

**Minutes of the Regular Meeting of the
Wilmington City Council
Wilmington City Hall
1165 South Water Street
January 17, 2023**

Call to Order

The Regular Meeting of the Wilmington City Council on January 17, 2023, was called to order at 7:00 p.m. by Mayor Ben Dietz in the Council Chamber of the Wilmington City Hall.

Roll Call

Upon Roll Call by the Clerk the following members of the corporate authorities answered "Here" or "Present":

Aldermen Present Kirwin, Knight, Jeffries, Vice, Allred, Mietzner, Smith

Alderman Absent Holmes

Quorum

There being a sufficient number of members of the corporate authorities in attendance to constitute a quorum, the meeting was declared in order

Other Officials in Attendance

Also, in attendance were City Administrator Jeannine Smith, Finance Director Nancy Gross, Chief of Police Adam Zink, Public Works Director James Gretencord, City Attorney Bryan Wellner, and Deputy City Clerk Joie Ziller

Approval of the Previous Regular City Council Meeting

Alderman Mietzner made a motion and Alderman Knight seconded to approve the January 3, 2023 meeting minutes with the necessary changes and have them placed on file

Upon roll call, the vote was:

AYES: 6 Kirwin, Jeffries, Vice, Mietzner, Smith, Knight
NAYS: 0
PASS: 1 Allred
ABSENT: 1 Holmes

The motion carried.

Public Hearing

Alderman Kirwin made a motion and Alderman Mietzner seconded to open the public hearing at 7:02 PM to Receive And Consider Testimony And Public Comment On The Petition Of Adar Ridgeport Industrial Partners, LLC, Adar RPLL, LLC, And The City Of Wilmington, Illinois To Amend The Amended And Restated Annexation Agreement By And Among Adar Ridgeport Industrial Partners, LLC, Adar RPLL, LLC, Ridgeport Logistics Center Property Owners Association And The City Of Wilmington, Illinois (Ridgeport Logistics Center), As Amended, With Respect To An Extension Of Time For The Installation Of Certain Potable Water And Sanitary Sewer Lines In The Vicinity Of The Property Subject To The Proposed Amended Annexation Agreement

Upon roll call, the vote was:

AYES: 7 Kirwin, Jeffries, Vice, Mietzner, Allred Smith, Knight
NAYS: 0

ABSENT: 1 Holmes
The motion carried.

Attorney Benjamin Schuster representing Elion provided an over of the project and stated that Elion is ready to fulfill their obligation to the City; however, the City is required to obtain the easements needed for the utility project and this cannot be finalized until IDOT has finalized their plans for road construction; therefore an amendment to extend the agreement an additional three years is needed.

No additional public comments were made.

Alderman Kirwin made a motion and Alderman Knight seconded to close the public hearing at 7:10 PM

Upon roll call, the vote was:

AYES: 7 Kirwin, Jeffries, Vice, Mietzner, Allred Smith, Knight

NAYS: 0

ABSENT: 1 Holmes

The motion carried.

Public Hearing

Alderman Kirwin made a motion and Alderman Mietzner seconded to open the public hearing at 7:11 PM to Receive And Consider Testimony And Public Comment On The Petition Of Robert Rink, Martha Rink, Robert F. Rink, Jacquelyn K. Rink, And Rink Agricultural And Investment Partnership, LP For An Amendment To That Certain Annexation Agreement Dated February 16, 2010, By And Between The City Of Wilmington, Illinois And Robert Rink, Martha Rink, Robert F. Rink, Jacquelyn K. Rink And Rink Agricultural And Investments, LP ("Proposed Amended Annexation Agreement"), With Respect To An Extension Of Time For The Installation And Connection Of Certain Potable Water And Sanitary Sewer Lines To The Property Subject To The Proposed Amended Annexation Agreement And With Respect To An Extension Of Time For A Property Tax Abatement Relative To The Property Subject To The Proposed Amended Annexation Agreement

Upon roll call, the vote was:

AYES: 7 Kirwin, Jeffries, Vice, Mietzner, Allred Smith, Knight

NAYS: 0

ABSENT: 1 Holmes

The motion carried.

No public comments were made.

Alderman Kirwin made a motion and Alderman Knight seconded to close the public hearing at 7:13 PM

Upon roll call, the vote was:

AYES: 7 Kirwin, Jeffries, Vice, Mietzner, Allred Smith, Knight

NAYS: 0

ABSENT: 1 Holmes

The motion carried.

Public Hearing

Alderman Kirwin made a motion and Alderman Knight seconded to open the public hearing at 7:14 PM to Receive And Consider Testimony And Public Comment On The Petition Of Tameling Management and Investments Series, LLC For an Amendment to That Certain Annexation Agreement Dated February 16, 2010, By and Between the City of Wilmington, Illinois and Tameling Management and Investments Series, LLC (“Proposed Amended Annexation Agreement”), With Respect to An Extension of Time for The Installation and Connection of Certain Potable Water and Sanitary Sewer Lines to The Property Subject to The Proposed Amended Annexation Agreement

Upon roll call, the vote was:

AYES: 7 Kirwin, Jeffries, Vice, Mietzner, Allred Smith, Knight

NAYS: 0

ABSENT: 1 Holmes

The motion carried.

No public comments were made.

Alderman Kirwin made a motion and Alderman Knight seconded to close the public hearing at 7:15 PM

Upon roll call, the vote was:

AYES: 7 Kirwin, Jeffries, Vice, Mietzner, Allred Smith, Knight

NAYS: 0

ABSENT: 1 Holmes

The motion carried.

Mayor’s Report

Alderman Knight made a motion and Alderman Allred seconded to Approve Resolution No. 2023-01, A Resolution Endorsing the Metropolitan Mayors Caucus’ Greenest Region Compact

Upon roll call, the vote was:

AYES: 7 Kirwin, Jeffries, Vice, Mietzner, Allred Smith, Knight

NAYS: 0

ABSENT: 1 Holmes

The motion carried.

Public Comment

No public comments were made.

Planning & Zoning Commission

The next meeting is scheduled for January 12, 2023.

Committee of the Whole Reports

A. Police & ESDA

Co-Chairs – Jonathan Mietzner and Leslie Allred

Nothing at this time

B. Ordinance & License

Co-Chairs – Kevin Kirwin and Ryan Knight

Nothing at this time

C. Buildings, Grounds, Parks, Health & Safety

Co-Chairs – Ryan Jeffries and Thomas Smith

Nothing at this time

D. Water, Sewer, Streets & Alleys

Co-Chairs – Todd Holmes and Dennis Vice

Alderman Vice made a motion and Alderman Mietzner seconded to approve Final Engineer’s Payment Estimate #13, as recommended by ESI, Payable to Austin Tyler Construction in the of \$117,916.26 for the South Arsenal Road and IL Rte 53 Project (08-00042-00-WR)

Upon roll call, the vote was:

AYES: 7 Kirwin, Knight, Smith, Vice, Allred, Mietzner, Jeffries

NAYS: 0

ABSENT: 1 Holmes

The motion carried.

Alderman Vice made a motion and Alderman Kirwin seconded to Approve & Authorize the City Administrator to Execute the Final Report of Expenditures in the Award of \$2,440,728.87 for the South Arsenal Road and IL Rte 53 Project (08-00042-00-WR)

Upon roll call, the vote was:

AYES: 7 Kirwin, Knight, Smith, Vice, Allred, Mietzner, Jeffries

NAYS: 0

ABSENT: 1 Holmes

The motion carried.

Director Gretencord informed the Council that the truck order with Community GMC was canceled due to GMC Corporate no longer making the vehicle. Arnie Bauer was the next lowest quote therefore the truck will be ordered from there.

E. Personnel & Collective Bargaining

Co-Chairs – Jonathan Mietzner and Todd Holmes

Nothing at this time

F. Finance, Administration & Land Acquisition Committee

Co-Chairs – Kevin Kirwin and Ryan Jeffries

Alderman Jeffries made a motion and Alderman Knight seconded to Approve the Accounts Payable Reports in the amount of \$1,086,919.76

Upon roll call, the vote was:

AYES: 7 Kirwin, Knight, Smith, Vice, Allred, Mietzner, Jeffries

NAYS: 0

ABSENT: 1 Holmes
The motion carried.

Alderman Jeffries made a motion and Alderman Mietzner seconded to Approve Resolution 2023-02, A Resolution Approving the First Data Omaha Account User Information Change for the City of Wilmington

Upon roll call, the vote was:
AYES: 6 Kirwin, Smith, Vice, Allred, Mietzner, Jeffries
NAYS: 0
PASS: 1 Knight
ABSENT: 1 Holmes
The motion carried.

Alderman Jeffries made a motion and Alderman Knight seconded to Approve the National Business Furniture Quote in an amount not exceeding \$26,034.99

Upon roll call, the vote was:
AYES: 7 Kirwin, Knight, Smith, Vice, Allred, Mietzner, Jeffries
NAYS: 0
ABSENT: 1 Holmes
The motion carried.

Alderman Jeffries made a motion and Alderman Vice seconded to Approve the West Flooring Company, Inc. Quote in an amount not exceeding \$16,400

Upon roll call, the vote was:
AYES: 7 Kirwin, Knight, Smith, Vice, Allred, Mietzner, Jeffries
NAYS: 0
ABSENT: 1 Holmes
The motion carried.

Alderman Jeffries made a motion and Alderman Vice seconded to Approve and Authorize the Execution of a Contract with Hairbanger's Ball in an amount not exceeding \$4,500

Upon roll call, the vote was:
AYES: 7 Kirwin, Knight, Smith, Vice, Allred, Mietzner, Jeffries
NAYS: 0
ABSENT: 1 Holmes
The motion carried.

Alderman Kirwin made a motion and Alderman Smith seconded to Approve Ordinance 23-01-17-01, An Ordinance Authorizing the Execution of a Sixth Amendment to the Amended and Restated Annexation Agreement by and Among Adar Ridgeport Industrial Partners, LLC, Adar RPLL, LLC, Ridgeport Logistics Center Property Owners Association and the City of Wilmington, Illinois (Ridge Port Logistics Center)

Upon roll call, the vote was:
AYES: 7 Kirwin, Knight, Smith, Vice, Allred, Mietzner, Jeffries
NAYS: 0
ABSENT: 1 Holmes
The motion carried.

Alderman Kirwin made a motion and Alderman Jeffries seconded to Approve Ordinance 23-01-17-02, An Ordinance Authorizing the Execution of a Second Amendment to the Annexation Agreement Dated February 16, 2010, by and between the City, Robert Rink, Martha Rink, Robert F. Rink, Jacquelyn K. Rink and Rink Agricultural and Investment Partnership, LP

Upon roll call, the vote was:

AYES: 7 Kirwin, Knight, Smith, Vice, Allred, Mietzner, Jeffries
NAYS: 0
ABSENT: 1 Holmes

The motion carried.

Alderman Kirwin made a motion and Alderman Smith seconded to Approve Ordinance 23-01-17-03, An Ordinance Authorizing the Execution of a Sixth Amendment to the Amended and Restated Annexation Agreement by and among the City of Wilmington, Illinois and Tameling Management and Investments Series, LLC

Upon roll call, the vote was:

AYES: 7 Kirwin, Knight, Smith, Vice, Allred, Mietzner, Jeffries
NAYS: 0
ABSENT: 1 Holmes

The motion carried.

Attorney & Staff Reports

City Administrator Smith questioned if the Council would be interested in a Consent Agenda to save on repetitiveness. The Council was in favor therefore an example will be provided at the February Committee of the Whole meeting.

Executive Session

Alderman Allred made a motion and Alderman Kirwin seconded to go into Executive Session at 7:27 PM to discuss Probable or Imminent Litigation and Pending Litigation [ILCS 120/2(c)(11)]

Upon roll call, the vote was:

AYES: 7 Allred, Jeffries, Vice, Mietzner, Kirwin Smith, Knight
NAYS: 0
ABSENT: 1 Holmes

The motion carried.

Alderman Allred made a motion and Alderman Knight seconded to close Executive Session at 7:40 PM

Upon roll call, the vote was:

AYES: 7 Allred, Jeffries, Vice, Mietzner, Kirwin Smith, Knight
NAYS: 0
ABSENT: 1 Holmes

The motion carried.


Action Taken Following Executive Session

No action taken

Adjournment

The motion to adjourn the meeting was made by Alderman Knight and seconded by Alderman Mietzner. Upon the voice vote, the motion carried. The City of Wilmington City Council's regular meeting on January 17, 2023, adjourned at 7:41 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Joie Ziller". The signature is written in black ink and is positioned above a horizontal line.

Joie Ziller, Deputy City Clerk