

**Amended
AGENDA
CHILLICOTHE CITY COUNCIL
CITY COUNCIL CHAMBERS
APRIL 24, 2023
7:00 P.M.**

**CALL TO ORDER
PLEDGE OF ALLEGIANCE
ROLL CALL BY CLERK
READING OF MINUTES OF PREVIOUS MEETING BY CLERK
PETITIONS AND COMMUNICATIONS BY CLERK
PETITIONS AND COMMUNICATIONS FROM THE MAYOR, ALDERPERSON
COUNCIL COMMITTEE COMMUNICATION
ANYONE WITH BUSINESS CONCERNING CITY GOVERNMENT
PRESENTATION OF BILLS, TRANSFERS AND PAYROLLS FOR PAYMENT AND DISCUSSION**

MAYOR HUGHES

1. Approve – Proclamation – Chillicothe Fire District Recognition

PUBLIC WORKS COMMITTEE – ALDERPERSON GOULD

1. Approve – Spray Patching Proposal
2. Approve – Additional Expense – Old Santa Fe Well

FINANCE COMMITTEE – ALDERPERSON VANBRUWAENE

1. Approve – Request for Proposals – Garbage Service
2. Approve – Fiscal Year 23.24 Budget

ECONOMIC DEVELOPMENT COMMITTEE – ALDERPERSON CONNOR

1. Approve – PREZ A#2 IGA and Ordinance
2. Approve – HELP Loan Agreement between the City of Chillicothe and Cami Burnett
3. Approve – Façade Application Update
4. Approve – Approve 4th of July Fireworks Donation Request

PUBLIC SAFETY COMMITTEE – ALDERPERSON JENKINS

1. Approve – Request Millbook Beer Garden/Live Entertainment
2. Approve – Special Event Request -Moon Tower – Blessing of the Bikes

HUMAN RESOURCE- ALDERPERSON GEHRIG

1. Refer- Attorney Review Policies – Paid Leave for All Workers Act/Family Bereavement Leave Act
2. Closed Session – Review of Closed Session Minutes – 5 ILCS 120/2/C - 5

ADJOURNMENT

AGENDA CLERK

**CITY OF CHILLICOTHE
COUNCIL MEETING
MINUTES OF A REGULAR MEETING
APRIL 24, 2023**

A regular meeting of the City Council of the City of Chillicothe, Peoria County, Illinois, met in Regular Session in person April 24, 2023 at 7:00 P.M with Mayor Michael D. Hughes presiding and with proper notice having been posted.

Mayor Michael D. Hughes called the meeting to order at 7:00 P.M.

The Pledge of Allegiance, to the Flag of the United States of America, was recited.

Chairman Hughes directed Clerk Byrnes to take roll.

Physically Present:
Mayor Michael D. Hughes
Treasurer B.L. Bredeman
City Clerk Jill Byrnes

Alderpersons:
Dean Braun, Patricia Westerman-Connor, Dennis Gould,
Jeff Jenkins, Gary Sharp, Jacob VanBruwaene

Absent:
Barry Bredeman

Also, Physically Present:
Office Manager Denise Passage
Police Chief Jeremy Cooper
City Attorney Kevin Day
Attorney Bill Streeter
Superintendent of Public Works Shawn Sutherland
Economic Development Director Amanda Beadles

Chairman Hughes declared a Quorum present.

The Minutes of the Regular Council Meeting held on April 10, 2023 were presented.
Motion Alderperson Braun, second Alderperson Gould, that the Council dispense with the reading of the Minutes of the April 10, 2023, Regular Council Meeting and approve the Minutes as presented.

Motion Carried Via Voce Vote.

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PETITIONS AND COMMUNICATIONS BY THE CLERK:

Clerk Byrnes presented the following Committee and Commission Minutes:

1. Police Commission – 3/15/2023
2. Public Safety – 4/4/2023
3. Finance Committee – 4/12/2023
4. Cemetery & Parks Committee – 4/18/2023
5. Shademakers Committee – 4/18/2023
6. Public Works – 4/19/2023
7. Human Resources – 4/19/2023

Clerk Byrnes presented the following reports:

1. City Treasurer's Report – 3/31/2023
2. City Engineer's Report – 4/19/2023

FUND SETTLEMENT:

I am in receipt of a settlement check from PCB Settlement/Monitoring Fund. A result of a class action lawsuit, City of Long Beach vs Monsanto Company in the amount of \$17,414.03, which has been deposited into the General Fund.

BACK THE BLUE:

Fifth Annual Chillicothe Police Dinner will be held Thursday May 18, 2023, 6:00 p.m. at Grecian Gardens. For additional details, a flyer has been placed in your Alderperson box.

RESULTS OF THE APRIL 4, 2023 CONSOLIDATED GENERAL ELECTION:

The following individuals ran unopposed in the April 4, 2023 Consolidated General Election.

FIRST WARD: Don White

43 votes election day

1 early voting

79 votes by mail Total=123 votes

SECOND WARD: Courtney Gehrig

19 votes election day

2 early voting

49 votes by mail Total=70 votes

THIRD WARD: Jacob VanBruwaene

11 votes election day

0 early voting

51 votes by mail Total=62 votes

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FOURTH WARD: Tim White

7 votes election day

0 early voting

28 votes by mail

Total=35 votes

You can find additional information on the 2023 Consolidated General Election website:

www.peoriaelections.gov

Motion Alderperson Braun, second Alderperson Gould, that the minutes as presented be accepted and the communications as presented by Clerk Byrnes be accepted and placed on file.

Motion Carried Via Voce Vote.

PETITIONS AND COMMUNICAITONS FROM THE MAYOR AND ALDERPERSONS:

Alderperson Jenkins read a letter addressed to the City from James Byron regarding property located at 236 Cloverfield Drive. (see attached) The owner of said property, Larry Hendrickson has passed away and Mr. Byron and his neighbors are concerned about the condition of the home since left unattended. This property maintenance issue has been forwarded to the next Public Safety meeting for further discussion.

COUNCIL COMMITTEE COMMUNICATIONS:

None

ANYONE WITH BUSINESS CONCERNING CITY GOVERNMENT:

Vicki Owens, 909 N Sixth Street – addressed the Council inquiring when the next Finance Committee meeting would be held. She was given a tentative date of May 10, 2023.

Barb O'Connor & Cathy Schultz, 1316 Harborway – addressed the Council requesting an increase from \$2500.00 to \$3000.00 toward the 4th of July Celebration. Due to an increase in fireworks, insurance and supplies, an additional \$500.00 is requested.

James Byron, 232 Cloverfield – Confirmed his concern from letter read by Alderperson Jenkins.

Sally Hanley, 401 NE Jefferson Street, Peoria – representing GPEDC requested she be allowed to speak during EDC Alderperson Connor's Agenda Item #1.

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Gary Meisenbach, 1308 Second Street – addressed the Council stating his opposition against the City of Chillicothe and a proposed contract with GFL. He wishes to maintain the ability to opt out of trash disposal with GFL.

Olivia White, 946 N Second Street – read a letter directed to the Mayor Hughes. (see attached)

Willa Warnkes-Sipp, Owner of Ace in the Hole, Hanna City – addressed the Council regarding the City's choice for selecting Midstate Asphalt Repair for the upcoming Spray Patching, and asked the Council to consider her company before a final decision is made.

Rebecca Hawkins, 302 W Maple – addressed the Council referencing the 3/15/2023 Finance Committee Minutes where Chairman VanBruwaene suggested producing a FAQ regarding the garbage issue to be posted on the City's website and if there was an update on this.

Motion Alderperson VanBruwaene, second Alderperson Gehrig that the bills as presented be paid and the payrolls and transfers be approved.

Roll Call Vote was:

Ayes: **Braun, Connor, Gehrig, Gould,
Jenkins, Sharp, VanBruwaene**

Nays: **None**
Chairman declared motion carried.

MAYOR HUGHES:

Mayor Hughes read and presented a Proclamation proclaiming the first week in May 2023 as: "Chillicothe Community Fire Protection District Commemorative Week" in the City of Chillicothe to Marvin Roderick, Fire Chief.

Motion Alderperson Jenkins, second Alderperson Braun, that the Council approve the Proclamation proclaiming the first week in May 2023 as: "Chillicothe Community Fire Protection District Commemorative Week" in the City of Chillicothe.

Motion Carried Via Voce Vote.

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PUBLIC WORKS COMMITTEE:

Motion Alderperson Sharp, second Alderperson Gehrig, that the Council remove Agenda Item #1 from tonight's Council Meeting and refer this issue back to Public Works Committee for consideration of allowing both companies to perform the required spray patching.

Roll Call Vote was:

Ayes: Braun, Connor, Gehrig, Gould
Jenkins, Sharp, VanBruwaene

Nays: None

Chairman declared motion carried.

Motion Alderperson Gould, second Alderperson Sharp, that the Council approve an additional expense of \$7,159.24, payable to Brocke Well, for the improvements to the old Santa Fe Well. Payable from the Water/Sewer Fund.

Roll Call Vote was: Braun, Connor, Gehrig, Gould
Jenkins, Sharp, VanBruwaene

Nays: None

Chairman declared motion carried.

FINANCE COMMITTEE:

Motion Alderperson VanBruwaene, second Alderperson Sharp, that the Council instruct the Finance Committee Chairman to obtain proposals for residential garbage service.

Roll Call Vote was:

Ayes: None

Nays: Braun, Connor, Gehrig, Gould
Jenkins, Sharp VanBruwaene

Chairman declared motion fails.

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Motion Alderperson VanBruwaene, second Alderperson Jenkins, that the Council approve the General Fund, Road & Bridge Fund, Water/Sewer Fund, TIF Funds and the Miscellaneous Funds Budgets for the City's Fiscal Year commencing May 1, 2023 and ending April 30, 2024, as presented.

Roll Call Vote was:

Ayes: Braun, Connor, Gehrig, Gould,
Jenkins, Sharp, VanBruwaene

Nays: None

Chairman declared motion carried.

ECONOMIC DEVELOPMENT COMMITTEE:

Motion Alderperson Connor, second Alderperson Gehrig, to approve Ordinance No. 23-04-06, being the 2023 Amendment to the Rural Peoria Enterprise Zone Designating Ordinance within the City of Chillicothe and its Intergovernmental Agreement.

Roll Call Vote was:

Ayes: Braun, Connor, Gehrig, Gould,
Jenkins, Sharp, VanBruwaene

Nays: None

Discussion: Discussion in sued regarding changes to the Enterprise Zone.

Sandy Hanley of GPEDC addressed the Council explaining the changes within the Intergovernmental Agreement and the Ordinance.

Chairman declared motion carried.

Motion Alderperson Connor, second Alderperson Gehrig, to approve the Rural Peoria Enterprise Zone Intergovernmental Agreement, as Amended and Restated (Amendment #2).

Roll Call Vote was:

Ayes: Braun, Connor, Gehrig, Gould,
Jenkins, Sharp, VanBruwaene

Nays: None

Chairman declared motion carried.

Motion Alderperson Connor, second Alderperson Jenkins, that the Council approve a HELP loan between the City of Chillicothe and Cami Burnett d/b/a Cami's Dance Studio in the amount of \$43,000 with interest at the rate of 5% per year for a term of 5 years, securing the note with a second mortgage on the property located at 217 Sandyshores Drive, Chillicothe, IL., and a first position security interest in a diamond ring, and further direct the City Attorney to prepare the necessary documents for such loan.

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Roll Call Vote was:

Ayes: Braun, Connor, Gehrig, Gould,
Jenkins, Sharp, VanBruwaene

Nays: None

Chairman declared motion carried

Motion Alderperson Connor, second Alderperson Gould, that the Council approve the updates to the Façade Grant Program Application.

Roll Call Vote was:

Ayes: Braun, Connor, Gehrig, Gould
Jenkins, Sharp, VanBruwaene

Nays: None

Chairman declared motion carried.

Motion Alderperson Connor, second Alderperson Gould, that the Council approves an expenditure in the amount of \$3,000 for the 2023 Annual 4th of July celebration, Payable from the Hotel Motel Tax.

Roll Call Vote was:

Ayes: Braun, Connor, Gehrig, Gould,
Jenkins, Sharp, VanBruwaene

Nays: None

Chairman declared motion carried.

PUBLIC SAFETY COMMITTEE:

Motion Alderperson Jenkins, second Alderperson VanBruwaene, that the Council approve the request for a Temporary Beer Garden and Live Entertainment at 815 N Fourth Street on the following dates:

The Mill requests approval for a Temporary Beer Garden and Live Entertainment at 815 N. 4th St. on the following dates:

<u>DATE</u>	<u>HOURS</u>
MAY 20TH (JAMMSAMMICH)	NOON-MIDNIGHT
MAY 27TH (3 AND A HALF MEN)	NOON-MIDNIGHT
JUNE 3RD (RAINDATE)	NOON-MIDNIGHT
JUNE 10TH (RAINDATE)	NOON-MIDNIGHT

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JUNE 17TH (STILL SHINE)	NOON-MIDNIGHT
JUNE 24TH (RAINDATE)	NOON-MIDNIGHT
JULY 1ST (RAINDATE)	NOON-MIDNIGHT
JULY 8TH (MIXTAPE MAYHEM)	NOON-MIDNIGHT
JULY 15TH (RAINDATE)	NOON-MIDNIGHT
JULY 22ND (WEST MACQUEEN ST.)	NOON-MIDNIGHT
JULY 29TH (RAINDATE)	NOON-MIDNIGHT
AUGUST 5TH (EINSTEIN'S BABY)	NOON-MIDNIGHT
AUGUST 12TH (RAINDATE)	NOON-MIDNIGHT
AUGUST 19TH (COUSIN EDDIE)	NOON-MIDNIGHT
AUGUST 26TH (HIGHWAY J)	NOON-MIDNIGHT
SEPTEMBER 2ND (RAINDATE)	NOON-MIDNIGHT
SEPTEMBER 9TH (RAINDATE)	NOON-MIDNIGHT
SEPTEMBER 16TH (CRAIG GERDES)	NOON-MIDNIGHT
SEPTEMBER 23RD (RAINDATE)	NOON-MIDNIGHT
SEPTEMBER 30TH (STONE COLD COWBOYS)	NOON-MIDNIGHT

Motion Carried Via Voce Vote.

Motion Alderperson Jenkins, second Alderperson Braun, that the Council approve the Notice of Special Event Held on Public Property, as submitted by Amy Holocker, Moon Tower, for the use of the parking lot between Pine and Walnut, with open container request, on May 6, 2023 from 11:00 a.m. to 10:00 p.m., for a "Blessing of the Bikes" event.

Motion Carried Via Voce Vote.

HUMAN RESOURCES COMMITTEE:

Motion Alderperson Gehrig, second Alderperson VanBruwaene, that the Council authorize the City Attorney to review City Policies and give recommendation to Human Resource Committee as to compliance with the Paid Leave for all Workers Act and Bereavement Leave Act.

Roll Call Vote was:

Ayes: Braun, Connor, Gehrig, Gould
Jenkins, Sharp, VanBruwaene

Nays: None

Chairman declared motion carried.

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Motion Alderperson Gehrig, second Alderperson Sharp, that the Council adjourn to Closed Session at 8:06 p.m., for the review of Closed Session minutes 5 ILCS 120/2 (c) (5) and allow the City Attorney to attend. Upon returning to Open Session no action will be taken.

Roll Call Vote was:

Ayes: **Braun, Connor, Gehrig, Gould
Jenkins, Sharp, VanBruwaene**

Nays: **None**

Chairman declared motion carried.

Council returned to Open Session at 8:14 p.m.

Motion Alderperson Jenkins, second Alderperson Gehrig to adjourn at 8:15 p.m.

Chairman Hughes declared the meeting adjourned.


Jill M. Byrnes
City Clerk



City of Chillicothe:

April 19, 2023

Larry Hendrickson who lived at 236 Cloverfield Drive passed away in October of 2022. The house has been abandoned since then. Prior to that he spent the year in St. Joseph's nursing home in Lacon and no one occupied the house.

The homeowners that live next to and across from the house would like to know what the City plans on doing to prevent the house and lot from becoming more of a nuisance; mowing, mold, rodents etc....

We understand that the estate is in Probate and Wells Fargo Bank holds the mortgage.

Thank you and we would appreciate a response.

James Byron } 232 Cloverfield
Martena Byron }

~~Alma~~ ^{Carol McKeight} } 2009 CLOVERFIELD
Alma McKeight }

Marcy Ely } 233 Cloverfield Dr.
Mark Ely }

~~William~~ } 2001 CLOVERFIELD DR.

Jos Varri } 2001 Cloverfield Dr.

Dan E. Blumier } 2018 Cloverfield Dr.
Naci L Blumier }

Jane Welch } 2005 Cloverfield Dr.

My name is Olivia White and I reside at 946 N Second Street in Chillicothe. My public comment today is solely directed at our Mayor, Mr. Michael Hughes.

I have recently been made aware of a specific instance where Mayor Hughes has made defamatory statements about me to others in a manner that I believe to be slanderous in nature. Furthermore, I believe that these comments have been made several times over the course of the last two years.

It has crossed my mind that Mayor Hughes may not be aware of what exactly defamation is. By definition, defamation is a false statement presented as a fact with the intent to cause damage to the character and reputation of the person it is about.

An example of this would be Mayor Hughes speaking directly to another citizen stating that I had committed a crime over two years ago that I, in fact, did not commit. Mayor Hughes has stated that he has proof of me committing said crime which is not only an untrue statement, but is something that I believe can only be categorized as slander as it was a statement made with the intent of damaging my reputation with the aforementioned citizen with which he was speaking to.

I have been actively avoiding any and all interactions with Mayor Hughes since these accusations from him began over two years ago. Originally, I had hoped that by me doing this, his defamatory comments would eventually stop. However, as I have been working to create a career, a life, and one day, a family for myself in Chillicothe, I have come to realize that I can not afford further damages to my character and reputation and have decided that enough is enough.

Now, I realize that this may certainly be considered more of a personal issue than something that the council would be taking action on. However, as a young person who has been very much interested in our local government for quite some time, I know how a personal issue such as this can easily grow into something much larger.

My hope is that by bringing this issue to the council's attention, it would prevent the possibility of another young citizen of our town being so personally targeted by the mayor in this manner. Let me just say from experience that hearing secondhand that you are repeatedly being accused of a crime that you, in fact, did not commit does take a toll on you after some time.

I have just one simple request, Mayor Hughes, and that is that you cease any and all slanderous and defamatory statements about me. I am fully prepared to take whatever action that would be necessary if this persists.

Place/Room: City hall

[illegible]