

There was a PUBLIC HEARING on the CITY of LEBANON BUDGET for FY 2022-2023
on this April 11, 2022 at 6:15 p.m. in the City Hall

LEBANON CITY COUNCIL MINUTES

April 11, 2022 @ 6:30 p.m.

The council met in regular session at city hall. The meeting was called to order at 6:30 p.m. by Mayor Wright.

Roll Call: Alderperson Duckworth, Fero, Mack, Wilkins and Witty – present

Alderperson Bennett, Mack and Roma – absent

Followed by the reciting of the Pledge of Allegiance

Alderperson Fero/Duckworth Motioned to approve the omnibus agenda as presented.

Roll Call: Alderperson Bennett, Duckworth, Fero, Washington, Wilkins and Witty – yeas

MOTION passed 6–0

Alderperson Bennett entered the chambers at 6:32 p.m. during the vote on the omnibus agenda.

Audience/Citizen Public Form:

1. Kermit Edison addressed the council with information concerning the ownership of the Strack Lane property. He also wanted to call attention to the procedures to sign maintenance. The mayor thanked him for the information. The street/alley department will also start documenting the observing and up keeping of the signs in the future.

PLAN COMMISSION REPORT:

Chair Brent Wood presented information from the 4/7/2022 Plan Commission Meeting including recommendations for council to approve following items:

1. *AMENDING THE CITY CODE OF ORDINANCES, CHAPTER 36, ARTICLE I, SECTION 36-2, DEFINITIONS, CHAPTER 36, ARTICLE II, DISTRICT REGULATIONS, DIVISION 6 – C-1 COMMERCIAL DISTRICT, AND CHAPTER 36, ARTICLE II, DISTRICT REGULATIONS, DIVISION 8 – I-1 INDUSTRIAL DISTRICT TO INCLUDE CODE PROVISIONS FOR A TOWING OR WRECKER SERVICE.*
2. *GRANTING SPECIAL USE PERMIT FOR OPERATION OF A TOWING OR WRECKER SERVICE WITHIN THE C-1 ZONING DISTRICT.*

The Council delayed any action until later in the meeting.

3. *THE ADOPTION OF THE PRESENTED PLAN BY THE HEART LAND CONSERVANCY AS AN ADDENDUM TO THE CITY'S CURRENT COMPREHENSIVE PLAN.* HeartLand Conservancy presented information concerning the end report project. Alderperson Fero requested that a vote for the final payment be postponed until next council meeting. Alderperson Fero/Witty Motioned to table the HeartLand final payment until next council meeting the alderpersons are able to read the final report.

Roll Call: Alderperson Bennett, Duckworth, Fero, Washington, Wilkins and Witty – yeas

MOTION: Passed 6–0

COMMITTEE REPORTS:

Streets/Alleys – MEET May 1, 2022 at 6:30 p.m.

1. Belinda McAllister requested the council sponsor an event that she previously presented at a Committee meeting to plant approximately 15 trees as an Arbor Day Tree Planting event on Friday the 29th of April. There seemed to be a unclear plan as to where and what type of trees were to be planted, who were to actually plant the trees and who would maintain the watering of the trees. The request is the city to sponsor, by boring the holes, planting watering and supplying mulch, the Arbor Day Tree Planting Day on April 29, 2022. Alderperson Wilkins/Fero Motioned to sponsor the Arbor Day Tree Planting event in the Southeast Quadrant on April 29th.

Roll Call: Alderperson Bennett – yeas

Alderperson Duckworth, Fero, Washington, Wilkins and Witty – Neas

MOTION: Failed 1–5

Finance – MEET April 18, 2022 at 6:30 p.m.

Ordinance – MEET May 1, 2022 at 6:30 p.m.

1. Present for approval an *ORINANCE REPEALING ORDINANCE NUMBER 1511, AUTHORIZING THE CITY OF LEBNON TO SURPLUS PERSONAL PROPERTY, INCLUDING A STREET SWEEPER.*

2. Roll Call: Alderperson Bennett, Duckworth, Fero, Washington, Wilkins and Witty – yeas

MOTION: Passed 6-0

Present for approval a *RESOLUTION REPEALING RESOLUTION NUMBER 02-2022, AUTHORIZING THE SOLE SOURCE PURCHASE OF A STREET SWEEPER AND WAIVING CUSTOMARY BIDDING PROCEDURES.*

Roll Call: Alderperson Bennett, Duckworth, Fero, Washington, Wilkins and Witty – yeas

MOTION: Passed 6-0

3. Committee Recommends to postpone the bike signs in the SE Quadrant until the roads are better maintained.

Roll Call: Alderperson Bennett, Duckworth, Fero, Washington, Wilkins and Witty – yeas

MOTION: Passed 6-0

Water/Sewer – MEET April 18, 2022 at 6:30 p.m.

Cemetery – MEET May 2, 2022 at 6:30 p.m.

1. Requested the street department pickup general trash. Also, that there are tracks in areas

Health/Safety – MEET April 18, 2022 at 6:30 p.m.

Public Property – MEET May 2, 2022 at 6:30 p.m.

1. The sealed bid for the surplus 2008 Crown Victoria were opened and since only one bid was received Alderperson Fero/Duckworth Motioned to accept the bid for the 2008 Impala police car “as is” from Chris Carrell for \$500.00.

Roll Call: Alderperson Bennett, Duckworth, Fero, Washington, Wilkins and Witty – yeas

MOTION: Passed 6-0

2. The Street Dept. bucket truck has been certified and now the personnel need to pass the 2 hour certification course.

Personnel – MEET April 18, 2022 at 6:30 p.m.

1. Chair Wilkins requested to go into Executive session per OMA * 5 ILCS 120 Sec 2(c)(1) the consideration of the appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body or legal counsel for the public body, including hearing testimony on a complaint lodged against an employee of the public body or against legal counsel for the public body to determine its validity.

Clerk – The City Clerk reminded everyone that Economic Interest Statements are due before May 1, 2022.

Treasurer –

1. The treasurer requested that the budget moved forward to the attorney to write the Budget Ordinance. Alderperson Fero/Duckworth Motioned to have the City Attorney prepared the official Budget ordinance for FY 2022-2023 to present for approval with changes at the April 25th meeting.
Roll Call: Alderperson Bennett, Duckworth, Fero, Washington, Wilkins and Witty – yeas
MOTION: Passed 6–0

Mayor –

1. Mayor stated that the final approval of report and payment to HeartLand will be on the next council meeting agenda on April 25, 2022.
2. Mayor Wright requested to go into Executive session per OMA *5 ILCS 120 Sec 2(c)(11) Litigation, when an action against, affecting or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that an action is probable or imminent, in which case the basis of finding shall be recorded & entered in minutes of the closed meeting.
3. Mayor Wright announced the resignation of Alderperson Roberto Rome effective immediately. There will be a Special Council Meeting on Monday April 18, 2022 to approve and affirm a replacement for the position of Ward 3 Alderperson.

Dept. Heads

Chief –	Streets/Alleys –
Water/Sewer –	Accountant –

Unfinished Business –

1. Street Dept. reported on the cost of repairing the city street sweeper at \$22,928.51 to get it usable and for maximum trade-in allowance in the future. Alderperson Fero/Bennett Motioned to move forward with the repairs with E J Company as a sole service provider.
Roll Call: Alderperson Bennett, Duckworth, Fero, Washington, Wilkins and Witty – yeas
MOTION: Passed 6–0

New Business –

1. Alderperson Duckworth/Washington Motioned to approve the request for Matthew Ministries clothing drive to use the center bay of the city garage (old fire hall).
Roll Call: Alderperson Bennett, Duckworth, Fero, Washington, Wilkins and Witty – yeas
MOTION: Passed 6–0
2. Mayor Wright presented to the council that the owner offered to plant a replacement tree for a city tree that had to be removed during building demolition. Alderperson Fero/Duckworth Motioned to let the Garden Club decide on the type tree for the mini park.
Roll Call: Alderperson Bennett, Duckworth, Fero, Washington, Wilkins and Witty – yeas
MOTION: Passed 6–0

3. The Mayor requested to go into executive session per OMA per

* 5 ILCS 120 Sec 2(c)(1) the consideration of the appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body or legal counsel for the public body, including hearing testimony on a complaint lodged against an employee of the public body or against legal counsel for the public body to determine its validity.

** 5 ILCS 120 Sec 2(c)(11) Litigation, when an action against, affecting or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that an action is probable or imminent, in which case the basis of finding shall be recorded & entered in minutes of the closed meeting.

Aldersperson Fero/Witty Motioned to go into executive session per the stated OMA 5 ILCS 120 Sec 2 (c) (1) and OMA 5 ILCS 120 Sec 2 (c) (11).

Roll Call: Aldersperson Bennett, Duckworth, Fero, Washington, Wilkins and Witty – yeas

MOTION: Passed 6–0

Entered into Executive Session at 7:37 p.m.

Resumed Regular Session at 8:12 p.m. with Roll Call.

Roll Call: Aldersperson Bennett, Duckworth, Fero, Mack, Wilkins and Witty – present

Upon resuming the regular meeting the following motion was presented.

1. Aldersperson Fero/Duckworth Motioned to approve the *ORDINANCE AMENDING THE CITY CODE OF ORDINANCES, CHAPTER 36, ARTICLE I, SECTION 36-2, DEFINITIONS, CHAPTER 36, ARTICLE II, DISTRICT REGULATIONS, DIVISION 6 – C-1 COMMERCIAL DISTRICT, AND CHAPTER 36, ARTICLE II, DISTRICT REGULATIONS, DIVISION 8 – I-1 INDUSTRIAL DISTRICT TO INCLUDE CODE PROVISIONS FOR A TOWING OR WRECKER SERVICE.*

The Mayor then invited the audience to participate in the general discussion towards this topic from 8:15 to 8:45 when there was a “*call to question*” which signals that a vote shall take place.

Roll Call: Aldersperson Bennett, Duckworth, Fero, Wilkins and Witty – yeas

Aldersperson Washington – Abstain

MOTION: Passed 5–0–1

2. Aldersperson Fero/Duckworth Motioned to approve the *RESOLUTION MAKING SEPARATE STATEMENT OF FINDINGS OF FACT IN CONNECTION WITH ORDINANCE GRANTING SPECIAL USE PERMIT FOR OPERATION OF A TOWING OR WRECKER SERVICE WITHIN THE C-1 ZONING DISTRICT*

Roll Call: Aldersperson Bennett, Duckworth, Fero, Wilkins and Witty – yeas

Aldersperson Washington – Abstain

MOTION: Passed 5–0–1

3. Aldersperson Fero/Witty Motioned to approve the *ORDINANCE GRANTING A SPECIAL USE PERMIT TO RKK SERVICES LLC, ON BEHALF OF TONY AND KAREN BUHL, TO ALLOW FOR THE OPERATION OF A TOWING OR WRECKING SERVICE WITHIN THE C-1 ZONING DISTRICT AT 419 EAST MCALLISTER STREET, LEBANON, ILLINOIS 62254*

Roll Call: Aldersperson Bennett, Duckworth, Fero, Wilkins and Witty – yeas

Aldersperson Washington – Abstain

MOTION: Passed 5–0–1

Adjournment – With no further business to be conducted, Aldermen Fero/Wilkins Motioned to adjourn the meeting at 8:48 p.m. MOTION passed by voice. All were in favor.

Luanne Holper, City Clerk