

At the regular meeting held in the Council Chambers by the City Council, October 4, 2021, the following proceedings were held and entered in this record in the following words and figures to wit:

City Clerk

Mayor

The Mayor called the meeting to order at 7:00 P.M.

The Invocation was given by Reverend Bill Kerns. Mayor Barry led the Council and the assembled group in the Pledge of Allegiance.

Roll Call - Aldermen Brown, Bryant, Budd, Dorchinecz, Driskell, Olive, Skultety, and Wilson were present.

VOLUNTEER OF THE MONTH

Mayor Barry presented the Volunteers of the Month award to Reverend and Mrs. Kerns for their community leadership with both the Tree Board and Missions for Taylorville and the Tornado relief.

APPROVAL OF MINUTES

Motion by Alderman Bryant and seconded by Alderman Driskell to utilize the Omnibus Vote Designation for various meetings. Roll Call – Aldermen Brown, Bryant, Budd, Dorchinecz, Driskell, Olive, Skultety, and Wilson voted YEA. The Mayor announced the motion carried.

Motion by Alderman Bryant and seconded by Alderman Brown to approve the Regular City Council Meeting held September 20, 2021; the Public Facilities Committee Meeting held September 22, 2021; the Street and Sewer Committee Meeting held September 22, 2021; and the Special City Council Meeting held September 27, 2021. OMNIBUS VOTE

ORDINANCE NO.4069 -- AN ORDINANCE AUTHORIZING FARM LEASE FOR LAKE AREA FARM PROPERTY

Motion by Alderman Budd and seconded by Alderman Skultety to approve Ordinance No. 4069 – An Ordinance Authorizing Farm Lease for Lake Area Farm Property. This is a five-year lease for farm ground between the City and Ed Miller. Roll Call – Aldermen Brown, Bryant, Budd, Dorchinecz, Driskell, Olive, Skultety, Wilson, and Mayor Barry voted YEA. The Mayor announced the motion carried.

ORDINANCE NO. 4070 – AN ORDINANCE AMENDING SUBPARAGRAPH G.1. OF SECTION 7-1-4 OF THE TAYLORVILLE CITY CODE (RE: INCREASING FEES FOR OVERNIGHT CAMPSITE LEASES)

Motion by Alderman Budd and seconded by Alderman Bryant to approve Ordinance No. 4070 – An Ordinance Amending Subparagraph G.1. of Section 7-1-4 of the Taylorville City Code (re: increasing fees for overnight campsite leases). Roll Call – Aldermen Brown, Bryant, Budd, Dorchinecz, Driskell, Olive, Skultety, Wilson, and Mayor Barry voted YEA. The Mayor announced the motion carried.

PURCHASE CHRISTMAS BANNERS

Motion by Alderman Bryant and seconded by Alderman Wilson to approve the purchase of Christmas banners for use for Downtowntaylorville.org at a cost not to exceed \$5,000.00 to be paid from the BDD Fund. An itemized purchase proposal was presented and the motion was amended by Alderman Bryant and seconded by Alderman Wilson at a cost not to exceed \$5,204.00. Roll Call - Aldermen Brown, Bryant, Budd, Dorchinecz, Driskell, Olive, Skultety, and Wilson voted YEA. The Mayor announced the motion carried.

COMMITTEE REPORTS

PUBLIC FACILITIES

WAREHAM'S SECURITY CAMERA

Motion by Alderman Olive and seconded by Alderman Driskell to remove the camera that is currently installed in the Human Resource Office and return it to Wareham's Security and discuss purchasing a camera for the hallway that will connect to the DVR in the Police Department. The motion carried (8-0).

MUNICIPAL BUILDING ROOF PROJECT – GRAHAM & HYDE

Motion by Alderman Olive and seconded by Alderman Budd to allow Graham & Hyde to prepare the proper documents to bid out the Municipal Building Roof Project with the following timeline: start advertising on October 28, 2021; have a pre-bid meeting November 9, 2021; bid opening November 16, 2021; Council approval in mid-December and begin the project in Summer with completion in November 2022. Roll Call – Aldermen Brown, Bryant, Budd, Dorchinecz, Driskell, Olive, Skultety, and Wilson voted YEA. The Mayor announced the motion carried.

STREET AND SEWER
FALL DUMPSTER DAY

Motion by Alderman Wilson and seconded by Alderman Olive to approve Fall Dumpster Day on October 23, 2021 from 7:00 A.M. – 3:00 P.M. or until dumpsters are full. Roll Call – Aldermen Brown, Bryant, Budd, Dorchinecz, Driskell, Olive, Skultety, and Wilson voted Yea. The Mayor announced the motion carried.

PAYMENT OF BILLS

Motion by Alderman Budd and seconded by Alderman Dorchinecz to authorize payment of bills. Roll Call – Aldermen Brown, Bryant, Budd, Dorchinecz, Driskell, Olive, Skultety, and Wilson voted YEA. The Mayor announced the motion carried.

BUSINESS FROM THE PUBLIC

The Mayor asked if anyone wished to address the Council. Alderman Driskell stated that Superintendent Mann had previously been granted permission by City Council vote to move the Street and Sewer offices to the Gagne Building. Alderman Olive stated that the building would need to be remodeled to create offices and there was no allocation in the budget for this to take place. Alderman Bryant questioned whether the move could take place if the building is ok as is with no remodeling. Alderman Olive stated that there is no way to lock anything up in the building and an air conditioning unit is down at this time. No resolution was reached during discussion.

Alderman Bryant presented information regarding a vendor she met at the IML Conference who designs and implements a mobile app to promote municipalities. The app could be used in addition to the website to push out City information, reminders, updates, etc. Council members were encouraged to look at the City of Fairhope Alabama as an example. She requested this to be placed on the Finance Agenda for discussion and demonstration.

Wesley Kibodeaux stated that the Facebook page for the Taylorville Police Department, by the current rules and regulations, has infringed upon his Freedom of Speech rights. Mayor Barry suggested he attend the Emergency Services Committee Meeting on Thursday, October 7, 2021.

CLOSED SESSION

Motion by Alderman Budd and seconded by Alderman Skultety to go into closed session, pursuant to 5 ILCS 120/2 (c)(11) to discuss the following pending litigation and mediation matters:

(A) the pending criminal litigation (*i.e.* “*People of the State of Illinois, Plaintiff v. Robin Sheets, Defendant*”, Cause No. 2021-CF-198, Circuit Court 4th Judicial Circuit, Taylorville, Illinois”; and

(B) probable civil litigation concerning Robin Sheets regarding allegations of theft of City funds; and probable civil litigation against Sandy Paine regarding her failure to pay as agreed for certain playground equipment ordered and installed on City Lake property; and

(C) global Settlement Agreement and Release in Full concerning “Jacque Nation, Complainant v. City of Taylorville, Respondent”, IDHR Charge Number 2021SF1670 and EEOC No. 21BA10804; and “Jacque Nation, Complainant v. Bruce Barry, c/o City of Taylorville, Respondent”, IDHR Charge Number 2021SNI671; and

(D) the following pending civil litigation matters instituted by Jamal Shehadeh:

- (1) “*Jamal Shehadeh, Plaintiff v. City of Taylorville, Defendant*”, Cause No. 2021-MR-47, Circuit Court 4th Judicial Circuit, Taylorville, Illinois; and
- (2) the *Interlocutory Appeal* filed by Jamal Shehadeh with the 5th District Appellate Court entitled “*Jamal Shehadeh, Plaintiff-Appellant vs. City of Taylorville, Defendant-Appellee*”, General No. 5-21-0105 concerning 2021-MR-47; and
- (3) the *Interlocutory Appeal* filed by Jamal Shehadeh with the 5th District Appellate Court entitled “*Jamal Shehadeh, Plaintiff-Appellant vs. City of Taylorville, Defendant-Appellee*”, General No. 5-21-0128 concerning 2021-MR-47; and
- (4) “*Jamal Shehadeh, Plaintiff v. Chief Dwayne Wheeler, Defendant*”, Cause No. 2021-MR-104, Circuit Court 4th Judicial Circuit, Taylorville, Illinois; and
- (5) “*Jamal Shehadeh, Plaintiff v. Office of Chief of Police of the City of Taylorville, Defendant*”, Cause No. 2021-MR-124, Circuit Court 4th Judicial Circuit, Taylorville, Illinois; and
- (6) “*Jamal Shehadeh, Plaintiff v. Office of Mayor of the City of Taylorville, Defendant*”, Cause No. 2021-MR-137, Circuit Court 4th Judicial Circuit, Taylorville, Illinois; and
- (7) “*Jamal Shehadeh, Plaintiff v. Taylorville Police Department, Defendant*”, Cause No. 2021-MR-140, Circuit Court 4th Judicial Circuit, Taylorville, Illinois; and
- (8) “*Jamal Shehadeh, Plaintiff v. Office of Chief of Police of the City of Taylorville et. al.*”, Defendants”, Cause No. 2021-CH-11, Circuit Court 4th Judicial Circuit, Taylorville, Illinois; and

(9) "*Jamal Shehadeh, Plaintiff v. Dwayne Wheeler*", Defendants", Cause No. 2021-L-21, Circuit Court 4th Judicial Circuit, Taylorville, Illinois; and

(10) "*Jamal Shehadeh, Plaintiff v. City of Taylorville*", Defendants", Cause No. 2021-MR-149, Circuit Court 4th Judicial Circuit, Taylorville, Illinois; and

to discuss the aforesaid pending and probable litigation include any and all subject matters relating to any one or more of the aforesaid matters including, but not limited to, subject matters relating to investigation, attorney-client reports and communications, consultant reports, insurance company investigation and reports, discovery, settlement negotiations, settlement offers, Illinois Freedom of Information Act requests, status of cases, offers, issues, attorney opinions and recommendations, pre-trial and trial strategies, and to include the following persons to be present during all or part of such closed session, namely: the Mayor, Aldermen, City Clerk, City Treasurer, City Attorney, Police Chief, Lake Superintendent, and such other person or persons as the Mayor may decide during this City Council meeting and/or during such closed session.

The City Council recessed at 7:24 P.M. and went into Closed Session at 7:27 P.M. The City Council returned to Open Session at 8:21 P.M.

Roll Call – Aldermen Brown, Bryant, Budd, Dorchinecz, Driskell, Olive, Skultety, and Wilson reported present.

Motion by Alderman Budd and seconded by Alderman Skultety to settle the \$10,290.00 disputed claim concerning the purchase and installation of certain playground equipment on Lake Taylorville property for the sum of \$5,145.00 provided a full Release of All Claims is executed by Molanda Company in exchange for said payment and the City becomes the sole owner of said playground equipment; and to terminate all existing lake lot leases of Sandy Paine and/or of her daughter, Katie Paine, and to prohibit both of them or their immediate family members from ever leaseing any City lake lots or campsites in the future. Roll Call – Aldermen Brown, Bryant, Budd, Olive, Skultety, and Wilson voted YEA. Aldermen Dorchinecz and Driskell voted NAY. The Mayor announced the motion carried.

Motion by Alderman Skultety and seconded by Alderman Olive to approve the execution by the Mayor, on behalf of the City, of the Settlement Agreement and Release in Full as discussed in closed session concerning the pending Complaints filed by Jacque Nation in IDHR Charge Number 2021SF1670 and EEOC No. 21BA10804 and in IDHR Charge Number 2021SN1671. Roll Call – Aldermen Brown, Bryant, Budd, Dorchinecz, Driskell, Olive, Skultety, and Wilson voted YEA. The Mayor announced the motion carried.

Motion by Alderman Olive and seconded by Alderman Driskell to adjourn the meeting. Motion carried (8-0).

The meeting adjourned at 8:24 P.M.