



SILVIS CITY COUNCIL

September 5th, 2023

Topic: City Council Regular Meeting & Committee of the Whole

Time: September 5th, 2023, 06:30 PM Central Time

Join Zoom Meeting

<https://us06web.zoom.us/j/83005814730?pwd=U1RaZUsrMIJKT3BBS0V4NUtvcFRZQT09>

Meeting ID: 830 0581 4730

Passcode: 897062

- 1) **Pledge of Allegiance**
- 2) **Roll Call**
- 3) **Proclamation: National Hispanic Heritage Month**
- 4) **Guest Speaker:**
- 5) **Public Comment**
- 6) **Establish the consent agenda to include the following: (Read, then vote)**

ESTABLISH A CONSENT AGENDA BY OMNIBUS VOTE:

(All items under the Consent Agenda are considered to be routine in nature and will be enacted by a single motion and subsequent roll call vote. There will be no separate discussion of these items unless an Alderman so requests; in which event the item will be removed from the Consent Agenda and considered as the first item after approval of the Consent Agenda)

- A) Approve payroll for 24 August 2023 in the amount of \$117,322.34
- B) Approve minutes from 15 August 2023 Regular & Committee of the Whole
- C) Approve all bills bearing proper signatures
- D) **Resolution: NONE**

- 7) **Vote to establish consent agenda as read**
- 8) **Vote to approve items on the consent agenda**
- 9) **Discussion and potential action on any items removed from the Consent Agenda**
- 10) **Discussion and possible action on:**

A) Ordinance

Item 1) Ordinance 2023-26 updating Chapter 38 Fire Department Personnel

Motion to approve updating Chapter 38 Fire Department Personnel Ordinance.

Item 2) Updating Article II, Division 1, Section 102-46 -Adult-use cannabis.

Motion to approve updating Article II, Division 1, Section 102-46 -Adult-use cannabis.

B) Economic Development

Item 1) Removal of 1105 1st Ave. from TIF district

Motion to approve the removal of 1105 1st Ave from TIF district

C) Finance

Item 1) City Clerk yearly Academy Training

Motion to approve the City Clerk to attend yearly Academy Training NTE \$2,000

D) Parks, Building and Grounds

Item 1) Special Event Application

Motion to approve Special Event application for Silvis Main Street Fall Festival

E) Executive Session - Collective Bargaining under 2(c)(2) of the Open Meetings Act.

10) City Attorney Report:

11) City Administrator's Report:

12) City Engineer's Report:

13) City Treasurer's Report:

14) City Clerk's Report:

15) Mayor's Report:

16) Call for adjournment from Regular Meeting

COMMITTEE OF THE WHOLE

5 September 2023

17) Call Committee of the Whole to Order & Roll Call

18) Comments from the Audience

19) Agenda items for discussion:

E) Ordinance

Item 1) Moving Committee of the Whole before Council Meetings

Discuss moving the Committee of the Whole before the Council Meetings

Motion to place moving Committee of the Whole before Council Meetings on the 19 September 2023 agenda for approval.

D) Parks, Building and Grounds

Item 1) Fence @ Schadt Park Basketball Court

Discuss installing a fence @ Schadt Park Basketball Court

Motion to place installing a Fence @ Schadt Park Basketball Court on the 19 September 2023 agenda for approval.

20) City Staff Reports

A) *Fire Department*

B) *Inspections Department*

C) *Police Department*

D) *Public Works & Parks*

21) Comments from the Alderpersons

22) Adjournment

*** How to convene a Closed Session:**

Specific steps must be taken so that convening a Closed Meeting is legally accomplished as outlined in 5ILCS 120/2(a) sets down two conditions for holding a Closed Meeting. The first step is substantive: the meeting must fall into one of the exceptions listed in Section 2(c). These exceptions must be “strictly construed against Closed Meetings” 5 ILCS 120/1 (2). The second step is procedural: the public body must close the meetings “in accordance with Section 2(a)” 5 ILCS 120/2 (a) requires the public body to a roll call vote on whether to close the meeting to the public (the meeting need not be closed, even if it falls into one of the exceptions in Section 2(c). 5 ILCS 120/2(a).

Following is a list of exceptions:

- 1) 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 or legal counsel for the public body to determine its validity; However a meeting to consider an increase in compensation to a specific employee of a public body that is subject to the Local Government Wage Increase Transparency Act may not be closed and shall be open to the public and posted and held in accordance with this act.
- 2) collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees;
- 3) the selection of a person to fill a public office, including a vacancy in a public office, when the public body is given power to appoint under law or ordinance; or the discipline, performance or removal of the occupant of the public office, when the public body is given the power to remove the occupant under law or ordinance.
- 4) consider evidence or testimony presented in open hearing, or in closed hearing where specifically authorized by law, to a quasi-adjudicative body (which means an administrative body charged by law or ordinance with the responsibility to conduct hearings, receive evidence or testimony and make determinations based thereon, but does not include local electoral boards when such bodies are considering petition challenges), provided that the body prepares and makes available for public inspection a written decision setting forth its determinative reasoning;
- 5) purchase or lease of real property for the use of the public body is being considered, including meetings held for the purpose of discussing whether a particular parcel should be acquired;
- 6) the setting of the price for sale or lease of real estate owned by the public body is being considered;
- 7) consider the sale or purchase of securities, investments or investment contracts;
- 8) consider security procedures and the use of personnel and equipment to respond to an actual, a threatened, or a reasonably potential danger to the safety of employees, students, staff, the public or public property;
- 9) Student disciplinary cases
- 10) The placement of individual students in special education programs and other matters relating to individual students.
- 11) litigations “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 for the finding shall be recorded and entered into the minutes of the closed meeting”;
- 12) reserves or settle claims as provided in the Local Governmental and Governmental Employees Tort Immunity Act, if otherwise the disposition of a claim or potential claim might be prejudiced, or to review or discuss claims, loss or risk management information, records, data, advice, or communications from or with respect to any insurer of the local public entity or any intergovernmental risk management association or self-insurance pool of which the local government is a member;
- 13) The conciliation of complaints of discrimination in the sale or rental of housing, when closed meetings are authorized by law or ordinance prescribing fair housing practices and creating a commission or administrative agency for their enforcement;
- 14) consider informant sources, the hiring or assignment of undercover personnel or equipment, or ongoing, prior or future criminal investigations, when discussed by a public body with criminal investigatory responsibilities;
- 15) consider professional ethics or performance when considered by an advisory body appointed to advise a licensing or regulatory agency on matters germane to the advisory body’s field of competence;
- 16) self-evaluation, practices and procedures or professional ethics, when meeting with a representative of a statewide association of which the public body is a member
- 21) discussion of minutes of meetings lawfully closed under the Act either for purposes of approval by the body of the minutes or semi-annual review of the minutes as required by the Act;
- 23) discuss the operation by a municipality of a municipal utility or the operation of a municipal power agency or a municipal natural gas agency when the discussion involves (i) contracts relating to the purchase, sale or deliver of electricity or natural gas or (ii) the results or conclusions of load forecast studies