb & Sidewalk Replacement Project.

D. Approval of investment of \$350,000.00 in a six-month Certificate of Deposit and \$350,000.00 in a nine-month Certificate of Deposit at United Community Bank.

10. **Announcements**

11. **Possible Executive Session**

12. **Adjournment**

We welcome the participation of persons with disabilities at all City of Lincoln meetings. If auxiliary aid or service is required for most effective participation and communication, please notify the City Clerk's Office at 217-735-2815 or cityclerk@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, July 9, 2024

The Committee of the Whole Meeting of the City Council of Lincoln was called to order by Mayor Tracy Welch at 6:01 p.m., with proper notice given. City Clerk Peggy Bateman called roll.

Present:

- Alderman Robin McClallen, Ward 1
- Alderman Steve Parrott, Ward 1
- Alderman David Sanders, Ward 2
- Alderman Sam Downs, Ward 2
- Alderman Kevin Bateman, Ward 3
- Alderman Wanda Lee Rohlfs, Ward 3
- Alderman Craig Eimer, Ward 4
- Alderman Rhonda O'Donoghue, Ward 4

Staff Present:

- Peggy Bateman, City Clerk
- Chuck Conzo, City Treasurer
- John Hoblit, City Attorney
- Walt Landers, Streets Superintendent
- Wes Woodhall, Building and Safety Officer
- Ty Johnson, Fire Chief
- Joe Meister, Police Chief
- Andrew Bowns, Veolia Water, Project Manager

Presiding:

Mayor Tracy Welch

Public Comment:

There is no one present for public comment.

Engineering Services Crawford, Murphy & Tilley Work Order No. 10.

This is for the engineering services for the 2024 sidewalk project in an amount of \$33,000.00.
This item will be placed on the regular agenda.

Ordinance adopting Amendment #2 to Appropriation Ordinance City of Lincoln May 1, 2023 – April 30, 2024.

Amendments are included in the packet.
This item will be placed on the regular agenda.

Ordinance adopting Appropriation for FY 2024/2025

There was an error in the Street Dept. line for repairs. It should be \$55,000.00
ARPA funds for projects not completed, were carried over.
Chicago Street building demo is included.
This item will be placed on the regular agenda.

Establishing a limit for Video Gaming Licenses

The City is down to 200 video gaming licenses from 240. Other towns the same size, possibly a bit larger, have half the amount of licenses. The liquor commission has stopped approving new gaming licenses. They would like to set a limit of 175 licenses for the City. The mayor is asking to codify this limit.

This item will be placed on the regular agenda.

Mayor Welch moved on to other items on the agenda.

Announcements:

- Special thanks to the Street Department crew for the help during the beam removal project at the Courthouse.
 - Veterans Homes #6 & #7 will begin in Atlanta
 - Ribbon cutting this Saturday at Barn Boutique.
 - Mr. Hoblit is requesting an item be added to the agenda regarding amending a name change in an amendment. This item will be placed on the regular agenda.
 - The public notice in the paper states the public hearing should begin at 7pm. The Council agreed to change it to 6:30pm.
-

Adjournment:

There being no further discussion to come before the City Council of Lincoln, Alderman Downs motioned to adjourn, seconded by Alderwoman O'Donoghie. All were in favor. Mayor Welch adjourned the meeting at 7:01 p.m.

Respectfully Submitted By:

Charity Hutchison, Recording Secretary

ORDINANCE NO.

AN ORDINANCE AUTHORIZING THE PURCHASE OF REAL ESTATE

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 _____, 2024, WITNESSETH:

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

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

Part of Lots 5, 6 and 7 in Bernard Sigg's Survey of the Northwest Quarter and the West half of the Northeast Quarter of Section 25 in Township 20 North, Range 3 West of the Third Principal Meridian in Logan County, Illinois, described as follows:

Beginning at an iron pin on the East line of said Lot 6, 25.00 feet South of the Northeast Corner of said Lot 6 said point being on the existing West Right Of Way line of North Jefferson Street; thence, North 89 Degrees 02 Minutes 44 Seconds West on the South line of triangular piece of ground described in a Warranty Deed recorded as Document Number 202200001979 in Logan County Recorder's Office a distance of 1027.22 feet to a point at the Northwest Corner of the trailer park property as shown on a survey by Michael L. Foster dated November 15, 1993; thence, continuing North 89 Degrees 02 Minutes 44 Seconds West a distance of 57.75 feet to a point on the existing East Right Of Way line of North Lincoln Parkway with said point being on a curve to the right having a radius of 598.40 feet its chord bearing North 37 Degrees 37 Minutes 25 Seconds East a distance of 149. 61 feet; thence, Northeasterly on said curved existing East Right Of Way a distance of 150.00 feet; thence, South 63 Degrees 05 Minutes 42 Seconds East a distance of 178.25 feet; thence, South 84 Degrees 56 Minutes 58 Seconds East a distance of 420.00 feet; thence, South 89 Degrees 02 Minutes 44 Seconds East a distance of 195.00 feet; thence, North 74 Degrees 21 Minutes 10 Seconds East a distance of 105.00 feet; thence, North 52 Degrees 29 Minutes 29 Seconds East a distance of 106.00 feet; thence, South 89 Degrees 02 Minutes 44 Seconds East a distance of 34.00 feet to the East line of said Lot 5 also being the existing West Right Of Way line of North Jefferson Street; thence, South 01 Degrees 03 Minutes 48 Seconds East along said Right Of Way a distance of 108.00 feet to the point of beginning containing 1.039 acres, more or less.

Basis of bearings being the Illinois State Plane Coordinate System West Zone.

and;

WHEREAS, the property is situated by Jefferson Street close to Lincoln Parkway, and the City believes the property to have no real use to its current owner for a number of years; and

WHEREAS, the City Council desires to purchase this property to place a generator and fencing within the next fiscal year; and

WHEREAS, the City Council believes it can acquire this property for a reasonable fee; and

WHEREAS, the City Council believes it would be in the best interest of the citizens of Lincoln if the City of Lincoln is able to place a generator next to the lift station; and

WHEREAS, the City Council desires that the Mayor be given the authority to execute any paperwork to effectuate this purchase; and

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 purchased by the City of Lincoln.
2. The Mayor has the authority to execute any documents necessary in order to effectuate this purchase.
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 Rohlf	_____
Alderwoman McClallen	_____	Alderman Bateman	_____
Alderman Downs	_____	Alderman Eimer	_____
Alderwoman O'Donoghue	_____	Alderman Sanders	_____

Ayes: _____

Nays: _____

Abstain: _____

Absent: _____

Passed and approved this ____ day of _____, 2024.

CITY OF LINCOLN,

BY: _____

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

ATTEST: _____ (SEAL)

City Clerk, City of Lincoln,
Logan County, Illinois

ORDINANCE NO. _____

AN ORDINANCE authorizing and providing for the issuance of not to exceed \$6,000,000 aggregate principal amount General Obligation Bonds (Alternate Revenue Source), Series 2024 of the City of Lincoln, Logan County, Illinois, and for the levy of a direct annual tax sufficient to pay the principal of and interest on said bonds.

WHEREAS, the City of Lincoln, Logan County, Illinois (the “City”), is a non-home rule municipal corporation and body politic of the State of Illinois (the “State”), duly created, organized and existing under the Illinois Municipal Code, as amended from time to time (the “Municipal Code”), and having the powers, objects and purposes provided by said Municipal Code; and

WHEREAS, the Mayor of the City (the “Mayor”) and the City Council of the City (the “Corporate Authorities”) have heretofore determined and do hereby determine that it is advisable, necessary and in the best interests of the residents of the City to (i) finance various capital-related items within the City (the “Project”), and (ii) pay certain costs of issuance of the Bonds (as such term is hereinafter defined), all for the benefit of the inhabitants of the City; and

WHEREAS, the estimated cost of the Project, including engineering, legal, financial, bond discount, printing and publication costs, capitalized interest, and other expenses (collectively, the “Project Costs”), is not more than \$6,000,000, and there are insufficient funds on hand and lawfully available to pay such costs; and

WHEREAS, for the purpose of providing funds to pay the Project Costs and in accordance with the provisions of the Local Government Debt Reform Act of the State, as supplemented and amended (the “Act”), the Corporate Authorities on the 1st day of July, 2024, adopted an ordinance (the “Authorizing Ordinance”) authorizing the issuance of alternate bonds,

being general obligation bonds payable from any revenue source as provided by the Act, in an amount not to exceed \$6,000,000; and

WHEREAS, the Project constitutes a lawful corporate purpose within the meaning of the Act; and

WHEREAS, on the 5th day of July, 2024, the Authorizing Ordinance, together with a notice in the statutory form, was published in the *Lincoln Courier*, being a newspaper of general circulation in the City, and an affidavit evidencing the publication of the Authorizing Ordinance and said notice have heretofore been presented to the Corporate Authorities and made a part of the permanent records of the Corporate Authorities; and

WHEREAS, more than thirty (30) days have expired since the date of publication of the Authorizing Ordinance and said notice, and no petition with the requisite number of valid signatures thereon has been filed with the City Clerk of the City (the “City Clerk”) requesting that the question of the issuance of the alternate bonds be submitted to referendum; and

WHEREAS, on the 15th day of July, 2024, the Corporate Authorities held a public hearing pursuant to the Bond Issuance Notification Act following notice published in the *Lincoln Courier*, on the 5th day of July, 2024; and

WHEREAS, the Corporate Authorities are now authorized to issue alternate revenue bonds in an amount not to exceed \$6,000,000 in accordance with the provisions of the Act, and the Corporate Authorities hereby determine that it is necessary and desirable that the bonds so authorized be issued at this time; and

WHEREAS, the alternate bonds to be issued will be payable from the Pledged Revenues and the Pledged Taxes, both as hereinafter defined; and

WHEREAS, the Corporate Authorities hereby determine that the Pledged Revenues will provide in each year an amount not less than 1.25 times debt service of the alternate bonds proposed to be issued; and

WHEREAS, such determination is supported by the most recent audit of the City (the “Audit), which Audit has been presented previously to the Corporate Authorities and is on file currently with the City Clerk:

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE CITY OF LINCOLN, LOGAN COUNTY, ILLINOIS, AS FOLLOWS:

Section 1. Incorporation of Preamble. The Corporate Authorities hereby find that all of the recitals contained in the preambles to this Ordinance are full, true and correct and do hereby incorporate such recitals into this Ordinance by this reference. The Audit is hereby accepted and approved by the Corporate Authorities.

Section 2. Findings; Issuance of Bonds. (a) The Corporate Authorities hereby find and determine that the Corporate Authorities of the City have been authorized by the provisions of the Act, that is necessary and in the best interest of the City and necessary for the welfare of the government and affairs of the City, and that it is a proper public purpose and is in the public interest to issue alternate revenue bonds of the City in an amount not to exceed \$6,000,000 for the purpose of funding the costs of the Project and the costs of the City in connection with the issuance of such bonds.

Section 3. Bond Details. There shall be borrowed on the credit of and for and on behalf of the City, an aggregate principal amount not to exceed \$6,000,000 for the purpose aforesaid and that the City shall issue in the name of the City its “General Obligation Bonds (Alternate Revenue Source), Series 2024” (the “Bonds”).

The Bonds shall be issued in one or more series in the form of a separate single authenticated fully registered bond for the aggregate principal amount of each separate maturity of each series of the Bonds. The Bonds shall bear the date of authentication; shall be in denominations of Five Thousand Dollars (\$5,000) each or integral multiples thereof, numbered consecutively from 1 upward and dated as set forth in the hereinafter described Bond Order; and interest on the Bonds shall be payable semiannually on each June 1 and December 1 of each year or such other date as provided in the Bond Order, beginning not earlier than December 1, 2024 (such interest computed upon the basis of a 360-day year of twelve 30-day months). The Bonds shall become due and payable (subject to prior redemption as set forth in the Bond Order) on December 1 over a period ending not later than December 1, 2051 and in an amount not exceeding \$1,000,000 per year, all as further detailed in the Bond Order executed by the Mayor (the "Bond Order"); provided, however, that no Bond shall bear interest at a rate per annum in excess of 7.00%. The Mayor is hereby given full authority to execute and deliver a Bond Order for and on behalf of the City as herein provided. The Bond Order shall be made a part of the transcript of the proceedings related to the issuance of the Bonds.

Each Bond shall bear interest from the later of its Dated Date as herein provided or from the most recent interest payment date to which interest has been paid or duly provided for, until the principal amount of such Bond is paid or duly provided for, such interest (computed upon the basis of a 360-day year of twelve 30-day months) being payable on June 1 and December 1 of each year, commencing on the date set forth in the Bond Order. Interest on each Bond shall be paid by check or draft of the Paying Agent set forth in the Bond Order, payable upon presentation thereof in lawful money of the United States of America (the "United States"), to the person in whose name such Bond is registered at the close of business on the 15th day

(whether or not a business day) of the calendar month next preceding the interest payment date, and mailed to the registered owner of the Bond as shown in the Bond Register (hereinafter defined) or at such other address furnished in writing by such Registered Owner, or as otherwise may be agreed with DTC. The principal of the Bonds shall be payable in lawful money of the United States upon presentation thereof at the office maintained for the purpose by the Paying Agent or successor Paying Agent and locality.

The Bonds shall be signed by the manual or facsimile signature of the Mayor and shall be countersigned by the manual or facsimile signature of the City Clerk and in case any officer whose signature shall appear on any Bond shall cease to be such officer before the delivery of such Bond, such signature shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery.

All Bonds shall have thereon a certificate of authentication substantially in the form hereinafter set forth duly executed by the Bond Registrar as authenticating agent of the City and showing the date of authentication. No Bond shall be valid or obligatory for any purpose or be entitled to any security or benefit under this Ordinance unless and until such certificate of authentication shall have been duly executed by the Bond Registrar by manual signature, and such certificate of authentication upon any such Bond shall be conclusive evidence that such Bond has been authenticated and delivered under this Ordinance. The certificate of authentication on any Bond shall be deemed to have been executed by the Bond Registrar if signed by an authorized officer of the Bond Registrar, but it shall not be necessary that the same officer sign the certificate of authentication on all of the Bonds issued hereunder.

Section 4. Registration of Bonds; Persons Treated as Owners. (a) *General.* The City shall cause books (the "Bond Register") for the registration and for the transfer of the Bonds as

provided in this Ordinance to be kept at the office maintained for such purpose by the Bond Registrar, which is hereby constituted and appointed the registrar of the City. The City is authorized to prepare, and the Bond Registrar shall keep custody of, multiple Bond blanks executed by the City for use in the transfer and exchange of Bonds.

Upon surrender for transfer of any Bond at the office maintained for such purpose by the Bond Registrar, duly endorsed by, or accompanied by a written instrument or instruments of transfer in form satisfactory to the Bond Registrar and duly executed by, the registered owner or his attorney duly authorized in writing, the City shall execute and the Bond Registrar shall authenticate, date and deliver in the name of the transferee or transferees a new fully registered Bond or Bonds of the same maturity of authorized denominations, for a like aggregate principal amount. Any fully registered Bond or Bonds may be exchanged at said office of the Bond Registrar for a like aggregate principal amount of Bond or Bonds of the same maturity of other authorized denominations. The execution by the City of any fully registered Bond shall constitute full and due authorization of such Bond and the Bond Registrar shall thereby be authorized to authenticate, date and deliver such Bond, *provided, however*, the principal amount of outstanding Bonds of each maturity authenticated by the Bond Registrar shall not exceed the authorized principal amount of Bonds for such maturity less previous retirements.

The Bond Registrar shall not be required to transfer or exchange any Bond during the period beginning at the close of business on the 15th day (whether or not a business day) of the calendar month next preceding any interest payment date on such Bond and ending at the opening of business on such interest payment date, nor to transfer or exchange any Bond after notice calling such Bond for redemption has been mailed, nor during a period of fifteen (15) days next preceding mailing of a notice of redemption of any Bonds.

The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of the principal of or interest on any Bond shall be made only to or upon the order of the registered owner thereof or his legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

No service charge shall be made for any transfer or exchange of Bonds, but the City or the Bond Registrar may require payment of a sum sufficient to cover any tax or other governmental charge that may be imposed in connection with any transfer or exchange of Bonds except in the case of the issuance of a Bond or Bonds for the unredeemed portion of a Bond surrendered for redemption.

(b) *Global Book-Entry System.* The Bonds shall be initially issued in the form of a separate single fully registered Bond for each of the maturities of the Bonds determined as described in Section 3 hereof. Upon initial issuance, the ownership of each such Bond shall be registered in the Bond Register in the name of Cede & Co., or any successor thereto (“Cede”), as nominee of The Depository Trust Company, New York, New York, and its successors and assigns (“DTC”). All of the outstanding Bonds shall be registered in the Bond Register in the name of Cede, as nominee of DTC, except as hereinafter provided. The Mayor and Secretary, the Superintendent and chief business official of the City and the Bond Registrar are each authorized to execute and deliver, on behalf of the City, such letters to or agreements with DTC as shall be necessary to effectuate such book-entry system (any such letter or agreement being referred to herein as the “Representation Letter”), which Representation Letter may provide for the payment of principal of or interest on the Bonds by wire transfer.

With respect to Bonds registered in the Bond Register in the name of Cede, as nominee of DTC, the City and the Bond Registrar shall have no responsibility or obligation to any broker-dealer, bank or other financial institution for which DTC holds Bonds from time to time as securities depository (each such broker-dealer, bank or other financial institution being referred to herein as a “DTC Participant”) or to any person on behalf of whom such a DTC Participant holds an interest in the Bonds. Without limiting the immediately preceding sentence, the City and the Bond Registrar shall have no responsibility or obligation with respect to (i) the accuracy of the records of DTC, Cede or any DTC Participant with respect to any ownership interest in the Bonds, (ii) the delivery to any DTC Participant or any other person, other than a registered owner of a Bond as shown in the Bond Register, of any notice with respect to the Bonds, including any notice of redemption, or (iii) the payment to any DTC Participant or any other person, other than a registered owner of a Bond as shown in the Bond Register, of any amount with respect to the principal of or interest on the Bonds. The City and the Bond Registrar may treat and consider the person in whose name each Bond is registered in the Bond Register as the holder and absolute owner of such Bond for the purpose of payment of principal and interest with respect to such Bond, for the purpose of giving notices of redemption and other matters with respect to such Bond, for the purpose of registering transfers with respect to such Bond, and for all other purposes whatsoever. The Bond Registrar shall pay all principal of and interest on the Bonds only to or upon the order of the respective registered owners of the Bonds, as shown in the Bond Register, or their respective attorneys duly authorized in writing, and all such payments shall be valid and effective to fully satisfy and discharge the City’s obligations with respect to payment of the principal of and interest on the Bonds to the extent of the sum or sums so paid. No person other than a registered owner of a Bond as shown in the Bond Register shall

receive a Bond evidencing the obligation of the City to make payments of principal and interest with respect to any Bond. Upon delivery by DTC to the Bond Registrar of written notice to the effect that DTC has determined to substitute a new nominee in place of Cede, and subject to the provisions in Section 3 hereof with respect to the payment of interest to the registered owners of Bonds at the close of business on the 15th day (whether or not a business day) of the calendar month next preceding the applicable interest payment date, the name "Cede" in this Ordinance shall refer to such new nominee of DTC.

In the event that (i) the City determines that DTC is incapable of discharging its responsibilities described herein and in the Representation Letter, (ii) the agreement among the City, the Bond Registrar and DTC evidenced by the Representation Letter shall be terminated for any reason or (iii) the City determines that it is in the best interests of the beneficial owners of the Bonds that they be able to obtain certificated Bonds, the City shall notify DTC and DTC Participants of the availability through DTC of certificated Bonds and the Bonds shall no longer be restricted to being registered in the Bond Register in the name of Cede, as nominee of DTC. At that time, the City may determine that the Bonds shall be registered in the name of and deposited with such other depository operating a universal book-entry system, as may be acceptable to the City, or such depository's agent or designee, and if the City does not select such alternate universal book-entry system, then the Bonds may be registered in whatever name or names registered owners of Bonds transferring or exchanging Bonds shall designate, in accordance with the provisions of Section 4(a) hereof.

Notwithstanding any other provisions of this Ordinance to the contrary, so long as any Bond is registered in the name of Cede, as nominee of DTC, all payments with respect to

principal of and interest on such Bond and all notices with respect to such Bond shall be made and given, respectively, in the name provided in the Representation Letter.

Section 5. Redemption. (a) *Optional Redemption.* All or a portion of the Bonds, if any, due on and after the date, if any, specified in the Bond Order shall be subject to redemption prior to maturity at the option of the City from any available funds, as a whole or in part, and if in part in integral multiples of \$5,000 in any order of their maturity as determined by the City (less than all of the Bonds of a single maturity to be selected by the Bond Registrar), on the date specified in the Bond Order, and on any date thereafter, at the redemption price of par plus accrued interest to the date fixed for redemption.

(b) *Mandatory Redemption.* The Bonds maturing on the date or dates, if any, indicated in the Bond Order are subject to mandatory redemption, in integral multiples of \$5,000 selected by lot by the Bond Registrar, at a redemption price of par plus accrued interest to the redemption date, on November 1 of the years, if any, and in the principal amounts, if any, as indicated in the Bond Order.

The principal amounts of Bonds to be mandatorily redeemed in each year may be reduced through the earlier optional redemption thereof, with any partial optional redemptions of such Bonds credited against future mandatory redemption requirements in such order of the mandatory redemption dates as the City may determine. In addition, on or prior to the 60th day preceding any mandatory redemption date, the Bond Registrar may, and if directed by the Board shall, purchase Bonds required to be retired on such mandatory redemption date. Any such Bonds so purchased shall be cancelled and the principal amount thereof shall be credited against the mandatory redemption required on such next mandatory redemption date.

(c) *General.* The Bonds shall be redeemed only in the principal amount of \$5,000 and integral multiples thereof. The City shall, at least forty-five (45) days prior to any optional redemption date (unless a shorter time period shall be satisfactory to the Bond Registrar) notify the Bond Registrar of such redemption date and of the principal amount and maturity or maturities of Bonds to be redeemed. For purposes of any redemption of less than all of the outstanding Bonds of a single maturity, the particular Bonds or portions of Bonds to be redeemed shall be selected by lot by the Bond Registrar from the Bonds of such maturity by such method of lottery as the Bond Registrar shall deem fair and appropriate; *provided* that such lottery shall provide for the selection for redemption of Bonds or portions thereof so that any \$5,000 Bond or \$5,000 portion of a Bond shall be as likely to be called for redemption as any other such \$5,000 Bond or \$5,000 portion. The Bond Registrar shall make such selection upon the earlier of the irrevocable deposit of funds with an escrow agent sufficient to pay the redemption price of the Bonds to be redeemed or the time of the giving of official notice of redemption.

The Bond Registrar shall promptly notify the City in writing of the Bonds or portions of Bonds selected for redemption and, in the case of any Bond selected for partial redemption, the principal amount thereof to be redeemed.

Section 6. Redemption Procedure. Unless waived by any holder of Bonds to be redeemed, notice of the call for any such redemption shall be given by the Bond Registrar on behalf of the City by mailing the redemption notice by first class mail at least thirty (30) days and not more than sixty (60) days prior to the date fixed for redemption to the registered owner of the Bond or Bonds to be redeemed at the address shown on the Bond Register or at such other address as is furnished in writing by such registered owner to the Bond Registrar.

All notices of redemption shall state:

- (1) the redemption date,
- (2) the redemption price,
- (3) if less than all outstanding Bonds are to be redeemed, the identification (and, in the case of partial redemption, the respective principal amounts) of the Bonds to be redeemed,
- (4) that on the redemption date the redemption price will become due and payable upon each such Bond or portion thereof called for redemption, and that interest thereon shall cease to accrue from and after said date,
- (5) the place where such Bonds are to be surrendered for payment of the redemption price, which place of payment shall be the office maintained for such purpose by the Bond Registrar, and
- (6) such other information then required by custom, practice or industry standard.

Unless moneys sufficient to pay the redemption price of the Bonds to be redeemed shall have been received by the Bond Registrar prior to the giving of such notice of redemption, such notice may, at the option of the City, state that said redemption shall be conditional upon the receipt of such moneys by the Bond Registrar on or prior to the date fixed for redemption. If such moneys are not received, such notice shall be of no force and effect, the City shall not redeem such Bonds, and the Bond Registrar shall give notice, in the same manner in which the notice of redemption shall have been given, that such moneys were not so received and that such Bonds will not be redeemed. Otherwise, prior to any redemption date, the City shall deposit with the Bond Registrar an amount of money sufficient to pay the redemption price of all the Bonds or portions of Bonds which are to be redeemed on that date.

Subject to the provisions for a conditional redemption described above, notice of redemption having been given as aforesaid, the Bonds or portions of Bonds so to be redeemed shall, on the redemption date, become due and payable at the redemption price therein specified,

and from and after such date (unless the City shall default in the payment of the redemption price) such Bonds or portions of Bonds shall cease to bear interest. Upon surrender of such Bonds for redemption in accordance with said notice, such Bonds shall be paid by the Bond Registrar at the redemption price. Installments of interest due on or prior to the redemption date shall be payable as herein provided for payment of interest. Upon surrender for any partial redemption of any Bond, there shall be prepared for the registered holder a new Bond or Bonds of the same maturity in the amount of the unpaid principal.

If any Bond or portion of Bond called for redemption shall not be so paid upon surrender thereof for redemption, the principal shall, until paid, bear interest from the redemption date at the rate borne by the Bond or portion of Bond so called for redemption. All Bonds which have been redeemed shall be cancelled and destroyed by the Bond Registrar and shall not be reissued.

Section 7. Form of Bonds. The form and tenor of the Bond shall be substantially as follows, all blanks to be filled in properly prior to delivery:

REGISTERED
NO R-__

REGISTERED
\$ _____

UNITED STATES OF AMERICA

STATE OF ILLINOIS

COUNTY OF LOGAN

CITY OF LINCOLN

GENERAL OBLIGATION BOND
(ALTERNATE REVENUE SOURCE), SERIES 2024

Interest Maturity Dated CUSIP:
Rate: ____% Date: December 1, 20__ Date: _____, 2024 _____

Registered Owner: CEDE & Co.

Principal Amount:

KNOW ALL BY THESE PRESENTS, that the City of Lincoln, in Logan County, Illinois (the “City”), for value received, hereby acknowledges itself to owe and for value received promises to pay to the Registered Owner identified above, or registered assigns as hereinafter provided, on the Maturity Date identified above, the Principal Amount identified above and to pay interest (computed on the basis of a 360-day year of twelve 30-day months) on such Principal Amount from the date of this Bond or from the most recent interest payment date to which interest has been paid at the Interest Rate per annum set forth above on June 1 and December 1 of each year, commencing _____, 20__, until said Principal Amount is paid. Principal of this Bond is payable in lawful money of the United States of America (the “United States”) upon presentation and surrender hereof at the office maintained for such purpose by _____, _____, _____, as bond registrar and paying agent (the “Bond Registrar”). Payment of the installments of interest shall be made to the Registered Owner hereof as shown on the registration books of the City maintained by the Bond Registrar at the close of business on the 15th day (whether or not a business day) of the calendar month next preceding each interest payment date and shall be paid by check or draft of the Bond Registrar, payable upon presentation in lawful money of the United States, mailed to the address of such Registered Owner as it appears on such registration books or at such other address furnished in writing by such Registered Owner to the Bond Registrar.

This bond is one of an authorized issue of “General Obligation Bonds (Alternate Revenue Source), Series 2024 (the “Bonds”) of the City of like date, tenor and effect, except as to rates of interest and dates of maturity; aggregating _____ Dollars (\$_____); numbered consecutively from R-1 up; issued for the purpose of paying the costs of the Project (as defined in the hereinafter defined Ordinance) and the costs of issuing the bonds. This bond is issued

pursuant to a Bond Ordinance adopted by the City Council of said City (“Corporate Authorities”) on the 19th day of August, 2024 and a Bond Order executed on the ____ day of _____, 2024 (the “Bond Order”) by the Mayor of said City pursuant thereto (collectively, the “Ordinance”) and in accordance with the Local Government Debt Reform Act of the State of Illinois, as supplemented and amended (the “Act”), the proceeds of which bonds are to be applied solely to pay the costs of the Project and the payment of costs of issuance.

[Bonds maturing on and after December 1, 20____, shall be subject to redemption prior to maturity at the option of the City, from any available funds, in whole or in part, in integral multiples of \$5,000, in any order of their maturity as determined by the City (less than all of the Bonds of a single maturity to be selected by the Registrar (as hereinafter defined) and within any maturity by lot), on _____, and on any date thereafter, at the redemption price of par plus accrued interest to the redemption date.]

[Bonds due on December 1, 20____ and December 1, 20____, are subject to mandatory redemption, in integral multiples of \$5,000 selected by lot by the Registrar, at a redemption price of par plus accrued interest to the redemption date, as set forth in the Bond Order.]

This bond is subject to defeasance prior to payment as provided in the Ordinance referred to herein. THE OWNER OF THIS BOND, BY THE ACCEPTANCE HEREOF, HEREBY AGREES TO ALL THE TERMS AND PROVISIONS CONTAINED IN THE ORDINANCE.

The City has designated the Bonds as qualified tax-exempt obligations to qualify the bonds for the \$10,000,000 exception from the provisions of Section 265(b) of the Internal Revenue Code of 1986 relating to the disallowance of 100% of the deduction for interest expense allocable to tax-exempt obligations.

Bonds maturing in any one year are issuable only in fully registered form in the denomination of \$5,000 or any integral multiple thereof.

The Bonds shall be initially issued in a Book Entry System (as defined in the Ordinance). The provisions of this bond and of the Ordinance are subject in all respects to the provisions of the Blanket Issuer Letter of Representations (as defined in the Ordinance) between the City and The Depository Trust Company, or any substitute agreement, affecting such Book Entry System.

This bond is a general obligation of the City payable from (i) all collections distributed to the City from Retailer’s Occupation Taxes, Service Occupation Taxes, Use Taxes and Service Use Taxes, (ii) the City’s distributive share of State income taxes, and (iii) ad valorem property taxes levied against all of the taxable property in the City without limitation as to rate or amount, all in accordance with the provisions of the Act. The full faith, credit and resources of the City are pledged to the punctual payment of the principal of and interest on this bond. This bond is negotiable, subject to registration provisions, pursuant to the laws of the State of Illinois.

It is hereby certified and recited that all acts, conditions and things required to be done precedent to and in the execution, issuance and delivery of this bond have been done and performed in regular and due form as provided by law; that the indebtedness of the City,

including the issue of the Bond of which this is one, does not exceed any limitation imposed by law; and that provision has been made for the collection of a direct annual tax sufficient to pay the interest hereon as it falls due and also to pay and discharge the principal hereof at maturity.

This bond shall not be valid or become obligatory for any purpose until the certificate of authentication hereon shall have been executed by an authorized representative of the Registrar.

IN WITNESS WHEREOF, the City of Lincoln, Logan County, Illinois, has caused this bond to be executed by the manual or duly authorized facsimile signature of the Mayor of the City, the seal of said City (or a facsimile thereof) to be affixed, imprinted, engraved or otherwise reproduced hereon and attested by the manual or duly authorized facsimile signature of the City Clerk, all as of the Original Date identified above.

CITY OF LINCOLN,
LOGAN COUNTY, ILLINOIS

By: _____
Mayor

(SEAL)

Attest:

By: _____
City Clerk

REGISTRAR’S CERTIFICATE OF AUTHENTICATION

This bond is one of the Bonds described in the within-mentioned Ordinance.

By: _____
Authorized Representative

[End of Form of Bond]

Section 8. Authorization for Preparation and Sale of the Bonds; Purchase Contract.

(a) The Treasurer of the City (the “Treasurer”) is hereby authorized and directed to have the Bonds prepared, and the Mayor and the City Clerk are hereby authorized and directed to execute and attest the Bonds in the form and manner provided herein. The Treasurer is hereby authorized and directed to deliver the Bonds to Bernardi Securities, Inc., as underwriter for the Bonds (the “Purchaser”) thereof, upon receipt of the purchase price of not less than 95% of the par amount of the Bonds plus accrued interest to date of delivery, as further detailed in the Bond Order. The Mayor, the Administrator of the City, the Treasurer, and the City Clerk are

authorized and directed to execute a bond purchase agreement (the "Purchase Contract") in connection with the sale of the Bonds, in the name of and on behalf of the City, provided that the Bonds shall be sold at such price and bear interest at such rates that neither the true interest cost (yield) nor the net interest rate received upon such sale shall exceed the maximum rate otherwise authorized by Illinois. The Purchase Contract shall be substantially in the form of purchase contracts commonly used in transactions similar to that described in this Ordinance, with such changes as necessary to reflect the terms and provisions of the Bonds, this Ordinance and such other changes as the Mayor or Treasurer shall determine are necessary or desirable in connection with the sale of the Bonds. No person holding any office of the City, either by election or appointment, is in any manner financially interested directly in his own name or indirectly in the name of any other person, association, trust, or corporation, in the Purchase Contract. Before being issued, the Bonds shall be registered and numbered, such registration being made in a book provided for that purpose, in which shall be entered a description of the Bonds issued, including the number, date, to whom issued, amount, rate of interest and when due. The Bonds shall be executed as in this Ordinance provided as soon after the execution of the Purchase Contract as may be done, and thereupon the Bonds shall be deposited with the Treasurer and be by said Treasurer delivered to the Purchaser upon receipt of the purchase price therefor.

(b) The Bonds when fully paid for and delivered to the Purchaser, shall be the binding general obligations of the City. The proper officers of the City are hereby directed to sell the Bonds to the Purchaser and to do whatever acts and things which may be necessary to carry out the provisions of this Ordinance.

Section 9. Official Statement. The use by the Purchaser of the Preliminary Official Statement and any final Official Statement relating to the Bonds, on behalf of the City, is hereby

ratified, approved, and authorized, and the Mayor and the Treasurer are authorized and directed to execute the Preliminary Official Statement and the final Official Statement on behalf of the City in a form consistent with this Ordinance. The Preliminary Official Statement is hereby deemed nearly final. The Corporate Authorities are hereby authorized to take any action as may be required on the part of the City to consummate the transactions contemplated by the Purchase Contract, this Ordinance, the Preliminary Official Statement, the final Official Statement, and the Bonds.

Section 10. Bond Insurance. In the event the Purchaser certifies to the City that it would be economically advantageous for the City to acquire a municipal bond insurance policy for the Bonds, the City hereby authorizes and directs the Treasurer to obtain such an insurance policy. The acquisition of a municipal bond insurance policy is hereby deemed economically advantageous if the difference between the present value cost of (a) the total debt service on the Bonds if issued without municipal bond insurance and (b) the total debt service on the Bonds if issued with municipal bond insurance, is greater than the cost of the premium on the municipal bond insurance policy. In the event the payment of principal and interest on the Bonds is insured pursuant to a municipal bond insurance policy issued by a bond insurer (the "Bond Insurer"), and as long as such municipal bond insurance policy shall be in full force and effect, the City and the Registrar agree to comply with such usual and reasonable provisions regarding presentment and payment of the Bonds, subrogation of the rights of the Bondholders to the Bond Insurer upon payment of the Bonds by the Bond Insurer, amendment hereof, or other terms, as approved by the Mayor on advice of counsel, his or her approval to constitute full and complete acceptance by the City of such terms and provisions under authority of this Section.

Section 11. Continuing Disclosure. The Continuing Disclosure Undertaking (the “Undertaking”) in substantially the form which has been presented to and is hereby approved by the Corporate Authorities, and the Mayor and the City Clerk are hereby authorized and directed to complete, execute and attest the same on behalf of the City. Notwithstanding any other provisions of this Ordinance, failure of the City to comply with the Undertaking shall not be considered an event of default under the Bonds or this Ordinance.

Section 12. Alternate Revenue Source: Tax Levy. For the purpose of providing funds required to pay the interest on the Bonds promptly when and as the same falls due, and to pay and discharge the principal thereof at maturity, the City covenants and agrees with the Purchaser and the owners of the Bonds that the City will deposit (i) all collections distributed to the City from Retailer’s Occupation Taxes, Service Occupation Taxes, Use Taxes and Service Use Taxes, and (ii) the City’s distributive share of State income taxes, into the Bond Fund (as hereinafter defined). The Pledged Revenues are hereby pledged to the payment of the Bonds, and the Corporate Authorities covenant and agree to provide for, collect and apply the Pledged Revenues to the payment of the Bonds and the provision of not less than an additional .25 times debt service.

For the purpose of providing additional funds to produce sums necessary to pay the interest on the Bonds as it falls due and also pay and discharge the principal thereof at maturity, there shall be levied upon all the taxable property within the City a direct annual tax (the “Pledged Taxes”) for each of the years while the Bonds or any of them are outstanding, in amounts sufficient for that purpose, and that there be and there is hereby levied upon all of the taxable property in the City, in each of the years 2024 (collectible in 2025) to 2050 (collectible in

2051) a maximum direct annual tax in an amount not to exceed \$1,000,000, such amount to be finalized in the Bond Order.

Principal or interest coming due at any time when there are not sufficient funds on hand from the foregoing tax levy to pay the same shall be paid from current funds on hand of the City, and the fund from which such payment was made shall be reimbursed out of the taxes hereby levied when the same shall be collected.

The City covenants and agrees with the Purchaser and the holders of the Bonds that so long as the Bonds remain outstanding, the City will take no action or fail to take any action which in any way would adversely affect the ability of the City to levy and collect the foregoing tax levy, unless the abatement of any particular tax levy amount has been provided for through the deposit of moneys in a segregated account, and the City and its officers will comply with all present and future applicable laws in order to assure that the Pledged Revenues will be available and the Pledged Taxes will be levied, extended and collected as provided herein and deposited in the Bond Fund established to pay the principal of and interest on the Bonds.

The funds derived from the tax levy be and the same are hereby appropriated and set aside for the sole and only purpose of paying principal and interest on said Bonds when and as the same become due. The funds from the sale of said Bonds be and they are hereby appropriated and set aside for the purpose hereinbefore set out.

If the City deposits funds from any lawful source into the Bond Fund, the City Clerk shall file written direction with the County Clerk of the County of Logan, Illinois (the "County Clerk") to abate the taxes by the amount so deposited, and such deposits shall be made prior to any such abatement being filed with the County Clerk. No Pledged Taxes may be abated unless

and until the proper amount of such abatement has been deposited irrevocably into the Bond Fund and dedicated to the payment of the Bonds.

Pursuant to Section 13 of the Debt Reform Act, the moneys deposited or to be deposited into the Bond Fund (as defined herein), including any tax receipts derived from the taxes levied pursuant to this Ordinance, are pledged as security for the payment of the Bonds. While any Bonds remain outstanding and unpaid, the tax levies to be made as provided by this Ordinance shall be for the sole benefit of the owners of the outstanding Bonds and such owners shall have and are granted a security interest in, and a lien upon, all rights, claims and interests of the City arising pursuant to those levies and all present and future proceeds of such levies. The security interest in and lien upon those rights, claims and interests are immediately valid and binding from the time the Bonds are issued, and shall immediately attach to (a) the tax receipts wherever held, (b) amounts held in the Bond Fund and other funds pledged for the benefit of holders of the Bonds, and (c) those rights, claims and interests pledged hereby, without any physical delivery or further act and the lien of such pledge shall be immediately valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the City or against the funds, rights, claims or interests pledged hereby irrespective of whether such parties have notice thereof.

The pledge is an agreement between the City and the bondholders to provide security for the Bonds in addition to any statutory lien.

Section 13. Filing of Ordinance. Forthwith upon this Ordinance becoming effective, the City Clerk is hereby directed to file a certified copy of this Ordinance, which certificate shall recite that this Ordinance has been passed by the Corporate Authorities and published, with the County Clerk, and it shall be the duty of said County Clerk in and for the years 2024 to 2050

while the Bonds or any of them are outstanding (as set forth in the Bond Order), inclusive, to annually ascertain the rate necessary to produce the tax herein and therein levied, and extend the same for collection on the tax books against all of the taxable property within the City in connection with other taxes levied in said years, in order to raise the respective amounts aforesaid and in said years such annual tax shall be computed, extended and collected in the same manner as now or hereafter provided by law for the computation, extension and collection of taxes for general corporate purposes of the City, and when collected, the taxes hereby levied shall be used only for the purpose of paying the principal of and interest on the Bonds.

Section 14. Abatement of Pledged Taxes. The City covenants and agrees with the owners of the Bonds that so long as any of the Bonds remain outstanding, the City will not cause the abatement of the Pledged Taxes and otherwise will take no action or fail to take any action which in any way would adversely affect the ability of the City to levy and collect the Pledged Taxes, unless and to the extent there then shall be moneys irrevocably on deposit for the payment of the Bonds in the Bond Fund (as discussed below). Upon the funding of said Account, the City will abate the Pledged Taxes to the extent funded, and appropriate certification of such abatement shall be timely filed with the County Clerk in connection with such abatement.

If for any reason there is a failure to pay debt service after such abatement, the additional amount, together with additional interest accruing, shall be added to the tax levy in the year of, or the next year following, such failure.

Section 15. Treatment of Bonds as Debt. The Bonds shall be payable from the Pledged Revenues and shall not constitute an indebtedness of the City within the meaning of any constitutional or statutory limitation, unless the Pledged Taxes have been extended pursuant to the general obligation, full faith and credit promise supporting the Bonds, in which case the

amount of the outstanding Bonds will be included in the computation of indebtedness of the City for purposes of all statutory provisions or limitations until an audit of the City shows that the Bonds been paid from the Pledged Revenues for a complete fiscal year, in accordance with the Act.

Section 16. Costs of Issuance. Costs of issuance of the Bonds not otherwise paid shall be paid by the City from the remaining proceeds. When all the costs of issuance of the Bonds have been paid, the City shall then transfer any amount then remaining from the proceeds of the Bonds to the Bond Fund as herein provided.

Section 17. Bond Fund. There is hereby created and established a special fund of the City known as the “Bond Fund, Series 2024” (the “Bond Fund”) to be held by the Treasurer, which is a trust fund established for the purpose of carrying out the covenants, terms and conditions imposed upon the City by this Ordinance. The Bond Fund shall be the fund for the payment of the principal of and interest on the Bonds at maturity or on interest payment dates or redemption. Any capitalized interest included in the proceeds of the sale of the Bonds shall be deposited in the Bond Fund for the payment of interest on the Bonds, and the Pledged Taxes and Pledged Revenues shall be deposited into the Bond Fund, as received, and shall be used solely and only for the payment of principal and interest on the Bonds when due (including any redemption). The Bonds are secured by a pledge of all moneys on deposit in the Bond Fund, and such pledge is irrevocable until the Bonds have been paid in full or until the obligations of the City are discharged under this Ordinance. Accrued interest and premium received at the time of delivery of the Bonds, if any, shall be deposited in the Bond Fund.

The City directs that the Treasurer deposit the following amounts received from the collection of the Pledged Taxes into the Bond Fund (a) an amount equal to one-half of the total

principal and interest due on the Bonds in such year (the “Debt Service Requirement”) shall be deposited into the Bond Fund from collections of the first installment of property taxes and (b) an amount equal to the other half of the Debt Service Requirement shall be deposited into the Bond Fund from collections of the second installment of property taxes.

Section 18. Project Fund. There is hereby created and established a special fund of the City known as the “Project Fund, Series 2024” (the “Project Fund”) to be held by the Treasurer. Proceeds of the Bonds shall be deposited in the Project Fund, and the Project Fund shall be used for the purpose of paying for the costs of the Project, and costs of issuance. For the purpose of paying first interest due on the Bonds, an amount necessary for that purpose may be loaned from the Project Fund to the Bond Fund. Said amount shall be reimbursed to the Project Fund from the Bond Fund as Pledged Revenues and/or Pledged Taxes are received and available therefor. Additional loans from the Project Fund to the Bond Fund to pay debt service on the Bonds may be made upon further direction by the Corporate Authorities so long as provision is made to reimburse the Project Fund with Pledged Revenues and/or Pledged Taxes.

Interest received from deposits in the Project Fund shall, at the discretion of the Corporate Authorities, either be transferred for the payment of the principal of and interest on the Bonds on the interest payment date next after such interest is received or retained in the Project Fund.

In the event that any moneys remain in the Project Fund upon completion of the Project, the City shall deposit the remaining moneys in the Project Fund into the Bond Fund and shall cause such moneys to be used to pay the interest on the Bonds on the earliest possible date.

Section 19. Additional Funds and Accounts. In addition to the funds established hereunder, the Mayor is hereby authorized and directed to establish, and the Treasurer is further

authorized to hold, any and all funds and/or accounts they deem necessary or convenient to the accomplishment of the purposes set forth in this Ordinance.

Section 20. Defeasance of the Bonds. If, when the Bonds or a portion thereof shall have become due and payable in accordance with their terms or shall have been duly called for redemption or irrevocable instructions to call the Bonds or a portion thereof for redemption shall have been given, and the whole amount of the principal and the interest and the premium, if any, so due and payable upon all of the Bonds or a portion thereof then outstanding shall be paid; or (i) sufficient moneys or (ii) direct obligations of the United States of America (including obligations issued or held in book entry form on the books of the Department of the Treasury), the principal of and the interest on which when due will provide sufficient moneys for such purpose, shall be held in trust for such purpose, and provision shall also be made for paying all fees and expenses for the redemption, then and in that case the Bonds or any designated portion thereof issued hereunder shall no longer be deemed outstanding or entitled to any pledge of the Pledged Taxes or the Pledged Revenues made herein.

Section 21. Investment of Moneys. Moneys in the Bond Fund and the Project Fund may be invested by the Treasurer in lawful investments for the City. All income earned or losses sustained on such investments shall be credited to the Fund or Account from which the investments were made.

Section 22. Additional Bonds. The City may without limit issue additional bonds (“Additional Bonds”) on a parity with or junior to the Bonds as to the pledge of the Pledged Revenues. If such Additional Bonds are to be parity bonds, the Pledged Revenues shall be sufficient to provide for or pay all of the following: (i) debt service on all outstanding Bonds computed immediately after the issuance of any proposed Additional Bonds, and (ii) an

additional amount not less than 0.25 times debt service on the outstanding Bonds and Additional Bonds after the issuance of the proposed Additional Bonds. Such sufficiency shall be calculated for each year to the final maturity of the Bonds and the Additional Bonds. The determination of the sufficiency of the Pledged Revenues shall be supported by reference to the most recent audit of the City. If such audit shows the Pledged Revenues to be insufficient, then the determination of sufficiency may be supported by the report of an independent accountant or feasibility analyst demonstrating the sufficiency of the Pledged Revenues and explaining by what means they will be greater than shown in the audit.

Section 23. Amendments with Consent of Bondholders. Subject to the terms and provisions contained in this section, and not otherwise, the owners of not less than sixty-six and two-thirds percent (66 $\frac{2}{3}$ %) in aggregate principal amount of the Bonds issued pursuant to this Ordinance and then outstanding shall have the right from time to time, anything contained in this Ordinance to the contrary notwithstanding, to consent to and approve the adoption by the City of such ordinance or ordinances supplemental hereto or amendatory hereof, as shall be deemed necessary or desirable by the City for the purpose of modifying, altering, amending, adding to or rescinding in any particular manner any of the terms or provisions contained in this Ordinance, or in any supplemental ordinance; provided, however, that nothing herein contained shall permit or be construed as permitting:

- (a) An extension of the maturity of the principal of or interest on any Bond issued pursuant to this Ordinance; or
- (b) A reduction in the principal amount of any Bond or the rate of interest thereon; or
- (c) A preference or priority of any Bond or Bonds issued pursuant to this Ordinance over any other Bond or Bonds issued pursuant to the provisions of this Ordinance; or

(d) A reduction in the aggregate principal amount of the Bonds required for consent to such supplemental ordinance.

If the owners of not less than sixty-six and two-thirds percent ($66\frac{2}{3}\%$) in aggregate principal amount of the Bonds outstanding at the time of adoption of such supplemental ordinance shall have consented to and approved the adoption thereof by written instrument to be maintained on file in the office of the City Clerk, no owner of any Bond issued pursuant to this Ordinance shall have any right to object to the adoption of such supplemental ordinance or to object to any of the terms and provisions contained therein or the operation thereof, or in any manner to question the propriety of the adoption thereof, or to enjoin or restrain the City from adopting the same, or from taking any action pursuant to the provisions thereof. Upon the adoption of any supplemental ordinance pursuant to the provisions of this section, this Ordinance shall be, and shall be deemed, modified, and amended in accordance therewith, and the respective rights, duties and obligations of the City under this Ordinance and all owners of Bonds then outstanding, shall thereafter be determined, exercised and enforced in accordance with this Ordinance, subject in all respects to such modifications and amendments. Notwithstanding anything contained in the foregoing provisions of this Ordinance, the rights and obligations of the City and of the owners of the Bonds authorized by this Ordinance, and the terms and provisions of the Bonds and this Ordinance, or any supplemental or amendatory ordinance, may be modified or altered in any respect with the consent of the City and the consent of the owners of all the Bonds then outstanding.

Section 24. Pledged Revenues; General Covenants. The City covenants and agrees with the registered owners of the Bonds, so long as any such Bonds remain Outstanding, as follows:

A. The Pledged Revenues are pledged to the payment of the Bonds. The Corporate Authorities will provide for, collect, and apply the Pledged Revenues to the payment of the Bonds as are from time to time outstanding and the provision of not less than an additional 0.25 times debt service thereon, all in accordance with Section 15 of the Act.

B. The City will punctually pay or cause to be paid from the sources provided for in this Ordinance, the principal of and interest to become due on the Bonds in strict conformity with the terms of the Bonds and this Ordinance, and it will faithfully observe and perform all of the conditions, covenants and requirements thereof.

C. The City will pay and discharge, or cause to be paid and discharged, from the Bond Fund, any and all lawful claims which, if unpaid, might become a lien or charge upon the Pledged Revenues or Pledged Taxes, or any part thereof, or upon any such funds in the hands of the Bond Registrar, or which might impair the security of the Bonds. Nothing herein contained shall require the City to make any such payment so long as the City in good faith contests the validity of said claims.

D. The City will keep, or cause to be kept, proper books of record and accounts, separate from all other records and accounts of the City, in which complete and correct entries will be made of all transactions relating to the Pledged Revenues, the Pledged Taxes and the Bond Fund. Such books of record and accounts will at all times during business hours be subject to the inspection of the holders of not less than ten percent (10%) of the principal amount of the outstanding Bonds or their representatives authorized in writing.

E. The City will preserve and protect the security of the Bonds and the rights of the registered owners of the Bonds and will warrant and defend their rights against all claims and

demands of all persons. From and after the sale and delivery of any of the Bonds by the City, to the extent lawful the Bonds shall be incontestable by the City.

F. The City will adopt, make, execute, and deliver any and all such further ordinances, instruments and assurances as may be reasonably necessary or proper to carry out the intention of, or to facilitate the performance of, this Ordinance, and for the better assuring and confirming unto the owners of the Bonds of the rights and benefits of this Ordinance.

G. As long as any Bonds are outstanding, the City will continue to deposit the Pledged Revenues and, if necessary, the Pledged Taxes into the Bond Fund. The City covenants and agrees with the purchasers of the Bonds and with the registered owners thereof that so long as any Bonds remain outstanding, the City will take no action or fail to take any action which in any way would adversely affect the ability of the City to collect the Pledged Revenues. The City and its officers will comply with all present and future applicable laws in order to assure that the Pledged Revenues will be available and that the Pledged Taxes will be levied, extended and collected as provided in this Ordinance and deposited in the Bond Fund.

H. Once issued and while outstanding, the Bonds shall be and forever remain until paid or defeased the general obligation of the City, for the payment of which its full faith and credit are pledged, and shall be payable from, in addition to the Pledged Revenues as herein provided, the levy of the Pledged Taxes as provided in the Act.

Section 25. Tax Covenants. In order to preserve the exclusion of interest on any Bonds, the interest on which is exempt from gross income for federal tax purposes under Section 103 of the Internal Revenue Code of 1986 as existing on the date of issuance of the Bonds (the "Code") and as an inducement to purchasers of the Bonds, the City represents, covenants and agrees that:

(a) The facilities financed with the Bonds are available for use by members of the general public. Use by a member of the general public means use by natural persons not engaged in a trade or business. No person or entity, other than the City or another state or local governmental unit, will use more than 10% of the proceeds of the Bonds or property financed by Bond proceeds other than as a member of the general public. No person or entity other than the City or another state or local governmental unit own property financed by Bond proceeds or have actual or beneficial use of such property pursuant to a lease, a management or incentive payment contract, an arrangement such as a take-or-pay or output contract or any other type of arrangement that conveys other special legal entitlements and differentiates that person's or entity's use of such property from the use by the general public, unless such uses in the aggregate relate to no more than 10% of the proceeds of the Bonds.

(b) No more than ten percent (10%) of the payment of principal of or interest on the Bonds will be (under the terms of the Bonds, this Ordinance or any underlying arrangement), directly or indirectly, (i) secured by any interest in property used or to be used for a private business use or payments in respect of such property or (ii) derived from payments (whether or not to the City) in respect of such property or borrowed money used or to be used for a private business use.

(c) No more than five percent (5%) of the Bond proceeds will be loaned to any entity or person other than a state or local governmental unit. No more than five percent (5%) of the Bond proceeds will be transferred, directly or indirectly, or deemed transferred to a nongovernmental person in any manner that would in substance constitute a loan of the Bond proceeds.

(d) The City reasonably expects, as of the date hereof, that it will comply with the covenants described in paragraph (a), (b) and (c) above during the entire term of the Bonds.

(e) No more than five percent (5%) of the proceeds of the Bonds will be attributable to private business use as described in (a) and private security or payments described in (b) attributable to unrelated or disproportionate private business use. For this purpose, the private business use test is applied by taking into account only use that is not related to any government use of proceeds of the issue (Unrelated Use) and use that is related but disproportionate to any governmental use of those proceeds (Disproportionate Use).

(f) The City will not take any action nor fail to take any action with respect to the Bonds that would result in the loss of the exclusion from gross income for federal tax purposes nor will the City act in any other manner which would adversely affect such status, and it will not make any investment or do any other act or thing during the period that the Bonds are outstanding which would cause the Bonds to be “arbitrage bonds” within the meaning of Section 148 of the Code.

(g) The City certifies that to the extent necessary to preserve the tax-exempt status of the Bonds it will rebate any arbitrage profits to the United States of America (the “United States”) in accordance with Section 148(f) of the Code and the Regulations promulgated thereunder.

It shall be not an event of default under this Ordinance if interest on any Bond is not excludable from gross income for federal income tax purposes pursuant to any provision of the Code which is not currently in effect and in existence on the date of issuance of the Bonds.

(h) The City represents that:

(i) The Bonds are not private activity bonds as defined in Section 141 of the Code;

(ii) The City shall designate all or a portion of the Bonds as qualified tax-exempt obligations for purposes of Section 265(b) of the Code pursuant to the Bond Order; and

(iii) The reasonably anticipated amount of qualified tax-exempt obligations (including 501(c)(3) obligations and tax-exempt leases but excluding other private activity bonds) which will be issued by the City and all entities subordinate to the City during 2024 does not exceed \$10,000,000.

(iv) The City has not designated more than \$10,000,000 of qualified tax-exempt obligations during 2024.

(i) These covenants are based solely on current law in effect and in existence on the date of delivery of the Bonds.

The City hereby authorizes the Designated Representatives responsible for issuing the Bonds to make such further covenants and certifications as may be necessary to assure that the use thereof will not cause the Bonds to be arbitrage bonds and to assure that the interest on the Bonds will be excludable from gross income for federal income tax purposes. In connection therewith, the City further agrees: (a) through its officers, to make such further specific covenants, representations as shall be truthful, and assurances as may be necessary or advisable; (b) to consult with counsel approving the Bonds and to comply with such advice as may be given; (c) to pay to the United States, as necessary, such sums of money representing required rebates of excess arbitrage profits relating to the Bonds as required pursuant to Section 148 of the

Code and the regulations promulgated thereunder; (d) to file such forms, statements, and supporting documents as may be required and in a timely manner; and (e) if deemed necessary or advisable by their officers, to employ and pay fiscal agents, financial advisors, attorneys, and other persons to assist the City in such compliance.

Section 26. Noncompliance with Tax Covenants. Notwithstanding any other provisions of this Ordinance, the covenants and authorizations contained in this Ordinance (the “Tax Sections”) which are designed to preserve the exclusion of interest on the Bonds from gross income under federal law (the “Tax Exemption”) need not be complied with if the City receives an opinion of nationally recognized bond counsel that any Tax Section is unnecessary to preserve the Tax Exemption.

Section 27. Registered Form. The City recognizes that Section 149(a) of the Code requires the Bonds to be issued and to remain in fully registered form in order that interest thereon is exempt from federal income taxation for the Bonds. In this connection, the City agrees that it will not take any action to permit the Bonds to be issued in, or converted into, bearer or coupon form.

Section 28. Severability. If any section, paragraph, clause or provision of this Ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.

Section 29. Publication. The City Clerk is hereby authorized and directed to publish this Ordinance in pamphlet form and to file copies thereof for public inspection in his/her office.

Section 30. Conflicting Ordinances. All ordinances, resolutions and parts of ordinances and resolutions, in conflict herewith are hereby repealed.

Section 31. Headings. The headings or titles of the several sections shall be solely for convenience of reference and shall not affect the meaning, construction, or effect of this Ordinance.

Section 32. Effective Date. This Ordinance shall be in full force and effect from and after its adoption and publication.

ADOPTED this 19th day of August, 2024 by a roll call vote as follows:

AYES: _____.

NAYS: _____.

ABSENT: _____.

APPROVED this 19th day of August, 2024.

Mayor, City of Lincoln, Logan County, Illinois

ATTEST:

City Clerk, City of Lincoln, Logan County,
Illinois

Alderman _____ moved and Alderman _____ seconded the motion that said Ordinance as presented by the City Clerk and read by title be adopted.

After a full discussion thereof, the Mayor directed that the roll be called for a vote upon the motion to adopt said Ordinance as read buy title.

Upon the roll being called, the following Aldermen voted AYE: _____

_____ and the following Aldermen voted NAY: _____.

Whereupon the Mayor declared the motion carried and said Ordinance adopted, approved, and signed the same in open meeting and directed the City Clerk to record the same in full in the records of the City Council of the City of Lincoln, Logan County, Illinois, which was done.

Other business not pertinent to the adoption of said Ordinance was duly transacted at said meeting.

Upon motion duly made, seconded and carried, the meeting was adjourned.

City Clerk

STATE OF ILLINOIS)
) SS
COUNTY OF LOGAN)

CERTIFICATION OF MINUTES AND ORDINANCE

I, the undersigned, do hereby certify that I am the duly qualified and acting City Clerk of the City of Lincoln, Logan County, Illinois (the “City”), and as such official am the keeper of the official journal of proceedings, books, records, minutes, and files of the City Council (the “Corporate Authorities”).

I further certify that the foregoing is a full, true and complete transcript of that portion of the minutes of the meeting of the Corporate Authorities held on the 19th day of August, 2024, insofar as the same relates to the adoption of Ordinance No. _____ entitled:

AN ORDINANCE authorizing and providing for the issuance of not to exceed \$6,000,000 aggregate principal amount General Obligation Bonds (Alternate Revenue Source), Series 2024 of the City of Lincoln, Logan County, Illinois, and for the levy of a direct annual tax sufficient to pay the principal of and interest on said bonds.

a true, correct, and complete copy of which said Ordinance as adopted at said meeting appears in the foregoing transcript of the minutes of said regular public meeting.

I do further certify that the deliberations of the Corporate Authorities on the adoption of said Ordinance were conducted openly, that the vote on the adoption of said Ordinance was taken openly, that said meeting was held at a specified time and place convenient to the public, that notice of said meeting was duly given to all of the news media requesting such notice, that said meeting was called and held in strict compliance with the provisions of the Open Meetings Act of the State of Illinois, as amended, and that the City has complied with all of the provisions of said Act and with all of the procedural rules of the Corporate Authorities.

IN WITNESS WHEREOF, I hereunto affix my official signature and seal of said City, this 19th day of August, 2024.

(SEAL)

City Clerk

MINUTES of regular public meeting of the City Council of the City of Lincoln, Logan County, Illinois, held in the Council Chambers at City Hall, 700 Broadway Street, Lincoln, Illinois at 7:00 p.m. on the 19th day of August, 2024.

The meeting was called to order by the Mayor, and upon the roll being called, Tracy Welch, the Mayor, and the following members were physically present at said location:

The following members were allowed by a majority of the members of the City Council in accordance with and to the extent allowed by rules adopted by the City Council to attend the meeting by video or audio conference: _____

No member was not permitted to attend the meeting by video or audio conference.

The following members were absent and did not participate in the meeting in any manner or to any extent whatsoever: _____

The Mayor announced that the City Council would next consider the sale of General Obligation Bonds (Alternate Revenue Source), Series 2024 to be issued by the City pursuant to the Illinois Municipal Code and that the City Council would consider the adoption of an ordinance providing for the issue of said bonds and the levy of a direct annual tax sufficient to pay the principal and interest thereon.

Whereupon Member _____ presented and read by title an ordinance as follows, a copy of which was provided to each member of the City Council prior to said meeting and to everyone in attendance at said meeting who requested a copy:

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

Meeting Date: August 13, 2024

RE: Construction Engineering/Administration

Background

The attached agreement is for construction services for the CIP work most recently approved by the Council on 8/5/24.

Analysis/Discussion:

The attached agreement will be for services rendered by CMT during the construction process of the influent pumping station upgrade recently approved. The rates charged by CMT are the same rates as the approved contract with CMT. Exhibit A of the attached agreement has a specific scope listing of what activities will be performed during construction. This is for part time monitoring of the construction and work to be completed by Plocher Construction to the influent pumping station.

Fiscal Impact:

The contract has a not to exceed cost of \$100,000.00 and will be expensed to the "50-7200-5230 Engineer Contract". This is a budgeted amount.

Council Recommendation:

Approve the attached agreement in an amount not to exceed \$100,000.00.

CITY COUNCIL

FIRST WARD
STEVE PARROTT
ROBIN McCLALLEN

SECOND WARD
DAVID SANDERS
SAM DOWNS

THIRD WARD
KEVIN BATEMAN
WANDA ROHLFS

FOURTH WARD
RHONDA O'DONOGHUE
CRAIG EIMER

2024 STANDARD AGREEMENT FOR PROFESSIONAL SERVICES

THIS AGREEMENT made between the City of Lincoln, whose address is 700 Broadway Street, Lincoln, Illinois 62656, hereinafter called the **CLIENT** and Crawford, Murphy & Tilly, Inc., Consulting Engineers, 2750 West Washington Street, Springfield, Illinois 62702, hereinafter called the **ENGINEER**.

WITNESSETH, that whereas the **CLIENT** desires the following described professional engineering, land surveying or architectural services:

Provide construction administration and on-site observation as further described in Exhibit A – Scope of Services.

NOW THEREFORE, the **ENGINEER** agrees to provide the above described services and the **CLIENT** agrees to compensate the **ENGINEER** for these services in the manner checked below:

- On a time and expense basis using raw labor rates and a multiplier. Reimbursable direct expenses will be invoiced at cost. Professional or Subconsultant services performed by another firm will be invoiced at cost plus ten percent.

- At the lump sum amount of \$_____.

IT IS MUTUALLY AGREED THAT, payment for services rendered shall be made monthly in accordance with invoices rendered by the **ENGINEER**.

IT IS FURTHER MUTUALLY AGREED:

Costs for services shall not exceed **\$100,000** without prior authorization from the **CLIENT**.

The **CLIENT** and the **ENGINEER** each binds himself, his partners, successors, executors, administrators and assignees to each other party hereto in respect to all the covenants and agreements herein and, except as above, neither the **CLIENT** nor the **ENGINEER** shall assign, sublet or transfer any part of his interest in this **AGREEMENT** without the written consent of the other party hereto. This **AGREEMENT**, and its construction, validity and performance, shall be governed and construed in accordance with the laws of the State of Illinois. This **AGREEMENT** is subject to the General Conditions attached hereto.

IN WITNESS WHEREOF, the parties hereto have affixed their hands and seals this ____ day of ____, 2024.

CLIENT:

ENGINEER:

(Client Name)

CRAWFORD, MURPHY & TILLY, INC.

(Signature)

(Signature)

(Name and Title)

Christina L. Crites – Vice President
(Name and Title)

Date

Date

CMT Job No. _____

STANDARD GENERAL CONDITIONS
Crawford, Murphy & Tilly, Inc.

1. Standard of Care

In performing its professional services hereunder, the **ENGINEER** will use that degree of care and skill ordinarily exercised, under similar circumstances, by members of its profession practicing in the same or similar locality. No other warranty, express or implied, is made or intended by the **ENGINEER'S** undertaking herein or its performance of services hereunder.

2. Reuse of Document

All documents including Drawings and Specifications prepared by **ENGINEER** pursuant to this Agreement are instruments of service. They are not intended or represented to be suitable for reuse by **CLIENT** or others on extensions of the Project or on any other project. Any reuse without written verification or adaptation by **ENGINEER** for the specific purpose intended will be at **CLIENT'S** sole risk and without liability or legal exposure to **ENGINEER**; and **CLIENT** shall indemnify and hold harmless **ENGINEER** from all claims, damages, losses and expenses including attorneys' fees arising out of or resulting therefrom.

3. Termination

This Agreement may be terminated by either party upon seven days prior written notice. In the event of termination, the **ENGINEER** shall be compensated by the client for all services performed up to and including the termination date, including reimbursable expenses, and for the completion of such services and records as are necessary to place the **ENGINEER'S** files in order and/or to protect its professional reputation.

4. Parties to the Agreement

The services to be performed by the **ENGINEER** under this Agreement are intended solely for the benefit of the **CLIENT**. Nothing contained herein shall confer any rights upon or create any duties on the part of the **ENGINEER** toward any person or persons not a party to this Agreement including, but not limited to any contractor, subcontractor, supplier, or the agents, officers, employees, insurers, or sureties of any of them.

5. Construction and Safety

The **ENGINEER** shall not be responsible for the means, methods, procedures, techniques, or sequences of construction, nor for safety on the job site, nor shall the **ENGINEER** be responsible for the contractor's failure to carry out the work in accordance with the contract documents.

6. Payment

Payment for services rendered shall be made monthly in accordance with invoices rendered by the **ENGINEER**. If payment is to be on a lump sum basis, monthly payments will be based on the portion of total services completed during the month. Invoices, or any part thereof, which are not paid within 30 days after the date of issue shall bear interest at the rate of 1-1/2% for each month or fraction thereof from the date 30 days after issue to time of payment. **CLIENT** will pay on demand all collection costs, legal expenses and attorneys' fees incurred or paid by **ENGINEER** in collecting payment, including interest, for services rendered.

7. Indemnification for Release of Pollutants

If this project does not involve pollutants, this provision will not apply. This provision may not be deleted if the project involves pollutants.

If, due to the nature of the service covered under this Agreement including the potential for damages arising out of the release of pollutants, **CLIENT** agrees that in the event of one or more suits or judgments against **ENGINEER** in favor of any person or persons, or any entity, for death or bodily injury or loss of or damage to property or for any other claimed injury or damages arising from services performed by **ENGINEER**, **CLIENT** will indemnify and hold harmless **ENGINEER** from and against liability to **CLIENT** or to any other persons or entities irrespective of Engineer's compensation and without limitation. It is understood that the total aggregate liability of **ENGINEER** arising from services performed by **ENGINEER** shall in no event exceed \$50,000 or the total compensation received under this agreement whichever is greater, irrespective of the number of or amount of such claims, suits, or judgments.

8. Risk Allocation Check box if this does not apply

The total liability, in the aggregate, of the **ENGINEER** and **ENGINEER'S** officers, directors, employees, agents and consultants, and any of them, to **CLIENT** and anyone claiming by, through or under **CLIENT**, for any and all injuries, claims, losses, expenses or damages arising out of the **ENGINEER'S** services, the project or this agreement, including but not limited to the negligence, errors, omissions, strict liability or breach of contract of **ENGINEER** or **ENGINEER'S** officers, directors, employees, agents or consultants, or any of them, shall not exceed the total compensation received by **ENGINEER** under this agreement, or the total amount of \$50,000, whichever is greater.

9. Project Schedule and Scope

Based on the schedule objectives provided by **CLIENT**, **ENGINEER** will develop a schedule of important milestones as necessary for the project for **CLIENT'S** review and approval. **ENGINEER** will monitor performance of services for conformance with the schedule and will notify **CLIENT** of any necessary changes to or deviations from the schedule. Where required by approved project schedule, **ENGINEER** will present the required deliverables and complete the required tasks at the appropriate intervals for **CLIENT'S** review and approval prior to payment.

EXHIBIT A
SCOPE OF SERVICES
WWTP HEADWORKS CONSTRUCTION PHASE SERVICES

The ENGINEER will provide both construction administration and part time on-site construction services for the City of Lincoln. The services are described as follows:

Construction Administration

- Project Management as required to be the Owner's Representative as described in the contract documents
- Respond to Requests for Information (RFIs) submitted by the Contractor
- Prepare Field Orders that direct the Contractor to make "no cost" changes to the contract documents
- Prepare Requests for Proposals (RFPs) as required to request pricing from the Contractor for potential Change Orders. All RFPs will be reviewed and a recommendation provided to the CLIENT to either accept or reject the Change Order
- Prepare Change Orders based on CLIENT approval of RFP to make a formal change to the contract documents
- Review all shop drawings submitted by the Contractor
- Review any substitution requests submitted by the Contractor
- Review and make comments on monthly Contractor payment application
- Attend construction meetings and act as the CLIENT's representative to facilitate construction activities
- Once Contractor has requested substantial completion, prepare a punch list of all outstanding work to be completed prior to final payment. Review punch list to determine all items are addressed prior to final acceptance
- Verify that all start-up services and training has been completed per contract documents
- Complete a set of Record Documents containing all change orders, field orders, and changes noted by field staff and Contractor

Onsite Construction Observation by Resident Project Representative (RPR)

- Provide part-time onsite Resident Project Representative to review progress of Contractor 2 days per week.
- Provide site visits as requested to review specialty construction issues on an as needed basis

The Client will:

- Provide additional onsite construction observation to supplement limited RPR role
- Provide timely resolution to Change Orders and other construction related decisions as to not delay the Contractor's completion of work

LINCOLN POLICE DEPARTMENT

CHIEF OF POLICE
JOSEPH MEISTER



DEPUTY CHIEF OF POLICE
MATTHEW COMSTOCK

To: City of Lincoln Mayor, Tracy Welch & City of Lincoln Council Members
From: Chief of Police, Joseph Meister
Meeting Date: August 13th, 2024

Re: Hiring of Code Enforcement Officer

Background

The Lincoln Police Department seeks to fill the newly created position of Code Enforcement Officer to enhance the quality of life for the citizens of Lincoln by enforcement of our ordinances/code. Many of the duties of the Code Enforcement Officer were previously addressed by sworn police officers, which uses resources that should be better dedicated to crime prevention, interdiction and investigation. This newly created position will allow a non-sworn employee to investigate ordinance violations, issue citations and prepare reports while allowing sworn employees to focus their efforts on combating criminal activity.

Analysis/Discussion

The previously approved position of Code Enforcement Officer remains vacant. I have sought qualified applicants, but locating a candidate willing to fill the position has proven difficult. Upon approaching a former colleague, Rod Harrison, I have found that he is excited to accept the position. Mr. Harrison can only dedicate one, possibly two, days a week to the job, due to other responsibilities. It is my opinion that this is better than nothing and will improve code enforcement, resulting in a higher quality of life for Citizens of Lincoln.

Mr. Harrison has served as a law enforcement officer for over 30 years in Central Illinois, beginning in 1993. He is still a certified officer, serving part time as a School Resource Officer in Menard County Schools. His career began the same as mine, at the Petersburg Police Department. He moved to the Menard County Sheriff's Department, where he served as a Deputy, promoting through the ranks to Captain, Chief Deputy and was ultimately elected Sheriff for a full term prior to his retirement in 2018. He also served as a Special Deputy U.S. Marshall on the Violent Fugitives Task Force, where he visited many communities, including Lincoln, in pursuit of fugitives wanted for violent offenses. Having personally served with Rod Harrison, I know him to be a firm, yet fair Officer. He has excellent interpersonal relationship skills, allowing him to act as a very successful investigator during his career. This will translate to effective, but compassionate enforcement of the City Code. I highly recommend his appointment.

LINCOLN POLICE DEPARTMENT

CHIEF OF POLICE
JOSEPH MEISTER



DEPUTY CHIEF OF POLICE
MATTHEW COMSTOCK

Fiscal Impact

I presented a recommendation to the budget committee, in preparation to fill the Code Enforcement Officer position, which the council approved, allocating \$31,500 in Line Item #02-1206-4019 for the Code Enforcement Officer salary. This number is based on a 3 day work week, or 24 hours per week, earning \$25 dollars per hour. Mr. Harrison working one or two days per week will result in an amount less than budgeted, expended from the line.

COW Recommendation

Place on Council's August 19th, 2024 Voting Agenda to approve the appointment of Rod Harrison to the position of Code Enforcement Officer.

Sincerely & Respectfully,

Chief of Police, Joe Meister #85
Lincoln, Illinois Police Department

MEMORANDUM

TO: Mayor and Aldermen of the City of Lincoln

FROM: Walt Landers, Street Superintendent

MEETING

DATE: August 13, 2024

RE: Curb & Sidewalk Improvement Initial Targets

Background

Each year the Lincoln Street Department organizes a Curb Sidewalk Replacement Project to help improve and maintain city sidewalks. These projects also enhance safety and provide a better experience for citizens and visitors as they walk through our city. This year's project has a budget of \$125,000.00.

Analysis/Discussion

The budget for this project is \$300,000.00, from the Capitol Projects Line Sidewalk and Curb Improvements 60-3600-7844. The Appropriation amount for this line is \$350,000.00. The engineering estimate for this project is project is \$331,381.50. The recommendation is to present the project as is and look at what the bids come in at then choose to move forward with the project as is or reduce the scope of the project if needed. The targets are as follows.

10th St

- Union to Chestnut Northside, Length 459 Feet X Width 4 Feet

8th St Park/

- Pine, 7th and Walnut St sides, Length 1247 feet X Width 6 Feet

Broadway St

- Alley to Sangamon Northside, Length 116 Feet X Width 11 Feet

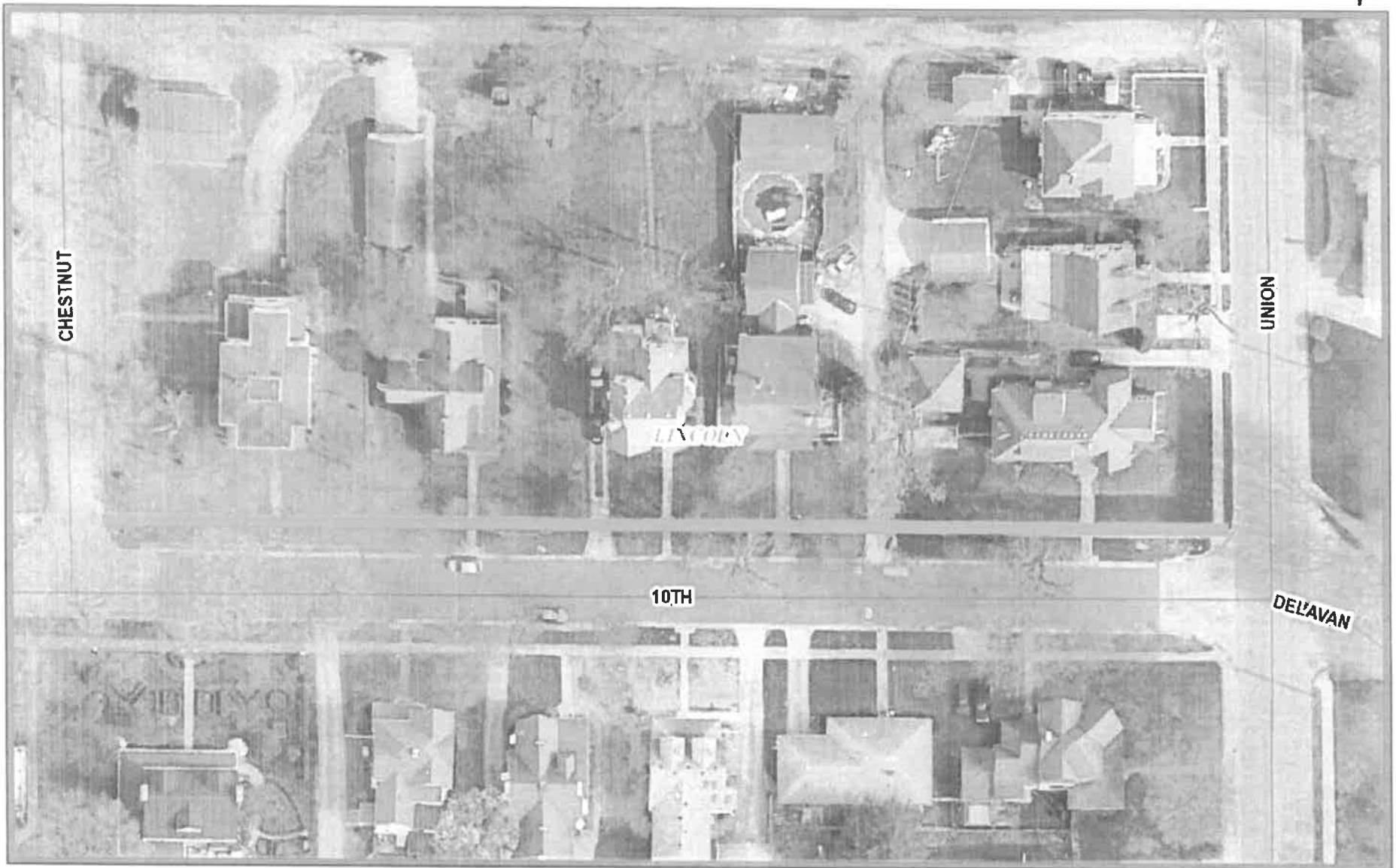
Total Length is 1822 Feet

Council Recommendation:

Approve recommended targets for Curb & Sidewalk Replacement Project.

2024 Lincoln Sidewalk Replacement Program Targets					
Street	From	To	Side	Street Total	Running Total
10th	UNION	CHESTNUT	NORTH	\$ 58,696.55	
				\$ 58,696.55	\$ 58,696.55
CITY PARK (PINE,7TH,WALNUT)	7TH	8TH	EAST	\$ 60,649.60	
	PINE	WALNUT	NORTH	\$ 56,976.15	
	7TH	8TH	WEST	\$ 72,936.60	
			\$ 190,562.35	\$ 249,258.90	
BROADWAY	ALLEY	SANGAMON	NORTH	\$ 38,563.80	
				\$ 38,563.80	\$ 287,822.70
MISC.				\$ 33,558.80	
					\$ 331,381.50
TOTAL					

Logan County Illinois GIS Viewer



August 7, 2024

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| <ul style="list-style-type: none"> — County Highway Map — Road Centerlines | <ul style="list-style-type: none"> — Old Routes — State Highways — U.S. Highways — Interstates | <ul style="list-style-type: none"> — Rivers & Streams □ City Village — Counties | <p>2019 Aerial Photo (6 inch Pixel)</p> <ul style="list-style-type: none"> ■ Red: Band_1 ■ Green: Band_2 ■ Blue: Band_3 |
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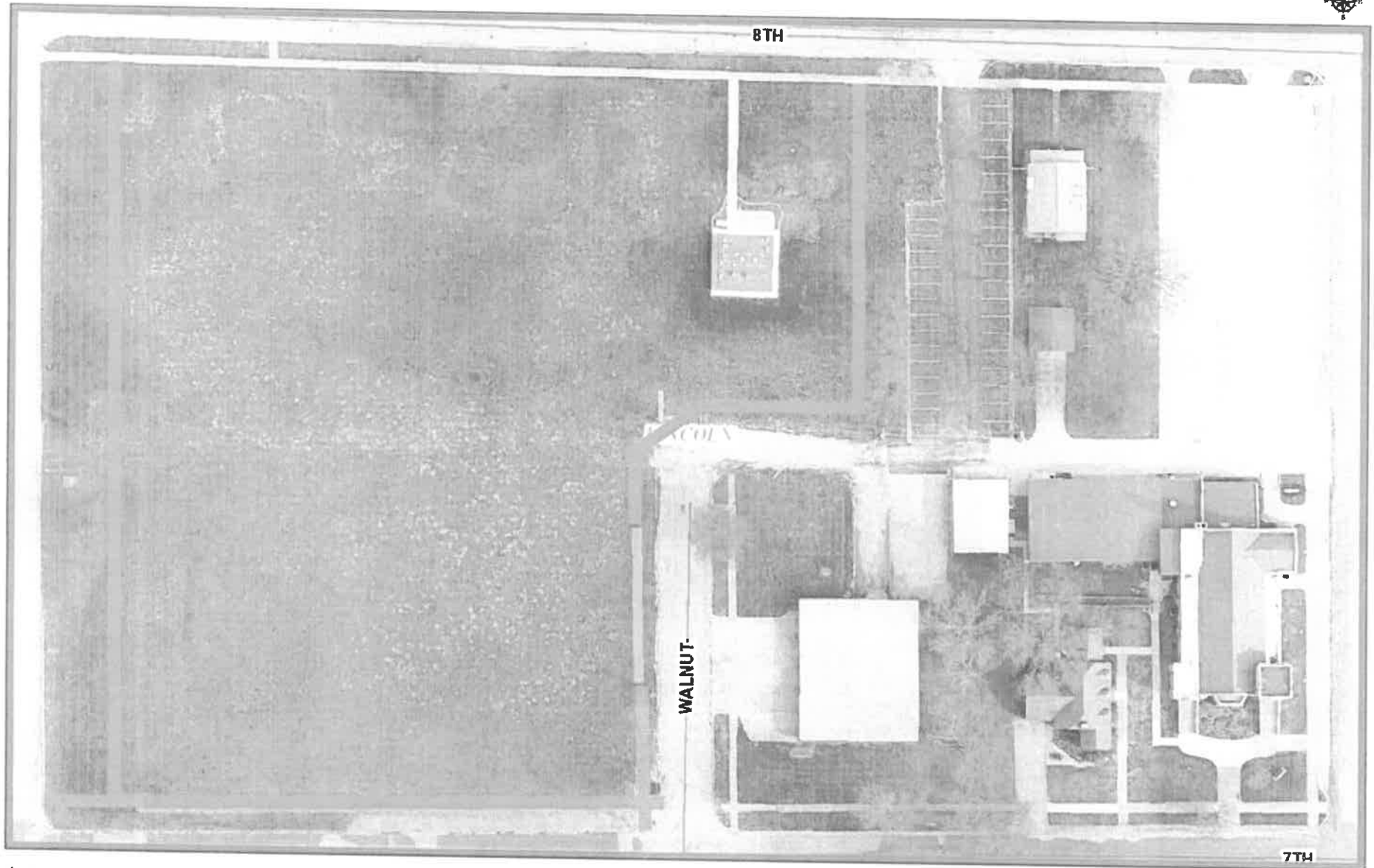


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[web user]
Logan County, TCRPC

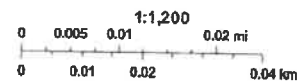
Esri, HERE, Garmin, (c) OpenStreetMap contributors,

Logan County Illinois GIS Viewer



August 7, 2024

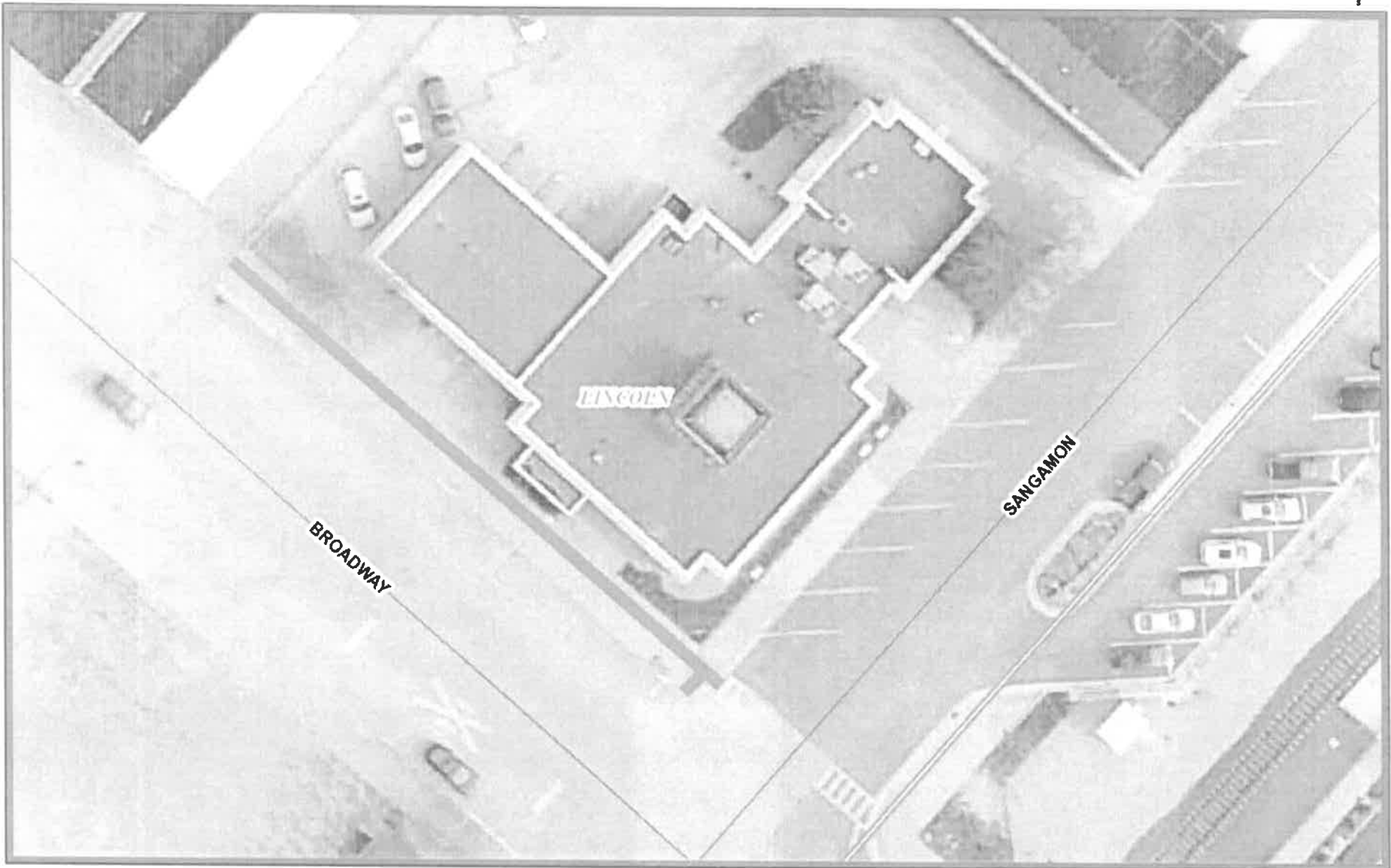
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| <ul style="list-style-type: none"> — County Highway Map — Road Centerlines <p>Roads Overview</p> <ul style="list-style-type: none"> — Interstates | <ul style="list-style-type: none"> — Old Routes — State Highways — U.S. Highways ■ Water Features | <ul style="list-style-type: none"> — Rivers & Streams □ City Village — Counties | <p>2019 Aerial Photo (6 Inch Pixel)</p> <ul style="list-style-type: none"> ■ Red: Band_1 ■ Green: Band_2 ■ Blue: Band_3 |
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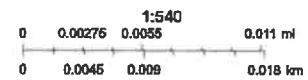
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Logan County Illinois GIS Viewer



August 7, 2024

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| <ul style="list-style-type: none"> — County Highway Map — Road Centerlines Roads Overview — Interstates | <ul style="list-style-type: none"> — Old Routes — State Highways — U.S. Highways — Water Features | <ul style="list-style-type: none"> — Rivers & Streams □ City Village — Counties | <p>2019 Aerial Photo (6 Inch Pixel)</p> <ul style="list-style-type: none"> ■ Red: Band_1 ■ Green: Band_2 ■ Blue: Band_3 |
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[web use]
Logan County, TCRPC

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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 Tracy Welch
City Clerk Peggy S. Bateman
Ald. Kevin Bateman, Ald. Sam Downs,
Ald. Craig Eimer, Ald. Robin McClallen,
Ald. Rhonda O'Donoghue, Ald. Steve Parrott,
Ald. Wanda Lee Rohlf, Ald. David Sanders.

From: City Treasurer, Charles N. Conzo *C. N. Conzo*

Re: Certificates of Deposit

Date: August 7, 2024

Following our discussion at a previous Committee of the Whole meeting, I have contacted various financial institutions regarding the issuance of Certificates of Deposit for a portion of our General Fund. The most favourable rate quotes that we have received for these funds were submitted by United Community Bank (UCB). Those rates are listed below:

Six-month	5.25%
Nine-month	5.30%
Twelve-month	5.10%

Please keep in mind that our fund balance in the General Fund, although less than ideal, is sufficient and it is extremely unlikely that the amount that is proposed for investment in these Certificates of Deposit would be needed to meet the City's financial obligations during the next twelve months. In the unlikely event that these funds were needed, these Certificates of Deposit could be liquidated at any time; however, such early redemption would result in a substantial interest penalty.

I am, therefore, recommending that the City invest \$ 350,000.00 in a nine-month Certificate of Deposit and \$ 350,000.00 in a six-month Certificate of Deposit at United Community Bank. Further, I think it is advisable for the City to proceed with this investment as soon as possible because current economic trends suggest that we are likely to see significant rate cuts in the near future.

If you have any questions or need additional information, please contact me.

CITY COUNCIL

FIRST WARD
STEVE PARROTT
ROBIN MCCLALLEN

SECOND WARD
DAVID SANDERS
SAM DOWNS

THIRD WARD
KEVIN BATEMAN
WANDA LEE ROHLFS

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