

**MINUTES OF A REGULAR MEETING OF THE ZION CITY COUNCIL HELD ON TUESDAY, JUNE 4, 2019, AT 7:00 P.M. IN THE CITY COUNCIL CHAMBERS, CITY HALL, 2828 SHERIDAN ROAD, ZION, ILLINOIS**

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Mayor McKinney called the meeting to order.

On call of the roll the following answered present: Commissioners Frierson, Fischer, McDowell, Holmes and Mayor McKinney. A quorum was present.

Also present: Deputy Police Chief Kirk Henderson, Fire/Rescue Chief John Lewis, Public Works Director Ray Roberts, City Administrator David Knabel, Building & Zoning Director Richard Ianson and City Attorney Jimmy Visselli.

Mayor McKinney led in the Pledge of Allegiance to the Flag.

**AGENDA CHANGES**

It was moved by Commissioner McDowell, seconded by Commissioner Fischer to accept the City Council meeting agenda as presented.

The vote on roll call was: Commissioners Frierson, aye; Fischer, aye; McDowell, aye; Holmes, aye; and Mayor McKinney, aye. Motion carried.

**CITIZEN COMMENTS**

Ken Endress stated he is a citizen of Zion but introduced himself as the Representative of the Commanding Officer of the Naval Station of Great Lakes. He is looking to get more acquainted with Cities along the shore line as well as the ones adjacent to the Great Lakes Naval Station. He will be attending meetings periodically to be concerned about the sailors in the community as well as the community in which they live.

Tracey Johnson, Zion, stated he recently sent out an email to the Liquor Control Commission Secretary. He has checked the website to see if the Commission appointments have been made. He understands liquor license renewals are done in the month of June. He would like to know when the appointments would be made and when the renewal meeting would take place. He understands that Liquor Control meetings are scheduled on an “as needed” basis. He stated there is information that he would like to get to the City Council but must present it to the Liquor Control Commission for approval prior to the Council. Mayor McKinney stated appointments will be made to the Commissions at tonight’s meeting. Members will be re-appointed to their expiring terms. The liquor license renewal meeting will take place on June 12, 2019 at 3:00 p.m. Mr. Johnson asked how he could get on the agenda. Mayor McKinney stated he could forward his information to himself or the City Clerk.

**CONSENT AGENDA**

It was moved by Commissioner McDowell, seconded by Commissioner Fischer that the Consent Agenda be approved as follows:

- (a) **APPROVAL OF MINUTES:** a Regular Meeting held on May 21, 2019 at 7:06 p.m.
- (b) **BILLS:** Vouchers 132175 through 132288 drawn on Huntington National Bank, N.A., Total: \$349,337.46

Approved by omnibus vote as follows: Commissioners Frierson, aye; Fischer, aye; McDowell, aye; Holmes, aye; and Mayor McKinney, aye. Motion carried.

**RESOLUTION/2019 ROAD PROJECT/MFT FUNDS**

A memo (19-DOC-30) was received from Director Roberts stating that the City is required to file a Resolution with IDOT for the utilization of Motor Fuel Tax Funds. He stated the Council previously approved a proposal for the Engineering Services for the 2019 Road Project. He recommends approving the IDOT resolution for the expenditure of \$247,000 from the MFT fund for Engineering and Construction of the project.

It was moved by Commissioner McDowell, seconded by Commissioner Frierson that a Resolution (19-R-11) be passed for Engineering and Construction for the 2019 Road Project using Motor Fuel Tax Funds in the amount of \$247,000. The vote on roll call was: Commissioners Frierson, aye; Fischer, aye; McDowell, aye; Holmes, aye; and Mayor McKinney, aye. Motion carried. Resolution passed.

#### **RESOLUTION/27<sup>th</sup> STREET PROJECT/MFT FUNDS**

A memo (19-DOC-31) was received from Director Roberts stating that the City is required to file a Resolution with IDOT for the utilization of Motor Fuel Tax Funds. He stated the Council previously approved a proposal for the Engineering Services for the 2020 Surface Transportation Grant for 27<sup>th</sup> Street (Emmaus Ave. to Galilee Ave.). He recommends approving the IDOT resolution for the expenditure of \$35,500 from the MFT fund for Engineering Services for the project.

It was moved by Commissioner McDowell, seconded by Commissioner Fischer that a Resolution (19-R-12) be passed for Engineering Services for the 2020 Surface Transportation Grant for 27<sup>th</sup> Street (Emmaus Ave. to Galilee Ave.) using Motor Fuel Tax Funds in the amount of \$35,500. The vote on roll call was: Commissioners McKinney, aye; Fischer, aye; DeTienne, aye; and Mayor Hill, aye. Motion carried. Resolution passed.

#### **ORDINANCE/EXTENDING A SPECIAL USE PERMIT/MEDICAL CANNABIS CULTIVATION CENTER IN G1 GENERAL INDUSTRIAL DISTRICT**

Commissioner McDowell asked if there was any word on if Flat Rock Holdings would be awarded a cultivation license. Attorney Visselli stated he has called to inquire if a decision has been made and was informed that no order has been issued yet from the Illinois Circuit Court. Mayor McKinney stated per the language in the Special Use permit the Special Use must be brought to Council every six months for an extension until a ruling has been made that would award Flat Rock Holding a cultivation license. Flat Rock Holdings has put a lot of money into the process and is excited about the opportunity to bring the business to Zion. They are patiently awaiting the ruling.

It was moved by Commissioner Fischer, seconded by Commissioner Frierson, that an Ordinance (19-O-22) be passed extending a Special Use Permit approved in December 2016 per Ordinance (16-O-49) to Flat Rock Holdings, LLC for a medical cannabis cultivation center in the G1 (General Industrial) Zoning District located east of Deborah Avenue at 2809 Damascus, in Zion, Illinois until December 30, 2019. The vote on roll call was: Commissioners Frierson, aye; Fischer, aye; McDowell, aye; Holmes, aye; and Mayor McKinney, aye. Motion carried. Ordinance passed.

#### **ORDINANCE/GROUND LEASE AGREEMENT EXTENSION/2809 DAMASCUS**

It was moved by Commissioner Frierson, seconded by Commissioner Holmes that an Ordinance (19-O-23) be passed approving an extension of the ground lease agreement between Flat Rock Holdings, LLC and the City of Zion for certain property located at 2809 Damascus Avenue to December 30, 2019. The vote on roll call was: Commissioners Frierson, aye; Fischer, aye; McDowell, aye; Holmes, aye; and Mayor McKinney, aye. Motion carried. Ordinance passed.

#### **PURCHASE/ASPHALT COLD PLANER ATTACHMENT/PUBLIC WORKS**

A memo (19-DOC-32) was received from Director Roberts regarding the purchase of an Asphalt Cold Planer attachment for the Trackless Multi-Purpose Vehicle. Director Roberts stated the attachment will be used for grinding and repairing small potholes and damaged areas in roadways throughout the City. He recommends approving the quote from EJ Equipment for \$26,842.00. Commissioner McDowell stated this piece of equipment will allow Public Works to make repairs better and quicker. Commissioner Holmes asked what the life cycle of the equipment was. Director Roberts stated about ten years. Commissioner Fischer stated when the purchase was first discussed it did not include the adapter for the Bobcat machine. Director Roberts stated this attachment is larger and will run other pieces. Administrator Knabel stated they did consider rental as well but for use of the machine for two months the cost would be \$10,000.

It was moved by Commissioner McDowell, seconded by Commissioner Frierson to accept the quote from EJ Equipment for the purchase of an Asphalt Cold Planer attachment for the Trackless Multi-Purpose Vehicle in the Public Works Department in the amount of \$26,842. The vote on roll call was: Commissioners Frierson, aye; Fischer, aye; McDowell, aye; Holmes, aye; and Mayor McKinney, aye. Motion carried.

### HOTEL/MOTEL TAX GRANT APPLICATIONS

A memo (19-DOC-33) was received from Administrator Knabel requesting the Council's consideration of hotel/motel tax grant applications. He stated that annually the City allocates a portion of its hotel/motel tax funds for a local event grant program to encourage organizations to host events in Zion that will bring in tourism and encourage overnight stays in local hotels. These funds are governed by State Statute and are required to be utilized for these purposes only. He stated five requests were received:

- **Zion Cyclery, Inc.**
- **Zion Cyclery, Inc.**
- **Elite Striders Drill Team**
- **Potawatomi Trails Pow Wow**
- **Dungeon of Doom**

**Zion Cyclery** - Recommended approval not to exceed \$2,000 to be used for marketing only for the Fat-Bike Ride as presented in the application. It was moved by Commissioner McDowell, seconded by Commissioner Frierson to approve a hotel/motel tax grant for Zion Cyclery Inc. in the amount of \$2,000. The vote on roll call was: Commissioners Frierson, aye; Fischer, aye; McDowell, aye; Holmes, aye; and Mayor McKinney, aye. Motion carried.

**Zion Cyclery** - Recommended approval not to exceed \$3,500 to be used for marketing only for the Beulah Boogie Race as presented in the application. It was moved by Commissioner Fischer, seconded by Commissioner McDowell to approve a hotel/motel tax grant for Zion Cyclery Inc. in the amount of \$3,500. The vote on roll call was: Commissioners Frierson, aye; Fischer, aye; McDowell, aye; Holmes, aye; and Mayor McKinney, aye. Motion carried.

**Elite Striders Drill Team** - Recommended approval not to exceed \$7,000 for marketing and promotional materials as presented in the application. It was moved by Commissioner Frierson, seconded by Commissioner Fischer to approve a hotel/motel tax grant for the Elite Striders Drill Team in the amount of \$7,000. The vote on roll call was: Commissioners Frierson, aye; Fischer, aye; McDowell, aye; Holmes, aye; and Mayor McKinney, aye. Motion carried.

**Potawatomi Trails POW WOW** - Recommended approval not to exceed \$8,000 to be used for marketing only as presented in the application. It was moved by Commissioner Frierson, seconded by Commissioner Fischer to approve a hotel/motel tax grant for Potawatomi Trails POW WOW in the amount of \$8,000. The vote on roll call was: Commissioners Frierson, aye; Fischer, aye; McDowell, aye; Holmes, aye; and Mayor McKinney, aye. Motion carried.

**Dungeon of Doom** – Recommended approval not to exceed \$10,000 to be used for marketing only as presented in the application. It was moved by Commissioner Frierson, seconded by Commissioner Fischer to approve a hotel/motel tax grant for Dungeon of Doom in the amount of \$10,000. The vote on roll call was: Commissioners Frierson, aye; Fischer, aye; McDowell, aye; Holmes aye; and Mayor McKinney, aye. Motion carried.

### BOARDS AND COMMISSIONS APPOINTMENTS

A memo (19-DOC-34) was received from Mayor McKinney requesting appointments to City boards and commissions. It was moved by Commissioner McDowell, seconded by Commissioner Fischer to appoint the following members to City Boards and Commissions:

Accident Review Board

Commissioner Fischer  
Lt. Anthony Velardi  
BC Justin Stried

Electrical Commission

Rich Ianson  
Merlin Kreis  
John Lewis

Barbara Fitz-Henley  
Officer Brian Barber

Dave Geer  
John Hucker  
Pat Buchanan

Fire and Police Commission

Jubilee Days Commission

Debbie Lewis  
Jack Long

Cheri Neal  
Christine Wertman  
Sheryl Spooner  
Rachel White

Liquor Control Commission

Planning & Zoning Commission

Juanita Winfrey

Ernest Isley  
Bruce Quinn  
Juanita Winfrey  
Darlene Pickett

Nostalgia Days

Randy Knorr  
Gibbie Buchholtz

Police Pension Board

TIF Review Board

Mariann Carlton

Chris Szymanski  
Audrey Little  
Juanita Winfrey  
David Miller

The vote on roll call was: Commissioners Frierson, aye; Fischer, aye; McDowell, aye; Holmes, aye; and Mayor McKinney, aye. Motion carried.

**RESOLUTION/SWALCO DIRECTOR/ALTERNATE DIRECTOR APPOINTMENT**

It was moved by Commissioner Frierson, seconded by Commissioner Holmes, that a Resolution (19-R-13) be passed appointing Commissioner Mike McDowell as Director and Commissioner Christopher Fischer as Alternate Director to SWALCO. The vote on roll call was: Commissioners Frierson, aye; Fischer, aye; McDowell, aye; Holmes, aye; and Mayor McKinney, aye. Motion carried. Resolution passed.

**APPOINTMENT/CHIEF OF POLICE**

Commissioner McDowell stated Chief Dumyahn has retired with 33 years of service. He stated he has stepped up to all the challenges in the Police Department and heralded them all with class and dignity. He has always managed to run things calm and clear.

Mayor McKinney stated the next Police Chief will be an internal appointment. He stated this was his first time hiring a Chief and wanted to take the process slow. He engaged the help of the Council as it was an important decision. The new Chief has 27 years of experience on the police force and has worked on every level of operations and understands the procedures in the department. He also understands the community and its citizens.

It was moved by Commissioner Frierson, seconded by Commissioner McDowell to appoint Deputy Police Chief Kirk Henderson as Chief of Police at the current Chief's salary effective June 4, 2019. The vote on roll call was: Commissioners Frierson, aye; Fischer, aye; McDowell, aye; Holmes, aye; and Mayor McKinney, aye. Motion carried.

Deputy Chief Henderson's wife, Rayanne Henderson, pinned the stars on her husband's collar, in addition to the two already affixed. Three stars worn on his collar will distinguish him as the Chief of Police.

### DEPARTMENTAL COMMENTARY

Karin Graves, HR Director stated the City has summer grass cutting positions available. Applicants must be at least 18 years of age or older, ambitious, willing to learn and dependable. Information is available on the City website.

Mayor McKinney stated recently landlords tried to sue the City because they did not like the Rental Inspection Program. The City is currently working on organizing a Housing Commission that will consist of Landlords, Real Estate Agents, and Tenants and Citizens from the City of Zion. They will be working with the Building Department to help try and improve different areas to keep the City safe.

Mayor McKinney stated the City has received many calls regarding potholes. He has attended several meetings with different entities in Lake County regarding issues about the State infrastructure and roads and the need for capital funding. They have asked the State for \$27 million for help with the improvements and repairs to the City infrastructure. He understands the frustration among the residents but guarantees the City is doing the best they can to make infrastructure repairs. Recent State Bills that have been passed include funding for the infrastructure repair throughout the State. He stated if citizens travel over the State line into Wisconsin they will see the roads there are just as bad. He thanked the Public Works crew for their hard work out on the streets every day.

Administrator Knabel stated he has received calls from residents regarding a company they are using for bill payment services called DOXO. This company allows residents to pay their bills through them. They have links to Payment Service Network who handles the City's credit card processing. Payment Service Network does not have any affiliation with this company. The company collects payments from residents and then sends a check to the City for the water bill payments. The City is not receiving the funds on time and the payments are considered late and unpaid and water is getting shut off. He recommends residents go through Payment Service Network through the City's website for online bill pay to be sure the payments are received on time.

Chief Lewis stated he is looking forward to working with Chief Henderson. He stated there have been a lot of stories in the news regarding State Troopers being hit by cars. He stated many drivers are being distracted and not paying attention. He reminded drivers that if they hear sirens or see emergency vehicles with lights they should pull over to the right. He stated the Local 1999 Union MDA boot fundraiser will take place on Friday June 7<sup>th</sup> from 2:00 p.m. to 6:00 p.m.

Mayor McKinney stated the month of May was Distracted Driving Awareness Month. He sees people texting and face timing while driving. He stated those distractions are as bad as driving under the influence and the death and havoc created can impact many citizens. There is a State law in Illinois that prohibits texting and driving but people still do it. He wants all citizens of Zion and those who pass through to be safe.

Commissioner Holmes reminded newly elected officials to complete their Open Meetings Act training. There is a 90 day requirement to complete the training.

Mayor McKinney reminded the elected officials they cannot convene with more than three Commissioners cannot be in the same place publicly discussing City business. Commissioners often receive criticism for not responding to emails when there are more than three Commissioners copied. If all Commissioners respond they may be in violation of the Open Meetings Act. Citizens can call or email the Commissioners individually to discuss any items or issues.

### ANNOUNCEMENTS

June 15		Nostalgia Days
June 18	6:15 p.m. 7:00 p.m.	Zion Township Board Meeting Zion City Council Meeting
June 22	9:00 a.m. - 4:00 p.m.	"Trash to Treasure" Lawn Sale at Shiloh Blvd & Elisha Ave. to benefit the Zion Historical Society

**CLOSED SESSION**

It was moved by Commissioner Fischer, seconded by Commissioner McDowell that the Council recess to Closed Session at 8:00 p.m., pursuant to 5 ILCS 120/2 "Open Meetings", for the discussion of collective bargaining and personnel. The vote on roll call was: Commissioners Frierson, aye; Fischer, aye; McDowell, aye; Holmes, aye; and Mayor McKinney, aye. Motion carried.

It was moved by Commissioner McDowell, seconded by Commissioner Fischer to reconvene the Regular Council meeting at 8:20 p.m. with all members present. The vote on roll call was: Commissioners Frierson, aye; Fischer, aye; McDowell, aye; Holmes, aye; and Mayor McKinney, aye. Motion carried.

**PART-TIME WAGE INCREASES**

It was moved by Commissioner McDowell, seconded by Commissioner Frierson to approve a wage increase for all part time personnel as presented. The vote on roll call was: Commissioners Frierson, aye; Fischer, aye; McDowell, aye; Holmes, aye; and Mayor McKinney, aye. Motion carried.

**ADJOURN**

There being no further business to come before the Council at this time, it was moved by Commissioner McDowell, seconded by Commissioner Frierson and unanimously approved the meeting be adjourned at 8:22 p.m. Motion carried.

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City Clerk

