



MINUTES

MOLINE CITY COUNCIL MEETING

City Hall, 619 16th Street
Tuesday, July 10, 2018

Council Meeting: The City Council meeting came to order at 6:27 p.m. The Council met in regular session in the Council Chambers at City Hall.

Pledge: The Council and audience recited the Pledge of Allegiance.

Invocation: There was no invocation given.

Roll Call: Roll call was taken with Mayor Acri, Aldermen Rodriguez, Parker, Wendt, Potter, Turner, Schoonmaker, Waldron and Berg present. Absent: None.

Items on Consent:

Approval of Minutes & Appointments

Committee-of-the-Whole and Council meeting minutes of June 26, 2018 and appointments made during Committee-of-the-Whole on July 10, 2018.

Resolutions

1. Council Bill/Resolution 1087-2018

A Resolution supporting a grant application to the U.S. Department of Housing & Urban Development (HUD) for FY 2018-2022 Lead-Based Paint Hazard Reduction (LHR) Grant Program; and authorizing staff to do all things necessary to submit said grant application on behalf of the City of Moline and to work cooperatively with the Cities and other governmental jurisdictions and entities operating within Rock Island County, Illinois that are able to support said application in accordance with the HUD application guidelines and requirements.

Explanation: The U.S. Department of Housing and Urban Development is making competitive grant funds available to communities to identify and control lead-based paint hazards in eligible privately owned rental or owner-occupied housing as part of their FY 2018-2022 grant programs. The City of Moline previously received two Lead-based Paint Hazard Control Grants. Staff, on behalf of the Illinois Quad Cities Healthy Homes Coalition, would like to reapply for a grant for the remainder of 2018 up through 2022. The grant application is due August 2, 2018.

2. Council Bill/Resolution 1088-2018

A Resolution authorizing the Mayor and City Clerk to execute a Contract with Valley Construction Company for MFT Section No. 18-00000-00-GM, 5th Avenue and 41st Street Resurfacing, for the amount of \$284,545.75.

Explanation: Bids were opened and publicly read on June 12, 2018, for MFT Section No. 18-00000-00-GM, 5th Avenue and 41st Street Resurfacing with the following results:

\$284,545.75	Valley Construction Co.
\$285,487.75	Walter D. Laud
\$291,651.26	Centennial Contractors
\$296,972.50	Langman Construction
\$321,214.25	Brandt Construction

MFT Section No. 18-00000-00-GM includes the resurfacing of 5th Avenue between 39th and 41st Streets and 41st Street between 4th and 5th Avenues. Valley Construction Company submitted the lowest responsible and responsive bid.

3. Council Bill/Resolution 1089-2018

A Resolution authorizing the Mayor and City Clerk to execute an Amendment to the Intergovernmental Agreement of October 23, 1990, between the City of Moline, Illinois, and the Quad City Civic Center Authority to establish a process for disbursement of the additional 2% amusement tax revenue to cover certain operations costs and to attract and promote special events held at the TaxSlayer Center.

Explanation: The City and the Illinois Quad City Civic Center Authority (“QCCCA”), an Illinois municipal corporation owning and operating “the TaxSlayer Center” (the “Center”), wish to engage in certain lawful activities authorized by applicable law to attract and promote special events held at the Center. In order to attract and retain sporting events, concerts, and other performances at the Center and to ensure the vitality of the Center for the benefit of the residents of Moline and neighboring communities, additional operating revenue is necessary. The events held at the Center benefit the public and increase the general welfare of the public by providing entertainment in a safe and pleasant public place. The City recently increased the rate of its amusement tax, via General Ordinance No. 3022-2018, from 3% to 5% to provide additional revenue to cover certain operations costs at the Center. The City and the QCCCA seek to provide a process for disbursement of the additional revenue created by the tax increase to ensure responsible use of public funds. The City and the QCCCA executed an Intergovernmental Agreement on October 23, 1990, via Council Bill 291-90, for the funding and operation of the now named TaxSlayer Center, have amended the agreement various times since, and seek to further amend it now.

4. Council Bill/Resolution 1090-2018

A Resolution authorizing the Mayor and City Clerk to approve the Economic Development Policy for the City of Moline.

Explanation: The City Council supports an Economic Development Policy in order to streamline the development/incentive process within the City of Moline.

5. Council Bill/Resolution 1091-2018

A Resolution authorizing the City Administrator and Chief of Police to execute an Intergovernmental Agreement between the City of Moline and the Quad City Metropolitan Enforcement Group for the period July 1, 2018 through June 30, 2019, setting forth the terms for the police department’s continued participation in this multi-jurisdictional law enforcement effort.

Explanation: The Quad City Metropolitan Enforcement Group (MEG) is a multi-jurisdictional law enforcement unit that combats illegal drug trafficking and the use and distribution of controlled substances. The police department has participated as a member of MEG since its formation in 1977. Previously, an updated agreement was only intermittently executed; however, the Department of Justice now requires MEG to annually renew its agreements with agencies.

6. Council Bill/Resolution 1092-2018

A Resolution directing the City Administrator to modify the non-union employee group salary package as stated in the GovHR USA, LLC Employee Classification and Compensation Plan.

Explanation: Approval of this resolution changes the non-union employee group salary package as stated in the Employee Classification and Compensation Plan.

7. Council Bill/Resolution 1093-2018

A Resolution authorizing the City Administrator to modify the non-union employee group salary package to incorporate the changes as set forth on Exhibit A attached hereto relating to general wage increases.

Explanation: Approval of this resolution changes the salary package for non-union employees by granting general wage increases of 1.4% for 2018.

8. Council Bill/Resolution 1094-2018

A Resolution authorizing certain minutes and portions of minutes of Executive Sessions of the City Council to be maintained as confidential until further reviewed by the City Council; and authorizing the remainder of said Executive Session Minutes referenced herein to be made available for public inspection.

Explanation: The City Council of the City of Moline is required by statute to periodically meet to review the minutes of all closed sessions (Executive Sessions) to determine the appropriateness of retaining said minutes as confidential or conversely disseminating said minutes to the public. Such a meeting took place on June 26, 2018. The City Council has found that certain minutes of the Executive Sessions for past meetings should be released with the exception of those requiring continued confidential treatment.

Omnibus Vote: Alderman Parker, seconded by Alderman Wendt, moved to approve and adopt, by omnibus vote, these items. Motion carried on roll call with the following vote: ayes: Aldermen Rodriguez, Parker, Wendt, Potter, Turner, Schoonmaker, Waldron and Berg; nays: none.

Items Not on Consent:

Resolutions

9. Council Bill/Resolution 1095-2018

Approval of a Resolution authorizing the Mayor and City Clerk to execute a Contract with Emery Construction Group, Inc. for Project #1300, 2018 Alley Reconstruction, for the amount of \$126,511.00.

Explanation: Bids were opened and publicly read on May 29, 2018, for Project #1300, 2018 Alley Reconstruction, with the following results:

\$126,511.00	Emery Construction Group
\$133,580.00	Brandt Construction
\$133,640.00	Treiber Construction
\$138,746.40	Langman Construction
Incomplete bid	Centennial Contractors
Incomplete bid	Walter D. Laud

Project #1300 includes the alley between 4th and 5th Avenues and between 52nd and 53rd Streets. Emery Construction submitted the lowest responsible and responsive bid.

Approved: Alderman Parker, seconded by Alderman Wendt, moved to approve Council Bill 1095-2018. Motion carried on roll call with the following vote: ayes: Aldermen Rodriguez, Parker, Wendt, Potter, Turner, Waldron and Berg; with Alderman Schoonmaker abstaining, citing a business conflict.

First Reading Ordinances

10. Council Bill/General Ordinance 3027-2018

An Ordinance amending Chapter 34, "WATER AND SEWERS," of the Moline Code of Ordinances, Section 34-2108, "SEPARATE CONNECTIONS," by repealing said section in its entirety and enacting in lieu thereof a new Section 34-2108 dealing with the same subject matter.

Explanation: The Illinois Plumbing Code recently changed, requiring buried fire service piping to be combined with domestic water service piping. The change is intended to reduce or eliminate water system connections that may have little or no usage. Moline has always required separate piping. This change removes the separate piping requirement and conforms to the Illinois Plumbing Code.

11. Council Bill/Special Ordinance 4021-2018

A Special Ordinance authorizing the Mayor and City Clerk to execute an Agreement for Sale of Real Estate and do all things necessary to convey a portion of City-owned property at 731 23rd Street, Moline, to Gregorio and Virginia Ferreira.

Explanation: The property at 731 23rd Street, Moline, was acquired by the City due to Code compliance issues. The City demolished a dilapidated house on the property and eventually built a public road there to improve access within the neighborhood. This road connection to the alley prevents drivers from having to turn around in 23rd Street, which is very narrow and steep. Staff has negotiated an agreement with the adjacent property owners, Gregorio and Virginia Ferreira, to sell approximately the north 30' of this property adjacent to their property to the north. The purchaser has agreed to a price of \$3,000 pursuant to the terms of the attached Agreement for Sale of Real Estate. The purchaser will obtain a survey acceptable to the City at their own cost prior to closing.

12. Council Bill/Special Ordinance 4022-2018

An Ordinance amending Chapter 30, "CABLE/VIDEO SERVICE PROVIDER FEE, PEG ACCESS SUPPORT FEE, AND CUSTOMER PROTECTION," Sec. 30-2101, "PEG ACCESS SUPPORT FEE IMPOSED," by repealing said section in its entirety and reserving it for future use; by deleting the term "PEG ACCESS SUPPORT FEE" from the title of Chapter 30 and Article II thereof; and Sec. 30-1100, "DEFINITIONS," by repealing subsections (e) and (f), "PEG" and "PEG access support fee," in their entirety and consecutively renaming the remaining subsections of Sec. 30-1100.

Explanation: In 2014, the City's franchise agreement with Mediacom expired, and Mediacom elected to proceed under the newly enacted statewide video and cable authorization that allowed cable companies to obtain a state authorization to provide cable services instead of having to negotiate franchise agreements with individual municipalities. As part of this new state authorization, cities were permitted to impose a 1% public, educational, and governmental ("PEG") fee to allow for capital expenditures in furtherance of public access programming. The City imposed a PEG fee and as of April 30, 2018, has accumulated \$340,906.74 for such expenditures. This amount should be more than enough to fund any potential capital expenditures in the near future, so staff recommends repealing the fee to save cable subscribers money. Staff will also work with Mediacom to come up with ways to utilize these funds in order to provide better public access programming.

13. Council Bill/Special Ordinance 4023-2018

An Ordinance amending Chapter 4, "ALCOHOLIC LIQUOR," of the Moline Code of Ordinances, by repealing said chapter in its entirety and enacting in lieu thereof one new Chapter 4, "ALCOHOLIC LIQUOR," dealing with the same subject matter.

Explanation: Pursuant to various requests by local liquor licensees and potential license applicants, the Local Liquor Control Commissioner and City staff have reviewed possible changes to the City's alcoholic liquor code. On review, the Commissioner and staff have determined that certain amendments to this code will help increase

business in the City without compromising the safety and security of its residents and will improve certain existing licensing procedures. Additional changes have been made throughout the chapter for clarification and consistency.

The changes include but are not limited to the following; see the Council bill for a more concise summary of the amendments. Per Council's request, a change has been made to Sec. 4-3202 to restrict the exception provision required for surrounding property owners' consents to a liquor license application. Specifically, Sec. 4-3202(c) will provide that property owners' consents are not required for a license renewal or a new application if the location premises has been licensed within 180 days prior to the application being made, as long as the license being renewed or sought is for the same license class held at the premises within the prior 180 days. A corresponding change has been made to Sec. 4-3207(a) to require the consents if a licensee wishes to change its license class. Section 4-3202(d) also adds a provision that a property owner's consent shall be valid for one year unless the property owner submits a request to withdraw within 90 days of the signed consent or upon issuance of the liquor license, whichever occurs first.

Other changes include certain license option fee increases for consistency (Sec. 4-3208); for all license classes with on-premises consumption, the allowance of package sales of alcoholic liquor in sealed packages of 51 milliliters or larger for off-premises consumption; an exception to allow a salon to serve alcoholic liquor, without a liquor license, for consumption on its premises to customers receiving a paid salon service or services only (Sec. 4-3100); an amendment to include the State of Illinois requirements for BASSET training for individuals who are employed as servers and/or bouncers by licensees with on-premises consumption (Sec. 4-3207); and enactment of a new Sec. 4-3315, "Class K Video Gaming Establishment License," for a business whose principal business purpose is the operation of video gaming terminals. The intent of this new Class K license classification is 1) to define a video gaming establishment as an establishment other than a restaurant, tavern or club/fraternal or veterans organization, whose principal purpose is video gaming, and to allow video gaming establishments on a limited basis within the City while providing certain measures to protect the public health, safety and welfare; and 2) to promote local business by allowing a restaurant, tavern or club/fraternal or veterans organization with a liquor license to have a maximum of five video gaming terminals at its establishment as an incidental purpose to the establishment's principal purpose of the sale of food or alcohol or to the club's activity pursuant to its license.

Council reviewed this item at the 06/26/18 Committee-of-the-Whole meeting, and made and approved certain motions to amend.

14. Council Bill/Special Ordinance 4024-2018

A Special Ordinance closing certain streets more particularly described herein to vehicular traffic; and authorizing the use of public right-of-way in conjunction with the Young & Wyld 5K, sponsored by Young Life Quad Cities, to be held on Saturday, August 18, 2018.

Explanation: This is an annual event, and the City's Special Events Committee has reviewed and approved Young Life Quad Cities' application for this year's event to be held on Saturday, August 18, 2018. The estimated number of persons to attend is 225.

15. Council Bill/Special Ordinance 4025-2018

A Special Ordinance authorizing the Mayor and City Clerk to execute a Development and Economic Incentive Agreement between the City of Moline and Illinois Domus, LLC for the development project and to execute any necessary agreements referenced therein, and authorizing all appropriate City officers and staff to do all things necessary to complete each of the City's responsibilities pursuant to said agreement.

Explanation: Illinois Domus, LLC seeks to enter into a Development and Economic Incentive Agreement with the City to facilitate redevelopment of the properties located at the 1300 block of 6th Avenue. The City owns 1300 6th Avenue and desires to enter into a purchase agreement with Developer so that the City owned property can be included in the Development. The Developer plans to demolish the existing structures to construct 22 townhomes.

Motion for Consideration: Alderman Parker, seconded by Alderman Wendt, moved to consider Council Bill 4025-2018. Motion carried on roll call with the following vote: ayes: Aldermen Rodriguez, Parker, Wendt, Potter, Turner, Waldron and Berg; with Alderman Schoonmaker abstaining, citing a business conflict.

Adopted: Alderman Parker, seconded by Alderman Wendt, moved to adopt Council Bill 4025-2018. Alderman Parker made a motion to amend to include the guaranteed minimum property tax of \$124,372, Section 11.D Minimum Property Tax, exhibits A, C, and F. Motion to amend carried on roll call with the following vote: ayes: Aldermen Rodriguez, Parker, Wendt, Potter, Turner, Waldron and Berg; with Alderman Schoonmaker abstaining citing a business conflict. The amended motion carried with the following vote: Aldermen Rodriguez, Parker, Wendt, Potter, Turner, Waldron and Berg; with Alderman Schoonmaker abstaining, citing a business conflict.

Council, Staff and Citizen Comments:

Alderman Rodriguez thanked the Police Department for action taken and decisions made to control residential fireworks during the Fourth of July holiday.

Alderman Parker thanked the Fire and Police Departments for participating in the 12th Street and 25th Avenue Ct Fourth of July parade, also thanking the City Water Department for 300 bottles of City water donated to the event. Alderman Parker thanked Mayor Acri for leading the Pledge of Allegiance, and Carson Wendt, daughter of Alderman Mike Wendt, for leading the National Anthem.

Alderman Berg requested a food truck presentation from staff at the next Committee-of-the-Whole meeting.

Alderman Schoonmaker indicated that he had received complaints about coyotes in residential neighborhoods, and requested that all complaints/information be coordinated with City Attorney Maureen Riggs and Police Chief John Hitchcock.

Parks and Recreation Director Lori Wilson shared that the City is midway through the special events season, and has received many notes of appreciation from event coordinators.

Executive Session:

Alderman Berg, seconded by Alderman Wendt, moved for Executive Session, for the purpose of discussion of Price Setting for Sale or Lease of Real Property-5 ILCS 120/2(C)(6). Motion carried on roll call with the following vote: Ayes: Aldermen Rodriguez, Parker, Wendt, Potter, Turner, Schoonmaker, Waldron and Berg; nays: none.

City Council convened in Executive Session at 6:44 p.m.

Alderman Berg moved to adjourn Executive Session, seconded by Alderman Parker. Motion passed unanimously.

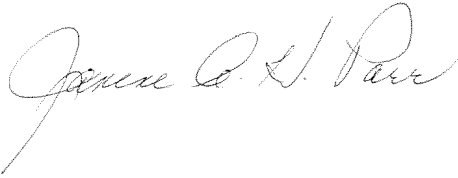
Council reconvened in open session at 6:45 p.m.

Alderman Wendt requested that staff bring back proposals for signage/promotion of “Third Best Water in North America” designation.

On motion of Alderman Potter, seconded by Alderman Parker, Council adjourned at 6:46 p.m.

The next regularly scheduled City Council meeting is on July 17, 2018.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Janine A. H. Parr". The signature is written in black ink and is positioned above the printed name and title.

Janine A. H. Parr
City Clerk