

MINUTES OF THE REGULAR MEETING OF THE PINCKNEYVILLE CITY COUNCIL

HELD MONDAY, AUGUST 23, 2021 AT 6:00 P.M.

IN THE COUNCIL CHAMBERS, CITY HALL

ROLL CALL

Mayor Spencer called the regular meeting of the Pinckneyville City Council to order at 6:00 p.m. in the Council Chambers, City Hall. Members present: Commissioners Ricky J. Cicardi, Kevin B. Hicks, Sammy D. Peradotta, William B. Stotlar, and Mayor Robert L. Spencer. Mayor Spencer declared a quorum present. Commissioner Hicks requested to take a moment of silence in remembrance of Roy Lipe, veteran firefighter, and John Nehrkorn, Rural Fire Department President and Director of the Perry County Ambulance Service, who recently passed away. Commissioner Stotlar requested to add Executive Session 2 (c) (1) for the discussion of Appointment, employment, compensation, discipline, performance, or dismissal of an employee. Mayor Spencer announced the agenda was set. Administrative staff present: City Clerk Melissa Kellerman, City Attorney Don Bigham, Fire Chief Jim Gielow, and Economic Development Coordinator Carrie Gilliam. Due to the COVID-19 Pandemic, the public was invited to attend by social distancing in the lobby area and the Council Chambers of City Hall or by calling in on a conference line. The Pledge of Allegiance was led by Commissioner Stotlar.

PREVIOUS MINUTES

Motion was made by Commissioner Hicks, seconded by Commissioner Peradotta, to approve the minutes of the August 9, 2021, regular council meeting. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

TREASURER'S REPORT

Commissioner Stotlar reviewed the treasurer's report and stated that the ending balance total was \$7,014,212.72 up from last year, and unrestricted balance total was \$1,703,991.73 down from last year, for the period ending July 31, 2021. Commissioner Stotlar made a motion to approve the treasurer's report. The motion was seconded by Commissioner Cicardi. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

ACCOUNTS PAYABLE

City Clerk Melissa Kellerman added four additional monthly invoices to the accounts payable: Companion Life Insurance bill in the amount of \$251.75 for payroll deductions; Terminix in the amount of \$63.00 for City Hall; Illinois South Tourism in the amount of \$540.00 for a tourism ad in the Fall'21 edition; and Home Depot in the amount of \$46.00 for PVC pipe and bushing for the Sewer Department. Commissioner Stotlar made a motion to approve the accounts payable with the additional four invoices which totaled \$900.75. The motion was seconded by Commissioner Hicks. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

CORRESPONDENCE

Mayor Spencer announced the City of Pinckneyville has received the first half of the funds from the American Rescue Plan Act of 2021 (ARPA) in the amount of \$365,146.15 which is to be used for specific infrastructure expenses. He stated that non-entitlement municipalities must register by September 30, 2021, to claim their funds, and that two communities in Perry County had still not registered, and he encouraged them to get registered by the deadline.

**RESOLUTION NO. R-2021-40, TO AUTHORIZE A PERMIT APPLICATION
TO THE ILLINOIS DEPARTMENT OF TRANSPORTATION**

Commissioner Cicardi presented Resolution No. R-2021-40, a resolution of the City of Pinckneyville to authorize a permit application to the Illinois Department of Transportation. He stated this is for permits for the new sewer plant. Commissioner

Cicardi made a motion, seconded by Commissioner Peradotta, to approve Resolution No. R-2021-40. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

**RESOLUTION NO. R-2021-41, TO AUTHORIZE A PERMIT APPLICATION
TO THE ILLINOIS DEPARTMENT OF TRANSPORTATION**

Commissioner Cicardi presented Resolution No. R-2021-41, a resolution of the City of Pinckneyville to authorize a permit application to the Illinois Department of Transportation. He stated this is also for permits for the new sewer plant. Commissioner Cicardi made a motion, seconded by Commissioner Stotlar, to approve Resolution No. R-2021-41. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

ORDINANCE NO. O-2021-15, TO ACQUIRE A UTILITY EASEMENT FROM JOHN P. MANN

Commissioner Cicardi introduced Ordinance No. O-2021-15, an ordinance to be placed on file, authorizing the City of Pinckneyville, Perry County, Illinois, to acquire a Utility Easement from John P. Mann. This easement is for city utilities for the former Dollar General store. Commissioner Cicardi made a motion to place on file Ordinance No. O-2021-15. Commissioner Hicks seconded the motion. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

APPROVAL TO HIRE ROXZEN STYNINGER AS PART-TIME POLICE OFFICER EFFECTIVE AUGUST 24, 2021

Commissioner Hicks made a motion to hire Roxzen Styninger as a Part-Time Police Officer effective August 24, 2021. Commissioner Cicardi seconded the motion. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

**REQUEST FROM PINCKNEYVILLE KNIGHTS OF COLUMBUS TO REVISIT
THE REQUEST TO COLLECT FOR 8 HOURS ON OCTOBER 30, 2021**

Commissioner Hicks presented a request from Pinckneyville Knights of Columbus to revisit the request to collect for eight hours around the square on October 30, 2021. Michael Brand, along with several other Pinckneyville Knights of Columbus members, were present to plead their request to collect for eight hours instead of the four hours that was approved at the July 12, 2021, regular council meeting. Mr. Brand stated he had attended a meeting in August 2020 and requested to collect for eight hours, and after discussion Mr. Brand stated that the Knights were “grandfathered in.” City Council members did not recall the conversation of “grandfathering” them in, and there was then discussion of what “grandfathered in” meant. Mr. Brand stated the Pinckneyville Press has an audio recording of the meeting. Mr. Brand stated they have been collecting for eight hours on Mardi Gras Saturday for over 30 years, and that District 50 Special Education benefits greatly as well as the Southern Illinois Special Olympics. Commissioner Hicks stated the Council had offered them to collect four hours on two different dates, but Mr. Brand stated they had declined because their insurance would only cover them for one day and the cost of the insurance was about \$400.00, which they pay out-of-pocket. There was no denial by the City Council that this was a worthwhile cause. Commissioner Hicks stated there have been complaints of congestion around the square and it’s already a busy day in town anyway. City Attorney Don Bigam stated that according to the City Clerk’s records, it was approved last year, but would be reviewed in future years. He stated the Council would need to listen to the audio recording and that the Council reserves the right to modify the policy or allow exceptions of eight hours. Commissioner Hicks stated the City Council may need to draw up an Ordinance that declares the collection time limit, and that the Ordinance may also limit or take out certain dates and asked if the Pinckneyville Knights of Columbus would abide by those stipulations. Don Heisner then spoke up for the group and stated that last weekend, the Southern Storm collected funds for their group, which he said is a worthwhile cause, but that group helps 15 people. He asked if the Council could extend the time limit for their collection which helps with expenditures for core educational value which goes to a swath of Southern Illinois, who need core education training and Special Olympians. Commissioner Peradotta stated they are fortunate to have enough volunteers to collect for eight hours, but he had also received calls from people who felt obligated to donate. He said it also does slow traffic down. Commissioner Hicks stated there are many groups who collect for worthy causes such as the Optimist Club, American Cancer Society Relay

for Life, and the Chamber of Commerce, to name a few. Bob Giacomo stated they do not slow down the traffic while they are collecting because the flow is already heavy. Mr. Brand requested the Council look at what was approved last year and stated they would abide by whatever the Council decided and any Ordinance that was written. Joe Loos noted that in an Article from the Pinckneyville Press from August 2019, the Council approved the Chamber of Commerce to collect for eight hours. Mayor Spencer stated Perry County Humane Society was the last group to collect eight hours before the change took place, but the Council would check the recording and see what happened at last year's meeting. Mayor Spencer recommended the Council to abide by what was approved until the Council could listen to the tape. Mr. Brand stated the article in the Pinckneyville Press from July 15, 2020, states "The council later relented in noting the Knights were 'grandfathered in' and approved the timeslot." Commissioner Peradotta asked how often that paper was correct. Commissioner Peradotta stated the Council would listen to the recording and let the Knights know. Commissioner Stotlar asked how much they collect on that day. Mr. Brand replied around \$2,000 for the eight hours. He also stated this is an annual country-wide collection. Mayor Spencer stated the Council would get back with them after the audio recording had been reviewed by all Council members. Don Heisner thanked the City Council for granting the Pinckneyville Knights of Columbus the opportunity to collect on this date over the years.

ORDINANCE NO. O-2021-16, AUTHORIZING THE SALE OF A 2008 FORD CROWN VICTORIA AUTOMOBILE TO THE WORLD SHOOTING RECREATIONAL COMPLEX

Commissioner Hicks presented Ordinance No. O-2021-16, an ordinance authorizing the sale of a 2008 Ford Crown Victoria Automobile to the World Shooting Recreational Complex by the City of Pinckneyville, Perry County, Illinois. The police car is no longer in use. Commissioner Hicks made a motion to approve Ordinance No. O-2021-16. Commissioner Peradotta seconded the motion. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

RESOLUTION NO. R-2021-38 TO APPROVE AND AUTHORIZE AN ENGINEERING SERVICES AGREEMENT WITH HENRY, MEISENHEIMER & GENDE, INC., FOR STREET IMPROVEMENTS WITHIN THE CITY OF PINCKNEYVILLE

Commissioner Peradotta presented Resolution No. R-2021-38, a resolution placed on file at the August 9, 2021, regular council meeting, to approve and authorize an Engineering Services Agreement with Henry, Meisenheimer & Gende, Inc., for street improvements within the City of Pinckneyville. He stated this is the Diamondtown entrance at West Water Street and the entrance at Iowa Street. Commissioner Peradotta made a motion to approve Resolution No. R-2021-38. The motion was seconded by Commissioner Stotlar. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

RESOLUTION NO. R-2021-39 TO APPROVE \$45,000 IN MOTOR FUEL TAX FUNDS FOR IMPROVEMENTS OF SECTION 20-00034-00-PV

Commissioner Peradotta presented Resolution No. R-2021-39, a resolution placed on file at the August 9, 2021, regular council meeting, to approve \$45,000.00 in Motor Fuel Tax Funds for improvements of Section 20-00034-00-PV. Commissioner Peradotta made a motion to approve Resolution No. R-2021-39. The motion was seconded by Commissioner Hicks. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

RESOLUTION NO. R-2021-37 TO AUTHORIZE AND APPROVE A LICENSE AGREEMENT WITH ASHBY & SMITH, LLC

Mayor Spencer presented Resolution No. R-2021-37, a resolution placed on file at the August 9, 2021, regular council meeting, to authorize and approve a license agreement with Ashby & Smith, LLC. Commissioner Peradotta made a motion to approve Resolution No. R-2021-37. The motion was seconded by Commissioner Hicks. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

ORDINANCE NO. O-2021-14 AUTHORIZING THE APPROVAL OF AN APPLICATION FROM PANTHER GYM AND FITNESS, INC., FOR FAÇADE IMPROVEMENT GRANT FUNDS OF THE CITY OF PINCKNEYVILLE, PERRY COUNTY, ILLINOIS

Mayor Spencer presented Ordinance No. O-2021-14, an ordinance authorizing the approval of an application from Panther Gym and Fitness, Inc., for Façade Improvement Grant Funds of the City of Pinckneyville, Perry County, Illinois, and committing Façade Improvement Grant Funds from the City of Pinckneyville, Perry County, Illinois. He stated this façade grant is for \$10,000.00. Economic Development Coordinator Carrie Gilliam introduced Luke Hicks and Neil Kellerman, who were present, and stated they have a sound business plan and the façade improvements would make the property look nicer. Commissioner Peradotta made a motion to approve Ordinance No. O-2021-14. The motion was seconded by Commissioner Stotlar. On roll call: Commissioners Cicardi, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. ABSTAINED: Commissioner Hicks. Motion declared carried.

APPROVAL TO HIRE SARAH RESTOFF AS PART-TIME DIRECTOR OF THE AFTER-SCHOOL PROGRAM AT THE COMMUNITY CENTER

Mayor Spencer requested approval to hire Sarah Restoff as a part-time director of the afterschool program at the Community Center. Mayor Spencer asked Rhonda Shubert to address the Council regarding this request. Mrs. Shubert first presented a \$500.00 donation check to the City of Pinckneyville from the First National Bank Denim Dollars for the After-School Program at the Community Center. She stated she has 45 kids signed up for the program and has room for only 5 more. All have agreed to \$10.00 per week. She stated the Miss Restoff is a high school student at PCHS and was recommended by the school and will be available every day after school for the program, along with other volunteers consisting of retired teachers and PCHS Beta Club members. Commissioner Peradotta made a motion to hire Sarah Restoff as Part-Time Director of the After-School Program at the Community Center. Commissioner Stotlar seconded the motion. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

PUBLIC COMMENTS

None

ADJOURNMENT TO EXECUTIVE SESSION

Motion by Commissioner Peradotta, seconded by Commissioner Cicardi to move the meeting to Executive Session at 6:39 p.m. for the discussion of: Section 2 (c) (2) Collective negotiating matters or deliberations concerning salary schedules and Session 2 (c) (1) for the discussion of Appointment, employment, compensation, discipline, performance, or dismissal of an employee. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar, and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

RETURN TO REGULAR MEETING

Motion by Commissioner Peradotta, seconded by Commissioner Stotlar to return to the regular meeting at 7:18 p.m. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.

ADJOURNMENT

Motion by Commissioner Hicks, seconded by Commissioner Stotlar to adjourn the meeting at 7:19 p.m. On roll call: Commissioners Cicardi, Hicks, Peradotta, Stotlar and Mayor Spencer voted YEA. NAYS: None. Motion declared carried.