

**18 April 2023 Minutes of the Regular and Committee of the Whole Meetings of the Silvis City Council held in Silvis City Hall, Council Chambers, 121 11<sup>th</sup> Street Silvis at 6:30 pm.**

**1) Pledge of Allegiance:**

Mayor Matt Carter called the 18 April 2023 Regular meeting of the Silvis City Council to order at 6:30 pm and led the Silvis City Council in the Pledge of Allegiance.

**2) Roll Call:**

Mayor Matt Carter asked City Clerk Amy Malmstrom to call Roll.

Members Present: Tony Trulson, Larry York, Ian Pavelonis, Kathy Hall, Rick Lohse, Bob Rockwell, David Smith, Joshua Dyer

**3) Proclamation: Motorcycle Awareness Month**

**4) Guest Speaker:**

**5) Public Comment:**

Steve Marinaccio & Bill Fox

**6) Consent Agenda:**

Mayor Matt Carter asked City Clerk Amy Malmstrom to read the Consent Agenda Dated Tuesday 18 April 2023. City Clerk Amy Malmstrom read the Consent Agenda Dated Tuesday 18 April 2023.

**Motion:**

Alderman Kathy Hall made a motion to establish the Consent Agenda dated 18 April 2023. Motion was seconded by Alderman Larry York.

**Vote:**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

**7) Vote to approve items on the consent agenda**

**Motion:**

Alderman Tony Trulson made a motion to establish the Consent Agenda dated 18 April 2023. Motion was seconded by Alderman Rick Lohse.

**Vote:**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

**8) Approve any items removed from the Consent Agenda**

**9) Agenda items for discussion and possible action:**

**A) Finance**

**Item 1) Funding for Silvis Main Street**

**Motion:**

Alderman Rick Lohse made a motion to approve funding for Silvis Main Street in the amount of \$6,500. Motion seconded by Alderman Larry York

**Vote:**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

**Item 2) FY 2024 Budget**

**Motion:**

Alderman Rick Lohse made a motion to approve the FY 2024 Budget. Motion seconded by Alderman Larry York.

**Vote:**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

**B) Public Works**

**Item 1) Utility bill for 1116 13<sup>th</sup> St.**

**Motion:**

Alderman Larry York made a motion to approve the forgiveness of the water portion of the utility bill for 1116 13<sup>th</sup> St. in the amount of \$277.26. Motion seconded by Alderman Rick Lohse.

**Vote:**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

**Item 2) Creative Point Invoices**

Alderman Larry York made a motion to approve all bills from Creative Point in the amount of \$2,133.60. Motion seconded by Alderman David Smith.

**Vote:**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

**C) Parks, Building & Grounds**

**Item 1) Estimate from A. Fry Construction**

**Motion:**

Alderman Joshua Dyer made a motion to approve an estimate from A. Fry Construction for new Countertops in the Inspections Office in the amount of \$5,400. Motion seconded by Alderman Tony Trulson.

**Vote:**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

**Item 2) Contract for Panic Buttons @ City Hall for ADT**

**Motion:**

Alderman Joshua Dyer made a motion to approve a contract for Panic buttons @ City Hall from ADT in the amount of \$32/month for 36 months. Motion seconded by Alderman Larry York.

**Vote:**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

**Item 3) Annual maintenance contract for the HVAC system at the Police Department**

***Motion:***

Alderman Joshua Dyer made a motion to approve the annual HVAC maintenance contract for the PD from Crawford Company in the amount of \$4,090.00. Motion seconded by Alderman Rick Lohse.

***Vote:***

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

**D) Ordinance**

**Item 1) QC Smoke-Free Ordinance 2023-09**

***Motion:***

Alderman Ian Pavelonis made a motion to suspend the rules to amend ordinance 2023-09 Chapter 58 of the City of Silvis Code of Ordinances to amend section 58-4 Smoking. Motion seconded by Alderwoman Kathy Hall.

***Vote:***

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

***Motion:***

Alderman Ian Pavelonis made a motion to approve amending ordinance 2023-09 Chapter 58 of the City of Silvis Code of Ordinances to amend section 58-4 Smoking. Motion seconded by Alderman Larry York.

***Vote:***

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

**Item 2) Garbage Service Charges 2023-10**

***Motion:***

Alderman Ian Pavelonis made a motion to suspend the rules to amend ordinance 2023-10 Chapter 74 of the City of Silvis Code of Ordinances to amend Article 2 section 74-43 Garbage Collection Fee. Motion seconded by Alderman Rick Lohse.

***Vote:***

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

## **Regular Meeting**

**18 April 2023**

### **Motion:**

Alderman Ian Pavelonis made a motion to approve amending ordinance 2023-10 Chapter 74 of the City of Silvis Code of Ordinances to amend Article 2 section 74-43 Garbage Collection Fee. Motion seconded by Alderman Larry York.

### **Vote:**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

### **Item 3) Pump Track Hours and Rules 2023-11**

#### **Motion:**

Alderman Ian Pavelonis made a motion to suspend the rules to include ordinance 2023-11 Chapter 62 of the City of Silvis Code of Ordinances to add a new Article 1 section 62-4 establishing City Pump Track regulations. Motion seconded by Alderman Rick Lohse.

#### **Vote:**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

#### **Motion:**

Alderman Ian Pavelonis made a motion to approve amending ordinance 2023-11 Chapter 62 of the City of Silvis Code of Ordinances to add a new Article 1 section 62-4 establishing City Pump Track regulations. Motion seconded by Alderman Larry York.

#### **Vote:**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

### **E) Personnel**

#### **Item 1) Establish a new hiring list for the Police Department**

##### **Motion:**

Alderman Bob Rockwell made a motion to approve establishing a new hiring list for the Police Department. Motion seconded by Alderman Joshua Dyer.

##### **Vote:**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

#### **Item 2) New Health Insurance Contract**

##### **Motion:**

Alderman Bob Rockwell made a motion to approve a new health insurance contract. Motion seconded by Alderwoman Kathy Hall.

##### **Vote:**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

## **Regular Meeting**

**18 April 2023**

Motion carried 8 ayes 0 nays

### **F) Discussion and Potential action on Settlement Agreement for Silvis v. Wright lawsuit.**

This item was removed from the agenda.

### **G) Zoning Board of Appeals**

#### **Motion:**

Alderman Tony Trulson made a motion to approve a variance of a 6 feet setback on the rear yard of 1406 15<sup>th</sup> Ave Ct. which will add 6 feet to the side yard of 1519 14<sup>th</sup> St. Motion seconded by Alderwoman Kathy Hall.

#### **Vote:**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

### **H) Discussion and Potential Action on Public Access Counselor – Open Meeting Act Request for Review 2023 PAC 75590- referred to line 16, Closed Session**

### **10) City Attorney Report: 2 items to discuss in the closed session today.**

#### **11) City Administrator's Report:**

Nevada Lemke said she submitted her resignation and her last day is April 28<sup>th</sup>. We received the ITEP grant award. With this award, we will have enough to cover the full cost of the project. We received 2 awards from American Public Works. We received the environmental project of the year the Moline to Silvis water connection. Management innovation project of the year for the lead service line material inventory collaboration with Western Illinois. Hometown hero banners have been reordered and will be in next week.

#### **12) City Engineer's Report: None**

#### **13) City Treasurer's Report: In Packet**

**14) City Clerk's Report:** The keyless entry is completely up and running and McGehee went very smoothly this weekend. Panic buttons will be installed soon. Maria Llaca will be having an event at Hero Street on May 26<sup>th</sup>. An ambassador from Mexico will be here to speak at Hero Street.

#### **15) Mayor's Report:**

Mayor Matt Carter said thank you to the City Administrator and good luck on your endeavors in the future.

Alderman York, I am going to miss you. I will miss working with you. Just because you are not an alderman anymore doesn't mean you are not still part of the family. Come down and visit and have lunch anytime. The girls will miss you too.

Alderwoman Kathy Hall, one word comes to mind when I think of you and that is persistence. There are a lot of starters in this world but not a lot of finishers. You are definitely a finisher. I have learned so much from you. Thank you.

Alderman Rockwell, is the man who speaks too much sometimes. (chuckles) I am going to miss your history lessons over the years.

Alderman Smith, I will miss you as well. You have strong compassion for humanity and what you have done for Silvis.

Kite Flying April 29<sup>th</sup>, 12:00 pm -1:30 pm

## **Regular Meeting**

**18 April 2023**

### **16) Closed Session:**

#### **Motion:**

Alderman Kathy Hall made a motion to go into Executive Session under 2(C)1 Appointment, Employment of individual legal counsel and 2(C)11 Pending Litigation. Motion seconded by Larry York.

#### **Vote:**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

Closed Regular Meeting at 6:58 pm

Reopened Regular Meeting at 8:25 pm

#### **Roll Call:**

Mayor Matt Carter asked City Clerk Amy Malmstrom to call Roll.

Members Present: Tony Trulson, Larry York, Ian Pavelonis, Kathy Hall, Rick Lohse, Bob Rockwell, David Smith, Joshua Dyer

No Action Taken in Closed Session

### **17) Call for adjournment of the Regular Meeting of the Silvis City Council.**

Mayor Matt Carter said if there was no more business to bring before the 18 April 2023 Regular Meeting of the Silvis City Council, he would entertain a motion to adjourn.

#### **Motion:**

Alderman Tony Trulson made a motion to adjourn from the 18 April 2023 Regular Meeting of the Silvis City Council. Motion was seconded by Alderman Rick Lohse.

#### **Vote:**

#### **Motion carried via voice vote:**

18 April 2023 Regular Meeting of the Silvis City Council adjourned at 8:26 pm

## **Committee of the Whole**

**18 April 2023**

### **18) Call Committee of the Whole to Order & Roll Call**

Mayor Matt Carter called the 05 April 2023 Silvis Council Committee of the Whole Meeting to order at 8:26 pm and asked City Clerk Amy Malmstrom to call the Roll.

#### **Roll Call**

Members Present: Tony Trulson, Larry York, Ian Pavelonis, Kathy Hall, Rick Lohse, Bob Rockwell, David Smith, Joshua Dyer

### **19) Comments from the Audience**

### **20) Agenda items for discussion:**

#### **A) Public Safety**

#### **Item 1) Discuss estimates for Fire Department Feasibility Study**

Alderman Tony Trulson discussed estimates for Fire Department Feasibility Study.

#### **Motion:**

Alderman Tony Trulson made a motion to place estimates for Fire Department Feasibility Study on the 02 May 2023 agenda for approval. Motion seconded by Alderman Kathy Hall.

#### **Vote:**

## **Committee of the Whole**

**18 April 2023**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

### **B) Ordinance**

#### **Item 1) Ordinance 2023-12 FY 2024 Silvis Commercial Façade and Building Repair Program**

Alderman Ian Pavelonis discussed ordinance 2023-12 FY 2024 Silvis Commercial Façade and Building Repair Program for Silvis Downtown tax increment financing district.

#### **Motion:**

Alderman Ian Pavelonis made a motion to place approving and adopting ordinance 2023-12 FY 2024 Silvis Commercial Façade and Building Repair Program for Silvis Downtown tax increment financing district on the 02 May 2023 agenda for approval. Motion seconded by Alderwoman Kathy Hall.

#### **Vote:**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

#### **Item 2) Ordinance 2023-13 FY 2024 Silvis Homebuyer's Incentive Program**

Alderman Ian Pavelonis discussed ordinance 2023-13 FY 2024 Silvis Homebuyer's Incentive Program for the Porter Farms subdivision.

#### **Motion:**

Alderman Ian Pavelonis made a motion to place approving and adopting ordinance 2023-13 FY 2024 Silvis Homebuyer's Incentive Program for the Porter Farms subdivision for Silvis Twin Oaks tax increment financing district on the 02 May 2023 agenda for approval. Motion seconded by Alderwoman Kathy Hall.

#### **Vote:**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

### **C) Personnel**

#### **Item 1) Establish a new hiring list for the Public Works Department**

Alderman Bob Rockwell discussed establishing a new hiring list for the Public Works Department.

#### **Motion:**

Alderman Bob Rockwell made a motion to place establish a new hiring list for the Public Works Department on the 02 May 2023 agenda for approval. Motion seconded by Alderwoman Kathy Hall.

#### **Vote:**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

**Item 2) Hiring 6 Seasonal Summer Employees**

Alderman Bob Rockwell discussed hiring 6 seasonal summer employees.

**Motion:**

Alderman Bob Rockwell made a motion to place hiring 6 seasonal summer employees on the 02 May 2023 agenda for approval. Motion seconded by Alderwoman Kathy Hall.

**Vote:**

Members Vote: Alderman Tony Trulson - Yes, Alderman Larry York - Yes, Alderman Ian Pavelonis - Yes, Alderwoman Kathy Hall - Yes, Alderman Rick Lohse - Yes, Alderman David Smith - Yes, Alderman Joshua Dyer - Yes, Alderman Bob Rockwell - Yes

Motion carried 8 ayes 0 nays

**21) City Staff Reports**

**A) Fire Department:**

Chief Winters said thank you to Larry, Kathy, Bob, and Dave. You will be missed. Thank you Nevada, I wish you well in the future.

**B) Inspections Department:** Dido what John said

**C) Police Department:**

Chief VanKlaveren said thank you to the Alderman. I have worked with some of you for 8 Years. You are going to be missed. Nevada good luck and you will do well in the future. The Police Department is at full staff.

**D) Public Works & Parks: None**

**22) Comments from the Alderpersons:**

Alderman Tony Trulson said he has nothing tonight

Alderman Larry York said he has nothing tonight

Alderman Ian Pavelonis said he has nothing

Alderwoman Kathy Hall said "She really enjoyed her time on the council. Nevada, you did a terrific job. Thank you, Matt, for assigning me some interesting stuff and I hope I can still be on the façade program"

Alderman David Smith said "Thank you, Nevada. I've talked to a lot of people and I have heard commits that you are the best City Administrator in the Quad Cities." "Today I gave my letter of resignation, I loved it and was honored to be part of the team. The last 6 months have taken a toll on me mentally, emotionally, and physically. It's too much now."

Alderman Joshua Dyer said "Thank you Nevada, you have been incredible. You will be sorely missed. I hate to see a travesty and miscarriage of justice. A city employee was driven out of her job because of the poor behavior of a city official."

Alderman Bob Rockwell said, "Thank you Nevada, you have helped me a bunch over the last couple of years."

Alderman Rick Lohse said "Larry, Kathy, Dave, and Bob it has been a pleasure working with you. Nevada good luck, I know you will do fine wherever you go. Stay in touch."

**22) Adjournment**

Mayor Matt Carter asked for a motion to adjourn from 18 April 2023 Committee of the Whole meeting of the Silvis City Council

**Motion:**

Alderman Tony Trulson made a motion to adjourn from the 18 April 2023 Silvis City Council Committee of the Whole meeting. Motion to second by Alderman Rick Lohse.

**Motion carried via voice vote:**



The 18 April 2023 Committee of the Whole meeting of the Silvis City Council adjourned at 8:37 pm

Submitted by,



Amy Malmstrom  
City Clerk