City of Pekin

CITY COUNCIL MEETING
TUESDAY, NOVEMBER 16, 2021
12:00 AM

1.	**Call to Order**	
2.	**Minutes Approval**	
	2.1.	City Council - Special Meeting - Feb 24, 2020 5:00 PM
	2.2.	City Council - Rescheduled/Changed - Nov 12, 2019 5:30 PM
	2.3.	City Council - Regular Meeting - Nov 25, 2019 5:30 PM
	2.4.	City Council - Regular Meeting - Feb 11, 2019 5:30 PM
	2.5.	City Council - Regular Meeting - Feb 24, 2020 5:30 PM
	2.6.	City Council - Regular Meeting - Feb 25, 2019 5:30 PM
	2.7.	City Council - Work Session - Feb 25, 2019 5:45 PM
	2.8.	City Council - Work Session - Mar 11, 2019 6:00 PM
	2.9.	City Council - Special Meeting - Mar 15, 2021 5:30 PM
	2.10.	City Council - Special Meeting - Mar 16, 2020 5:00 PM
	2.11.	City Council - Regular Meeting - Mar 22, 2021 5:30 PM
	2.12.	City Council - Regular Meeting - Mar 25, 2019 5:30 PM
	2.13.	City Council - Work Session - Mar 25, 2019 6:30 PM
	2.14.	City Council - Special Meeting - Mar 29, 2021 5:30 PM
	2.15.	City Council - Regular Meeting - Mar 8, 2021 5:30 PM

2.16.	City Council - Regular Meeting - Mar 9, 2020 5:30 PM
2.17.	City Council - Work Session - Mar 9, 2020 6:30 PM
2.18.	City Council - Regular Meeting - Apr 13, 2020 5:30 PM
2.19.	City Council - Special Meeting - Apr 20, 2020 5:30 PM
2.20.	City Council - Regular Meeting - Apr 26, 2021 5:30 PM
2.21.	City Council - Special Meeting - Apr 5, 2021 5:30 PM
2.22.	City Council - Special Meeting - Apr 6, 2020 5:30 PM
2.23.	City Council - Regular Meeting - Apr 8, 2019 5:30 PM
2.24.	City Council - Rescheduled/Changed - May 28, 2019 5:30 PM
2.25.	City Council - Regular Meeting - Jul 13, 2020 5:30 PM
2.26.	City Council - Special Meeting - Jul 1, 2021 12:00 PM
2.27.	City Council - Regular Meeting - Jun 28, 2021 5:30 PM
2.28.	City Council - Special Meeting - Jul 20, 2020 5:30 PM
2.29.	City Council - Regular Meeting - Jul 22, 2019 5:30 PM
2.30.	City Council - Work Session - Jul 29, 2019 5:30 PM
2.31.	City Council - Regular Meeting - Jul 8, 2019 5:30 PM
2.32.	City Council - Regular Meeting - Aug 12, 2019 5:30 PM
2.33.	City Council - Regular Meeting - Aug 23, 2021 5:30 PM

2.34.	City Council - Regular Meeting - Aug 26, 2019 5:30 PM
2.35.	City Council - Special Meeting - Sep 20, 2021 6:00 PM
2.36.	City Council - Regular Meeting - Sep 13, 2021 5:30 PM
2.37.	City Council - Regular Meeting - Sep 23, 2019 5:30 PM
2.38.	City Council - Regular Meeting - Sep 27, 2021 5:30 PM
2.39.	City Council - Special Meeting - Sep 8, 2021 5:30 PM
2.40.	City Council - Regular Meeting - Oct 28, 2019 5:30 PM
2.41.	City Council - Regular Meeting - Oct 14, 2019 5:30 PM
2.42.	City Council - Regular Meeting - Jan 28, 2019 5:30 PM
2.43.	City Council - Regular Meeting - Jan 14, 2019 5:30 PM

CITY OF Pekin ILLINOIS

PROCEEDINGS OF THE SPECIAL MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY FEBRUARY 24, 2020 AT 5:00 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Luft.

Council received notice and an agenda was properly posted of a special meeting on February 19, 2020 for the purpose of moving to closed session to discuss 5 ILCS 120/2 (c.) 11. Litigation.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	5:00 PM
Rick Hilst	Councilman	Present	5:00 PM
Karen Hohimer	Councilwoman	Present	5:00 PM
Dave Nutter	Councilman	Present	5:00 PM
Lloyd Orrick	Mayor Pro-Tem	Present	5:00 PM
John P Abel	Councilman	Present	5:00 PM
Mark Luft	Mayor	Present	5:00 PM

APPROVE AGENDA

Motion by Council Member Hilst, seconded by Council Member Orrick that the Agenda be approved as presented. On roll call vote all present voted Aye. Motion carried.

PUBLIC INPUT

No comments were received.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

There was no business heard to come before the Council in open session.

EXECUTIVE SESSION 5 ILCS 120/2 (C) (11.) LITIGATION

Mayor Luft noted additional items needed to be discussed and cited in the motion for closed session. Motion by Council Member Abel, seconded by Council Member Orrick that Council move to Executive Session at 5:10 p.m. to discuss 5 ILCS 120/2 (c.) 11. Litigation; 5. Purchase or Lease or Real Property for the use of the Public Body; and 6. Setting of a price for Sale or Lease of Property owned by the Public Body. On roll call vote, all present voted Aye. Motion carried.

ADJOURN

No further business to come before the Council motion was made by Council Member Garrison, seconded by Council Member Hohimer to adjourn. Motion carried viva voce. Mayor Luft adjourned the meeting in open session.

COUNCIL ADJOURNED AT 5:55 P.M.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE RESCHEDULED/CHANGED
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON TUESDAY NOVEMBER 12, 2019 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE

The pledge was led by Mayor Mark Luft.

City Clerk Sue McMillan confirmed that all Council Members were physically present and had logged in except Council Member Orrick who was absent.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	4:32 PM
Rick Hilst	Councilman	Present	4:38 PM
Karen Hohimer	Councilwoman	Present	5:14 PM
Dave Nutter	Councilman	Present	4:35 PM
Lloyd Orrick	Mayor Pro-Tem	Absent	4:36 PM
John P Abel	Councilman	Present	4:32 PM
Mark Luft	Mayor	Present	4:58 PM

APPROVE AGENDA

Mayor Luft asked that Robert W. Swegle Director Mid-Central Illinois Regional Council of Carpenters Joint Apprenticeship and Training Committee come forward to the podium. Mayor Luft read and presented the proclamation recognizing National Apprenticeship Week November 11-November 17, 2019. Mr. Swegle spoke with appreciation of the positive impact apprenticeships had on the Pekin workforce and economy as a whole.

3.1. Motion to: **Approve Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Abel, Luft
ABSENT:	Lloyd Orrick

MINUTES APPROVAL

4.1. **City Council - Regular Meeting - Oct 28, 2019 5:30 PM**

4.2. Motion to: **Approve Minutes**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Abel, Luft
ABSENT:	Lloyd Orrick

PUBLIC INPUT

No public comments were received.

CONSENT AGENDA

Mayor Luft read the 7 items presented to Council. The Consent Agenda was approved by Omnibus vote.

6.1. Appointments to Riverway Business Park Review Committee

6.2. Resolution No. 32-19/20 Mayor's Appointment of Keith Dunkelbarger to the Economic Development Advisory Committee

6.3. Resolution No. 36-19/20 Mayor's Appointments David Huskinson and Michael Thompson to the Zoning Board of Appeals

6.4. Tazewell County Animal Control Billing - October 2019

6.5. Police Department Monthly Stats - October 2019

6.6. National Apprenticeship Week November 11 thru November 17, 2019

6.7. Accounts Payable Bill Run through 10-28-19 and 11-8-19

6.8. Motion to: **Approve Consent Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Abel, Luft
ABSENT:	Lloyd Orrick

PRESENTATION BY SIKICH LLP

Chad Lucas, an auditor representing Sikich, addressed Council regarding the current audit. Mr. Lucas informed Council that management letters were issued giving recommendations for improvement and all issues for the next audit will have been resolved and addressed. Mr. Lucas continued to explain that the firm was close to completing the audit, but several journal entries effected allocation amongst funds, adjustments to prior balances, and those type of things were extremely time consuming. Council continued to question details regarding the finalization of each report, penalties associated with filing late and a completion date of this month.

NEW BUSINESS

8.1. Resolution No. 31-19/20 Tri-County Multi-Jurisdictional Natural Hazards Mitigation Plan

Council Members were advised that the City of Pekin, has been subject to natural hazards including severe thunderstorms, severe winter storms, floods, tornadoes, and drought among others that pose risks to public health and property. Under the Disaster Mitigation Act of 2000, the United States Federal Emergency Management Agency (FEMA) requires that local jurisdictions have in place a FEMA-approved Hazard Mitigation Plan as a condition of receipt of certain future Federal mitigation funding. The City participated in the Tri-County Multi-Jurisdictional Natural Hazards Mitigation Plan update in accordance with disaster regulations. Staff recommended approval of the updated Plan as the official Hazard Mitigation Plan of the City of Pekin, Illinois.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Abel, Luft
ABSENT:	Lloyd Orrick

8.2. 2019-2022 Farm Lease for the Pekin Municipal Airport

The lease presented to Council was to allow Mark Weyhrich to farm the available tillable land at the Pekin Municipal Airport. The airport currently had 121.7 tillable acres in which Mr. Weyhrich proposed to farm for next three (3) years at a rate of $140 per acre totaling $17,038. Council discussed the $5 per acre decrease from his present farm lease. Council was advised cash leases across the state for fair non-irrigated ground decreased from $140 per acre in 2017 to $115 per acre in 2018. Council Member Garrison spoke in favor of the expected rate as a very good deal for the City.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Abel, Luft
ABSENT:	Lloyd Orrick

8.3. Resolution No. 33-19/20 Determination of Estimated 2019 Property Tax Levy

City Manager Rothert described the provisions of the resolution was to declare the City's intent to establish a 2019 tax extension that did not exceed 105% of its 2018 tax extension. The Illinois Truth in Taxation Act required the governing body of a municipality to determine the amount of money estimated to be necessary to be raised by taxation. The Library was not in the equation to calculate the 105% numbers. The action needed to take place at least 20 days before the final adoption of the tax levy. If over 105% public hearing and published notice would be required.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Abel, Luft
ABSENT:	Lloyd Orrick

8.4. Resolution 34-19/20 Approving Right of First Refusal Agreement and Acceptance of Easements for Riverway Business Park

City Engineer Michael Guerra presented and recommended the approval of a resolution to accept a right of first refusal agreement, permanent, and temporary easements for the Riverway Business Park/ Koch Street Drainage Project. He advised the Council the donated easements from Excalibur Seasoning Company and Kriegsman Transfer Company were to allow the City to construct a new storm sewer to route storm water that currently drains into Koch Street over to the retention ponds for the Riverway Business Park. The right of first refusal for a parcel of Kriegsman Transfer Property that currently had a detention pond would allow the City the first priority to purchase this parcel to protect the use of the detention pond should Kriegsman Transfer Company seek to sell that parcel.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Rick Hilst, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Abel, Luft
ABSENT:	Lloyd Orrick

8.5. Ordinance No. 2853-19/20 Redevelopment Agreement with 353 Court, LLC for stabilization of historic building at 353 Court Street

City Manager, Mr. Mark Rothert, presented the agenda item to Council to adopt Ordinance No. 2853-19/20 to enter into a redevelopment agreement with 353 Court Pizza, LLC for use of Central Business District Tax Increment Financing for tenant improvements to property located at 353 Court Street. Mr. Rothert reviewed the request with Council that 353 Court LLC is interested in stabilizing the building to make the ground floor tenant-ready and provide the basic infrastructure needed to support future upper-story living. To facilitate this stabilization 353 Court, LLC is asking for $375,000 in funding assistance from the City of Pekin Central Business Tax Increment Financing (TIF) fund. Total estimated stabilization project costs are $742,000, which include demolition, building rehabilitation and renovation, and the installation of a sprinkler system throughout the building.

Mr. Rothert added that the City's investment in this project would stabilize a building constructed in 1910. Once stabilized, the building life would be extended for another 50 years and the ground floor would be ready for tenant improvements. It would also sprinkle the two upper floors, which have always been the primary hurdle for establishing non-owner occupied residential living in the downtown. Downtown residential living is one of the driving factors to attracting and maintaining a wide variety of retail businesses offerings.

Mr. Rothert explained that the agreement is structured as a forgivable loan at 3% interest with a 60-month (5-year) term. One fifth of the loan will be forgiven annually on December 31st each year following approval of the loan. If 50% of the ground floor of the building is vacant for more than 364 consecutive days at any time during the term of the agreement, the loan balance plus any accrued interest is immediately due on the 365th day of such vacancy. A Promissory Note, which defines the loan amount, interest rate and conditions of default, will be secured by a mortgage on the property. The developer shall not sell or otherwise convey the property, other than by lease, during the term of the loan.

Mr. Michael Thompson representing 353 Court Street, LLC, presented a slideshow presentation on the history with before and after pictures of projects in Pekin, which have included Maquet's Rail House, Aerial athletics and GroUp Gardening. Mr. Thompson explained that his company passes on 8 to 10 businesses per year due to lack of adequate space.

Mr. Travis Guthman, owner of 353 Court Pizza, LLC gave a brief background on the road that led him to opening a restaurant in Lacon, Illinois followed by a terrible car accident. The proposed new manager of the Pekin restaurant, Amanda, also spoke and gave Council a brief history of the investment she has with Pizza Peel.

Mr. Thompson added that the packet included all the costs for stabilization to prepare the building for tenants, roof, tuck-pointing and constructions systems.

Councilmember Hilst discussed in detail the key elements about the stabilization project that included a lack of itemization and business plan.

Councilmember Nutter showed concern that the real estate tax base was not indicated in the contract nor were there EAV benchmarks in calculating repayment. A lengthy discussion followed.

Mayor Luft reminded Council that detailed concerns and questions regarding an agenda item should be dealt with and answered before Council meetings.

RESULT:	**APPROVED [4 TO 0]**
MOVER:	John P Abel, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Michael Garrison, Karen Hohimer, John P Abel, Mark Luft
ABSTAIN:	Rick Hilst, Dave Nutter
ABSENT:	Lloyd Orrick

8.6. Ordinance No. 2854-19/20 Redevelopment Agreement 353 Court Pizza, LLC

City Manager, Mr. Mark Rothert, presented the request to Council to adopt Ordinance No. 2854-19/20 a redevelopment agreement with 353 Court Pizza, LLC. Mr. Rothert explained that 353 Court Pizza, LLC is the legal entity for a proposed Pekin Pizza Peel restaurant looking to locate at 353 Court Street. There is currently one Pizza Peel located in Lacon, Illinois. They are seeking $300,000 in funding assistance from the City of Pekin Central Business Tax Increment Financing (TIF) fund. Total estimated project costs are $578,500, which include the total renovation of the first floor of 353 Court Street into a new, 145-seat full service pizza restaurant.

Mr. Rothert continued to explain that The Pizza Peel is a destination restaurant that has been doing business in Lacon for the past 10 years. The restaurant draws customers from over 30 miles away and they have been looking to open a second location in Pekin. Located directly across from the Tazewell County Courthouse, this restaurant would help stabilize the 300 block and further enhance unique dining opportunities that currently bookend downtown Court Street. A quick-serve lunchtime buffet will be offered, something that is appealing to workers who only have 30 minutes for lunch.

Mr. Rothert introduced, Mr. Matt Fick, the City's Economic Development Manager to present key financial items of the agreement to Council.

Mr. Fick pointed out that the agreement was structured as a forgivable loan at 3% interest with a 60-month (5-year) term. One fifth of the loan will be forgiven annually on December 31st each year following approval of the loan. The project must be completed in eighteen (18) months and the developer must continue to operate a restaurant on the leased premises for the term of the loan. The developer must also meet certain performance metrics/benchmarks with respect to net municipal sales tax revenues generated by the project each year with the first generating a prorated $40,000 from the date of opening. If net municipal sales tax revenues generated by the Pekin Pizza Peel are less than the minimum benchmark for any year, the developer shall pay the City a performance penalty equal to the amount of the shortfall. If greater than the minimum benchmark for any year, the City shall add the excess amount to the annual net municipal sales tax revenue calculation for the following year.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Abel, Luft
ABSENT:	Lloyd Orrick

8.7. Resolution No 35-19/20 Discussion and Authorization to Pursue Court Street TIF District & Business Development District

City Manager, Mr. Mark Rothert, introduced the request to adopt Resolution No. 35-19/20 authorizing the City Manager to pursue the creation of a TIF district and business development district primarily along Court Street and other commercial areas of the city. Mr. Rothert described the major issues facing the community, which included a deteriorating infrastructure, a need for more business development, and declining neighborhoods and housing stock. Illinois municipalities have available to them the use of TIF Districts and Business Development Districts to address such issues of community blight, deterioration, and economic growth. Mr. Rothert gave brief definitions of TIF and Business Development districts. Mr. Rothert also gave a brief description of a map included in the packet that outlined a proposed study area where a new TIF and BDD could be located in the city. One benefit of the BDD over TIF is that it can help assist on new construction where TIF cannot. Lastly, the BDD could be assessed, planned for and put into place in a relatively short period of time (60-90 days) by a simple majority vote of the city council.

Mr. Rothert presented examples to Council on how both the TIF and BDD could effectively be used to help fund eligible public works projects, help new and existing businesses renovate, expand operations or relocate to a more suitable location, help neighborhoods with housing stabilization, demolition of vacant structures or emergency repairs.

Mr. Rothert gave one last example and directed Council's attention the slides included in the council packet of an example in Taylorville, Illinois that used both TIF/BDD tools for growth and development.

Staff recommended the City pursue the creation of a TIF and BDD along Court and other key areas of the City as identified in the map to address the ongoing issues of business development, infrastructure needs, and neighborhood stabilization.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Abel, Luft
ABSENT:	Lloyd Orrick

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Jim Mangan approached the podium and addressed Council regarding what he feels is the illegal wastewater billing.

David Bess, Community Development Block Grant Program Manager was introduced by the City Manager.

City Manager, Mr. Rothert and City Engineer, Mr. Michael Guerra, reminded Council to turn in their street maintenance plan recommendations.

EXECUTIVE SESSION 5 ILCS 120/2 (C) (1.) PERSONNEL PERFORMANCE OF SPECIFIC EMPLOYEES OF THE PUBLIC BODY

10.1. Motion to: **Motion to Move Into Executive Session**
Motion was moved and seconded to move to Closed Session at 7:27 PM to discuss 5 ILCS 120/2 (c.) 1. Personnel Performance of Specific Employees of the Public Body.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Abel, Luft
ABSENT:	Lloyd Orrick

ADJOURN

No further business to come before the Council, in open session motion was made by Council Member Abel, seconded by Council Member Hohimer to adjourn.

Council Adjourned at 7:45 PM.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY NOVEMBER 25, 2019 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE

City Clerk Sue McMillan confirmed that all Members were physically present. Mayor Luft stated he accepted responsibility for cutting off Council Member Nutter during discussion at the last Council Meeting and wished to apologize publicly.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	5:06 PM
Rick Hilst	Councilman	Present	5:06 PM
Karen Hohimer	Councilwoman	Present	5:05 PM
Dave Nutter	Councilman	Present	5:06 PM
Lloyd Orrick	Mayor Pro-Tem	Present	5:05 PM
John P Abel	Councilman	Present	5:05 PM
Mark Luft	Mayor	Present	5:06 PM

APPROVE AGENDA

3.1. Motion to: **Approve agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

APPROVAL OF MINUTES

4.1. Motion to: **Approval of Minutes**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

4.2. **City Council - Rescheduled/Changed - Nov 12, 2019 5:30 PM**

PUBLIC INPUT

There was no input brought forward on business items by the public.

CONSENT AGENDA

6.1. **General Fund Revenue and Expense Reports September 2019**

6.2. **Accounts Payable Bill Run through 11-15-19**

6.3. **Resolution No. 37-19/20 Mayor's Appointment of Mark Rothert to the Tri-County River Valley Development Authority**

6.4. **October 16, 2019 Minutes of Pekin Plan Commission**

Minutes Acceptance: Minutes of Nov 25, 2019 5:30 PM (Minutes Approval)

6.5. October 2019 Building Report

6.6. Motion to: **Motion to Approve Consent Agenda**
Mayor Luft presented 5 items for consideration of the Council. The reports and Appointment Resolution were approved by omnibus vote of the Members.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

PRESENTATION

7.1. Selection of Roadways for the 2020 Street Maintenance Plan
Assistant City Engineer Josie Esker presented on the screen for the Council and public the updated selection of streets for the capitol maintenance project for 2020. Contacted in the power point was the summary of streets selected by the council as their order of priority. The mapping depicted a well distributed overview of chosen streets for a total project od $2,188,000 from Motor Fuel Tax. She advised that the next step would be in-house preparation of plans and specifications and approval of the MFT Fund through IDOT. She anticipated ADA ramps contraction would begin in spring 2020 and the chip seal mid-summer. Council Member Orrick questioned if there were any sewer issues that they be addressed for repairs had to be torn right back up. Ms. Esker planned to have the Street Department camera the sewers in advance of the project.

NEW BUSINESS

8.1. Resolution No. 39-19/20 Approval of the 2020 Street Maintenance Program
City Engineer Michael Guerra advised the Council the streets selected for the 2020 Street Maintenance Program as presented by the Assistant City Engineer Josie Esker were based on input from the City Council while utilizing all of the anticipated revenue from the Motor Fuel Tax Fund in Fiscal Year 2021 and a reduction of reserves from the fund. The final selection utilized an additional $200,000 of reserves and would allow the Engineering Department to accommodate the majority of the responses received from Council Members. The resolution before them would allow City staff to proceed with preparing plans and specifications, engineering and letting of the recommended projects so that construction would be completed in the next construction Spring season.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.2. Approval of CDBG Amendments to 2019 Action Plan and 2015-2019 Consolidated Plan
The Council was advised that the staff was proposing substantial amendments to the City's 2019 CDBG Action Plan and 2015-2019 Consolidated Plan to add public infrastructure & facility improvements and code enforcement as qualified uses of CDBG funding to meet the needs of the City. The City held a public hearing on the amendment in August of this year and was open to receive public feedback from the public since then regarding the amendment. Approval of the amendment would allow staff to immediately start the process to utilize funds to meet US

Department of Housing and Urban Development (HUD) requirements to spend grant funds in a timely manner and improve public infrastructure/facilities in areas of the community meeting HUD objectives. Adoption of the resolution would approve the amended plan as well as any non-substantive changes that HUD may require upon its own review. The plan amendments called for revising the CDBG budget to account for the new activities for the FY20 fiscal year:

- Administration $80,000
- Owner Occupied Home Rehabilitation $75,000
- Rehabilitation Program Delivery $50,000
- Public Services (grants) $60,000
- Demolition $75,000
- Code Enforcement $50,000
- Public Infrastructure $592,133

TOTAL $982,133

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.3. Repair & Replace Lift Station Pumps at Eastside Fire Station due to emergency repair required

Council received information from staff that Pekin Fire Station 1 was experiencing a failure in its sewer lift system located in its basement. Failure of the system was causing sewage to leak into the common areas of the fire station basement causing an emergency health and safety concerns for personnel having to enter the lower level of the station. A bid to allow Illini Plumbing Inc. to remove and replace the existing lift sewage system at Pekin Fire Station 1 on a time and materials basis and conduct an emergency repair was presented to the Council. Total quoted cost of the repair was up to $20,700. A savings of $1,300 could be realized if the city chose to use its own vactor truck to remove the sewage, as opposed to having the company contract one. The emergency repair was for install of two (2) new 3" well pumps (½ HP 3/208V), an Anchor Scientific Control Panel (3/208V), four (4) new Anchor Float switch's with 40' cords, 20' stainless steel chains with shackles and rings, all new piping and check valves. Safety equipment to get in and out of 25-30' deep pit would also be required. In addition electricians would pull new wiring to the new control panel and pumps.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.4. Ordinance No. 2857-19/20 Ordinance authorizing the execution of the RMA Minimum/Maximum Contribution Agreement

Council was presented the following information for consideration of the ordinance: the City of Pekin recently made a request for proposals for the general liability and workers' compensation insurance for calendar year 2020. Proposals were due November 5, 2019 and two agencies replied: Corkill Insurance and IMLRMA. On November 12th a committee of Kurt Nelson, Jeff Little, Bob Henderson, Jennifer Carroll, Leslie Leitner and Sarah Newcomb reviewed the responses. An initial summary of the reviewed responses as well as a financial summary comparing limits and deductibles that were used to make the final recommendation were given to the City Council. IMLRMA provided the same pricing as calendar year 2019, which reflected the sound financial decisions made by IMLRMA. Council was informed the Association was designed exclusively for Illinois municipalities with high limits of $8 million per occurrence/$16 million aggregate for general and public officials liability. IMLRMA had provided the City with excellent customer service since 2008 and were willing participants in programming to improve and foster the safety of our employees. The Insurance Fund had three main divisions, General Liability, Workers Compensation and Health Insurance. The committee requested and recommended the contribution amount of $985,459 for workers compensation and general liability insurance coverage in the Min/Max program for calendar year 2020, as well as the annual IML dues payment of $2,000 for the City of Pekin, totaling $987,459.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.5. Motion to: **Motion to Approve Ammendment**

RESULT:	**ADOPTED [UNANIMOUS]**
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.6. **1951 : Amending Title 6 Chapter 2 to Accommodate The Adult Use of Recreational Cannabis and Use of Medical Cannabis Pursuant to State Law**

City Manager Mark Rothert told Council Members that in preparation for the upcoming law changes pertaining to the State of Illinois Compiled Statues regulating cannabis control, staff was requesting an amendment to the City Code to be in compliance. Mr. Rothert reminded the Council the changes in the Cannabis Control Act would be in effect beginning January 1, 2020.

He advised that a variety of ordinances were impacted and all were updated accordingly to address the changes. Possession was addressed where language was removed (i.e. "prohibited") and new language inserted to comply with several of the law changes. The Drug Paraphernalia ordinance was updated to comply with the new law. Also added, which was new, was the Compassionate Use of Medical Cannabis. The impoundment of vehicles was addressed so that it complied with this law change as well. Council was reminded that on January 1, 2020 you could not prohibit the use of cannabis but you could regulate the sale. Mayor Luft asked that everyone be aware of the views of the community in the positive responses to the questionnaire that was placed on the website and in each of the utility billing envelopes.

Council Member Garrison stated that marijuana was a scheduled 1 narcotic and as such federally illegal. He would be abstaining from voting.

RESULT:	**ADOPTED [4 TO 2]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Rick Hilst, Dave Nutter, Lloyd Orrick, Mark Luft
NAYS:	Karen Hohimer, John P Abel
ABSTAIN:	Michael Garrison

8.7. Ordinance No. 1568-A212-19/20 Amending the City of Pekin Zoning Code to Impose Regulations on Adult-Use and Medical Cannabis Businesses

At the direction of the City Council October 28, 2019, the Pekin Plan Commission conducted a public hearing at the November 13, 2019 meeting in order to provide a recommendation, to consider amending the text of Zoning Code of the City of Pekin to place limitations on cannabis business establishments within the City of Pekin. Council was advised by a unanimous vote, the members of the Plan Commission recommended approval of the revised ordinance amending the Zoning Code to impose regulations regarding the establishment of adult-use and medical cannabis businesses, with the required setback of cannabis dispensing organizations, cannabis infuser organizations, cannabis processing organizations and cannabis transporting organizations located in relation to a pre-existing place of worship, public or private nursery school, primary or secondary school, college, university, community or junior college, vocational or trade school, learning center or academy, driving school, cosmetology school, day care center, licensed day care home, or licensed residential care home be reduced from 1000 feet to 100 feet. The ordinance also required that all cannabis related business establishments obtain a Special use permit which would enable conditions be placed on the use.

The motion to amend the ordinance to 100 ft was made and seconded.

RESULT:	**ADOPTED [4 TO 1]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Rick Hilst, Councilman
AYES:	Rick Hilst, Dave Nutter, Lloyd Orrick, Mark Luft
NAYS:	John P Abel
ABSTAIN:	Michael Garrison, Karen Hohimer

8.8. Motion to: **Motion to Table Agenda Item 8.7**

Discussion followed after the motion to table for additional information. Council was told Atul Patel has submitted a petition for a Special Use for Open Front Storage for the purpose of establishing an accessory U-Haul use, which would entail the storage and display of U-Haul rental trucks, trailers and other moving equipment in the designated area of the parking lot at the property at 422 Derby Street, currently the location of the Quik Pic liquor and convenience store and a video gaming parlor. Council Member Garrison questioned the storage and number of U-Haul rental trucks and trailers that the lot could park without obstructing the view of traffic or raise safety concerns on the small property.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.9. Request for Special Use authorization for Open Front Storage of U-Haul trucks and Trailers at 422 Derby Street

Motion to approve the Special Use was withdrawn.

RESULT:	**TABLED [UNANIMOUS]**
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.10. Ordinance No. 2855-19/20 Plat of Vacation of a City Alley to vacate an east/west, City alley located to the north of Derby Street between the properties located at 1219 S. 12th Street, 1119 Derby Street and 1125 Derby Street.

The Council was reminded that at the August 26, 2019 City Council meeting members voted to approve a petition submitted by Scott Shipp for the vacation of an east/west City alley located to the north of Derby Street between the properties located at 1219 S. 12th Street, 1119 Derby Street and 1125 Derby Street. Council was the told the applicant hired Austin Engineering to prepare a Plat of Vacation for the subject City-owned property and that Nathan Noyes, the property owner to the south of the City-owned alley did not wish to have any of the area of the City alley added to his property at 1125 Derby Street. The entire vacated right-of-way would be owned by Scott Ship and attached to the property at 1219 S. 12th Street.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

City Manager Rothert asked that the Council provide to him each of their top 5 goals for Code Enforcement Department. City Engineer Guerra advised the Council that he was evaluating options for recycling. With the present agreement expiring December 31, 2019, he asked Council if they supported his pursuing the City in the recycling business. Council Member Abel questioned how long a covered vehicle could sit and was told as long as it was licensed and usable it could remained parked. He encouraged the community to shop local. Council Member Orrick extended a Happy Thanksgiving to armed service personnel and first responders. Council Member Nutter questioned the hire date for the new code enforcement officer and was told Human Resource Department received over 300 applications that were being reviewed. He also asked that staff be reviewing and ready to respond to Goal 4 of the Council for Effective Government. Mayor Luft spoke in positives that the Council and city were moving forward in the right direction as reflected on the 4 page listing of accomplishments since May of Council Business.

EXECUTIVE SESSION 5 ILCS 120/2 (C) 1. PERSONNEL PERFORMANCE OF SPECIFIC EMPLOYEES OF THE PUBLIC BODY

10.1. Motion to: **Motion to Move to Executive Session**

Council moved to closed section at 7:10 P.M. to discuss 5 ILCS 120/2 (c) 1. Personnel Performance of Specific Employees of the Public Body; 5. The

Purchase or Lease of Real Property for the Use of the Public Body; and 6. The Setting of a Price for Sale or Lease of Property Owned by the Public Body.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

ADJOURN

There being no further business to come before the Council, a motion was made by Council Member Orrick, seconded by Council Member Abel for Council to adjourn. Mayor Luft adjourned the meeting at 7:40 P.M.

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY FEBRUARY 11, 2019 AT 5:30 O'CLOCK P.M.
JOHN MCCABE * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor McCabe.

Roll was called and the Clerk confirmed all members were physically present except for Council Members Schramm and Orrick. A quorum was declared.

Attendee Name	Title	Status	Arrived
James A Schramm	Council Member	Absent	
Michael Garrison	Councilman	Present	5:39 PM
Lloyd Orrick	Mayor Pro-Tem	Absent	
John P Abel	Council Member	Present	5:40 PM
Michael Ritchason	Council Member	Present	5:40 PM
Mark Luft	Council Member	Present	5:40 PM
John McCabe	Mayor	Present	5:40 PM

APPROVE AGENDA

3.1. Motion to: **Approve agenda**

APPROVAL OF MINUTES

4.1. Motion to: **Approval of Minutes**

4.2. City Council - Regular Meeting - Jan 28, 2019 5:30 PM

PUBLIC INPUT

Rick Hilst spoke in favor of the golf tournament but presented questions regarding the tourism fund. He pointed out that the budget line this items was expended in differed from last year. Mr. Hilst also questioned the information presented regarding the number of room nights.

Dave Nutter spoke in favor of item 8.4 public service grants for CDBG program year, although he questioned what checks and balances are in place regarding the matching of funds. Mr. Nutter also spoke regarding the clarifier purchase and questioned the length of time it has taken.

CONSENT AGENDA

Mr. McCabe presented the Consent Agenda containing the following 3 items of business. Upon roll call, the Consent Agenda was approved by a unanimous vote of the Council.

Mayor McCabe read the Proclamation for Young Author's Week February 25, 2019 to the Council and public.

6.1. Liquor Commission Minutes dated November 29, 2018

6.2. Resolution No. 139-18/19 Mayor's Appointment of Talena Michaels to the Zoning Board of Appeals to fill the unexpired term of Greg Henderson until May 31, 2021

6.3. 1637 : Proclamation Young Authors Week February 25, 2019

PRESENTATIONS

7.4. Proposed Street Improvements
City Manager, Mr. Mark Rothert, introduced the City Engineer and Project Engineer for a presentation.

The City Engineer, Mr. Michael Guerra, presented Council with a powerpoint slide show of the proposed street maintenance plan. The presentation included recommendations on roads to be selected and types of maintenance such as crack fill, chip seal, patching, spot repairs and full mill and overlay.

Project Engineer, Ms. Josie Esker, continued with the powerpoint presentation by summarizing last years projects and the work performed by the City. Ms. Esker also gave recommendations for this coming year's projects, in which she asked Council to begin prioritizing potential streets.

Mr. Guerra discussed the results of last year's survey and how the list was carried over for this year as the streets are still a priority.

The Council discussed the overall condition of the City's streets.

Mr. Guerra explained that the City did not receive funding for 14th Street. Mr. Guerra explained the differences between types of grants.

7.5. American Junior Golf Association
Scott Phegley from Servicemaster, gave a presentation on behalf of the American Junior Golf Association. Mr. Phegley presented a video to Council that summarized the tournament. He explained that there are three levels of sponsorship.

Mayor McCabe inquired about the number of hotel rooms that were booked last year as a result of the tournament and asked if they had the same plans at Lick Creek and the Country Club as they did last year.

Mr. Phegley explained that he was not a hotel expert and that questioned would need to be directed to AJGA. He explained that the tournament is 3 days, plus qualifiers. They will also have a local qualifier May 5th that feeds into the tournament as well.

Councilmember Luft asked if Mr. Phegley saw potential growth with this tournament to the point they would need to courses.

Mr. Phegley explained that is best to have the tournament at one course, but could look into doing a different course for qualifiers. The association encourages players and their families to go out in Pekin, and has received deals from local businesses.

NEW BUSINESS

8.1. Resolution No. 140-18/19 to provide support in the amount of $7,500 for the American Junior Golf Association D.A. Points Junior Golf Champion
City Manager, Mr. Mark Rothert, addressed Mr. Hilst's question with regards to the budget line for the golf tournament. Mr. Rothert explained that the tourism

Minutes Acceptance: Minutes of Feb 11, 2019 5:30 PM (Minutes Approval) fund is a restricted fund within itself. Each year the City has adopted a deficit budget with the tourism fund because there has been money built up for so long. We approved a budget last year with a $45,000 deficit. Trending out for this fiscal year we will get the deficit down to a negative $20,000. There is a line item titled grant funding, which was intended funds. We hope to consolidate these line items in next years budget. There is funding in hotel/motel budget and funding in the fund balance.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Ritchason, Council Member
SECONDER:	Mark Luft, Council Member
AYES:	Garrison, Abel, Ritchason, Luft, McCabe
ABSENT:	James A Schramm, Lloyd Orrick

8.2. Ordinance No. 2816-18/19 Amending Title 6, Chapter 2, Section 6 and Subsection 3 Regarding Sale and Delivery of Tobacco Products to Minors

Mayor McCabe introduced the item that addresses e-cigarettes and vaping.

City Attorney, Ms. Swise, explained that the proposed ordinance prohibits sale of e-cigarettes and devices to those under 18 years of age and to minors. The ordinance also increase the penalties to make the code consistent to other provisions of other penalties in the code from a minimum of $100 to a max of $750.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Council Member
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Abel, Ritchason, Luft, McCabe
ABSENT:	James A Schramm, Lloyd Orrick

8.3. Ordinance No. 2815-18/19 An Ordinance Amending Title 3, Chapter 3, Section 2 of the Code of the City of Pekin 1995 Regarding Exceptions to the Hours of Sale for Alcoholic Liquor

Mayor McCabe introduced the item and explained that the ordinance grants the Liquor Commissioner authority to extend the hours for St. Patrick's Day as is done for New Year's Eve.

City Attorney, Ms. Swise, explained that it gives the Local Liquor Commissioner authority to grant an exception for any holiday, celebration or festival subject to certain limitations. It is a max of three modifications per calendar year and is restricted to no more than two hours earlier opening or later closing. Funding would have to promote or foster local business.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Council Member
AYES:	Garrison, Abel, Ritchason, Luft, McCabe
ABSENT:	James A Schramm, Lloyd Orrick

8.4. Public Service Grants for 2018 CDBG Program Year

City Manager, Mr. Mark Rothert, presented the item.Historically, the City of Pekin has supported human and social service agencies through its Community Development Block Grant program. In late 2018, a request for proposals was issued and the City received responses from several agencies to undertake

CDBG eligible activities ("Public Services"). Total CDBG funds allocated for the current program year are $58,775.36, with a minimum 50% local-match requirement from participating agencies.

An ad hoc committee reviewed the requests, scored applications; and submitted a recommendation for funding and approval to the Pekin City Council. A summary narrative of the proposed projects can be found in the request.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Mark Luft, Council Member
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Abel, Ritchason, Luft, McCabe
ABSENT:	James A Schramm, Lloyd Orrick

8.5. Resolution No. 141- 18/19 for the approval of the quote for the repair to a clarifier at the wastewater treatment plant

City Engineer, Michael Guerra, presented the item. Mr. Guerra explained that in June of 2018, the North clarifier offline to clean and inspect the damage to the equipment in the tank, it was determined that there was no single reason that could have caused the damage. Therefore a claim was filed with the City insurance company and has been approved. In order to meet the insurance requirements for the claim, the City sought three quotes for the repair. The prices ranged from $42, 500 to $64,006.61. The insurance company reviewed the quotes and found the quote from Fab Tech Wastewater Solutions, LLC in the amount of $42,500 to be reasonable and customary. The insurance will reimburse the City for the cost of the repair after the work is completed and a copy of the final invoice is reviewed and approved. Mr. Guerra explained that the process to drain, clean, and inspect was very time consuming as well as the time it took to find qualified companies.

The Council discussed the age of the clarifier as well as when in was put online and operational.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Ritchason, Council Member
SECONDER:	Mark Luft, Council Member
AYES:	Garrison, Abel, Ritchason, Luft, McCabe
ABSENT:	James A Schramm, Lloyd Orrick

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Rick Hilst approached the podium to express complaints regarding fixing manhole covers with the purchased equipment to do so. Mr. Hilst also discussed the monthly bill to American Water for 1200 Koch Street and questioned why the City was paying this water bill. Lastly, Mr. Hilst discussed using the wastewater finance charge line item for late fees and penalties to be sued to pay the loan for the street sweeper.

Dave Nutter questioned the difference between an RFP and a bid regarding the GIS system on the City website and how that effected the new procurement policy.

Michael Guerra, speaking as a representative of the Pekin Hockey Association, informed Council of the State Trooper that was killed helping a hockey family from Pekin. The Association will be hosting a benefit and scrimmage with the hockey kids on Sunday, February 24th at noon at the Memorial Rink.

Mr. Rothert explained that a request for proposal is not a sealed bid and that a sealed bid had to follow the procurement policy. Essentially, proposals are pricing.

Finance Director, Mr. Marston added that a sealed bid requires public opening and that the selection is not done but just read. He continued to explain that a RFP does not require a public opening and selection and is not based solely on price.

EXECUTIVE SESSION 5 ILCS 120/2 (C)

ADJOURN

No further action to come before Council, motion was made by Council Member Ritchason, seconded by Council Member Luft that Council adjourn. Motion carried viva voce. Mayor McCabe adjourned the meeting at 7:01 PM.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY FEBRUARY 24, 2020 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led my Mayor Mark Luft. The City Clerk confirmed all members were present and logged on. A quorum was declared by Mayor Luft.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	3:40 PM
Rick Hilst	Councilman	Present	3:40 PM
Karen Hohimer	Councilwoman	Present	4:46 PM
Dave Nutter	Councilman	Present	3:40 PM
Lloyd Orrick	Mayor Pro-Tem	Present	3:40 PM
John P Abel	Councilman	Present	3:40 PM
Mark Luft	Mayor	Present	3:40 PM

APPROVE AGENDA

3.1. Motion to: **Approve agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

APPROVAL OF MINUTES

4.1. **City Council - Regular Meeting - Feb 10, 2020 5:30 PM**

RESULT:	**ACCEPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

PUBLIC INPUT

Tom Hornstein, CEO of Excalibur Seasoning and a member of the community, spoke regarding agenda item 7.7 regulating low speed and electric and gas powered bicycles. Mr. Hornstein explained that he employs 4 or 5 people that drive gas bikes to work every day. He explained he was educated on the issues and spoke to the city attorney and Chief Dossey regarding this ordinance. Mr. Hornstein spoke for and against the item but felt it was very workable.

CONSENT AGENDA

6.1. **Accounts Payable to be Paid Proof List thru 02-21-20**

6.2. **December 2019 Financial Reports**

6.3. **Bids for Audit of City Revenue Collections**

6.4. Tazewell County Animal Control Billing - January 2020

6.5. PY 2018 Community Development Block Grant (CDBG) Consolidated Annual Performance and Evaluation Report (CAPER)

Motion to: **Approve Consent Agenda**

Mayor Luft read through the 5 items on the Consent Agenda.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

NEW BUSINESS

7.1. Resolution No. 63-19/20 Bid Award for Audit of Revenue Collections

City Manager, Mr. Mark Rothert, presented the agenda item to approve and adopt Resolution No. 63-19/20 Bid Award for Audit of Revenue Collections. Mr. Rothert explained that the City issued a request for proposals last month to seek qualified applicants to provide professional services regarding an analysis and review of the City's major revenue sources. The City's objectives in obtaining these professional services are to maintain and enhance revenues that pay for city services and ensure their complete and accurate remittance. The two firms that responded to the RFP were Azavar Government Solutions (AGS), a government consultant firm based in Chicago and Brown Smith Wallace, a CPA and business advisory firm based in St. Louis. Mr. Rothert continued to propose that staff recommend the award to AGS as the most responsive and responsible bid. Mr. Rothert advised that no system is 100% accurate and the City has never to his knowledge done a collection of revenues. If approved, Mr. Rothert assured the item would come back to Council in two weeks with a final contract.

Mr. Tom Fagan, a representative from Azavar, was available to answer questions from Council.

Council discussed the scope of the work would only involve finding lost revenue not creating new revenue. Council continued to advise that they would not be approving the contract tonight, but would only be authorizing the City Manager to negotiate a contract to bring back at the next Council meeting as there are stipulations in the contract Council does not agree with.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.2. Resolution No. 62-19/20 PY 2019 Community Development Block Grant (CDBG) Public Services Funding

CDBG Program Manager, Mr. David Bess, presented the agenda item to approve and adopt Resolution No. 62-19/20 PY 2019 Community Development Block Grant (CDBG) Public Services Funding. Mr. Bess explained that 15% of the City's annual allocation of CDBG funds from HUD can be used to provide funding to local non-profit organization. For PY 19 and to meet HUD's timely expenditures deadline of March 2, 2020, he is recommending approval for funding to the Carol House of Hope and the Salvation Army Rust Center. Mr. Bess felt both organizations were capable of carrying out the federal requirements for CDBG tracking. He also noted that they received funding in PY

18 and are prepared to allow us to reimburse them for expenditures to meet the timeliness test for HUD. Mr. Bess confirmed that the allocated amount is what was requested.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.3. Motion to: **Ordinance No. 2871-19/20 Amending title 2, Chapter 12 of the City Code Regarding the Composition and Function of the Pekin Tourism, Convention, and Visitors Committee**

Economic Development Director, Mr. Matt Fick, presented the agenda item to approve and adopt Ordinance No. 2871-19/20 Amending Title 2, Chapter 12 of the City code Regarding the Composition and Function of the Pekin Tourism, Convention, and Visitors Committee. Mr. Fick worked with the City Attorney to modernize the Tourism Committee's purpose and role in the community. Mr. Fick explained that there are currently five members on the committee and the ordinance increases the members to eleven. Mr. Fick explained the grant process and the lack of grant activity. He also stated that the committee currently updates the EnjoyPekin website and facebook page. With the suggestion of the Mayor, the committee also felt that increasing membership helps represent those in the community and encourages tourism involvement. The committee would be renamed the Pekin Tourism and Beautification Committee.

Council discussed member appointments and posting member information to the website.

Councilmember Hilst made a motion that all funds in the tourism fund could be spent for any city purchase, no second. Councilmember Hilst continued to discuss the absent language in the proposed ordinance.

City Attorney, Ms. Kate Swise, added that the City Code currently states in Title 3 that hotel/motel tax can only be used for tourism.

Council continued the discussion on how to use the hotel/motel tax revenue.

Motion to: **Amend Ordinance No. 2871-19/20 Section 2-12-2A to rename Pekin Fire Department to Pekin Firefighters Local 524**

Councilmember Nutter pointed out that the Pekin Fire Department should be changed to Pekin Firefighter Union.

City Attorney, Ms. Kate Swise, stated that the correct title was Pekin Firefighters Local 524.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Rick Hilst, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

Ordinance No. 2871-19/20

An Ordinance Amending Title 2, Chapter 12 of the City Code Regarding the Composition and Function of the Pekin Tourism, Convention, and Visitors Committee including Renaming Pekin Fire Department to Pekin Firefighters Local 524

Minutes Acceptance: Minutes of Feb 24, 2020 5:30 PM (Minutes Approval)

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
NAYS:	Rick Hilst

7.4. 2044 : Resolution No. 61-19/20 Mayor's Appointments to the Pekin Tourism and Beautification Committee Renaming Pekin Fire Department to Pekin Firefighters Local 524

Councilmember Abel motioned to amend agenda item 7.4 to include Pekin firefighters local 524, seconded by Councilmember Hohimer.

City Manager, Mr. Mark Rothert, introduced the request to approve and adopt Resolution No. 61-19/20 the Mayor's Appointments to the Pekin Tourism and Beautification Committee. Mr. Rothert explained that each member will be appointed until replaced, including himself and the event coordinator.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.5. Resolution No. 64-19/20 Authorizing City Manager to Purchase Service Truck

Fleet Manager, Mr. Dan Jost, presented the agenda item and request to Council to approve and adopt Resolution No. 64-19/20 authorizing the City Manager to purchase a service truck for the bus department for oil/water changes, plowing and mechanics. Mr. Jost explained that the vehicle would replace a used 2008 Ford F-350 as with age it was seeing mechanical wear and tear. The current truck is not practical or safe to use as a service truck due to the high bed floor.

Staff proposed purchasing an appropriately equipped Ford F-350 from Koenig Body and Equipment through Sourcewell, which is a government cooperative purchasing agency. The proposed truck would have a utility box/bed which is specifically designed for our intended use and include key items. Mr. Jost continued to explain that the Waste Water Treatment Plant would like to purchase the 2008 F-350 to utilize at their plant.

Council discussed the sale of the bus.

RESULT:	**APPROVED [6 TO 1]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Rick Hilst, Councilman
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
NAYS:	Rick Hilst

7.6. Ordinance No. 2872-19/20 Amending Title 4, Section 2 of the City of Pekin Code Regarding Right Of Way Opening Permits

City Manager, Mr. Mark Rothert, presented the request to approve and adopt Ordinance No. 2872-19/20 amending Title 4, Section 2 of the city code regarding right of way opening permits. Mr. Rothert stated that this item was worked on by the Councilmember Orrick through the stormwater subcommittee.

City Engineer, Mr. Michael Guerra, explained that the city was tasked to look at street opening and all right of ways for the past several months. The proposed ordinance clarified requirements for opening and restoring pavement in the right of way, including how long before incurring fines and how to patch openings. Another layer for sewer connections and water lines for residential was added but not charge for non-franchise utilities. The proposed ordinance will also restructure the fees.

Councilmembers discussed the date the ordinance would take effect and when enforcement would begin.

Mr. Rothert stated that the code spells out public works but the city does not have a public works director, that role will have to be assigned in the upcoming budget.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.7. Ordinance No. 1462-A363-19/20 An Ordinance Amending Title 8, Creating a New Chapter 7A of the City Code to Regulate Low Speed Electric and Gas Powered Bicycles

Police Chief John Dossey, presented the agenda item to approve and adopt Ordinance No. 1462-A363-19/20 amending Title 8, and creating a new Chapter 7A of the city code to regulate low speed electric and gas powered bicycles. Chief Dossey thanked Mr. Hornstein for his time coming in and connecting them. Chief Dossey explained that initially on December 9, 2019 the ordinance was brought to Council. The revised ordinance changed the registration requirement and puts a moratorium on the registration for the year 2020. The ordinance specifically applies to residents of the City of Pekin and not for those on the outside. Chief Dossey continued to explain that after that the penalty was reduced to $75 with a max of $750, which matches adjudication. Impoundment clause was left in the ordinance.

Chief Dossey continued to explain questions he had received ahead of time and which he explained. Those included the reasoning behind requiring a registration fee and how it partly gives them a chance to educate the community, and how insurance companies will not take the risk to insure these bicycles.

Chief Dossey added that the Illinois Vehicle Code is enforced and the requirements of the bike would be having a light. Between motorized and pedal bikes some arrests were involved and also citations given. A total of 64 violations were given with 28 involving motorized bikes.

Councilmembers discussed how there is no impact for driving under the influence as it does not require a license.

City Attorney, Ms. Kate Swise, added that the ordinance does not rescind registration, but the police department has tools to run if someone is under the influence, and impoundments and fines would be utilized.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Rick Hilst, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Terri Gambetti of Pekin Main Street Board of Directors, spoke to Council thanking them for the downtown parking proposal last summer as the reserved signs have been taken down which provided more parking and user friendly parking for downtown. Ms. Gambetti invited members of Council to the annual meeting April 1 at the Pekin Library at 5 pm.

Rick Gebhardt spoke regarding Highland and 14th Street parking. He stated that he and Koch Fast Cash can no longer park in their driveways anymore as it impedes on wheelchairs. Stated that there can be some middle ground found on the issue. He has lived there for 18 years and never seen a wheelchair come across his sidewalk.

Mayor Luft assured Mr. Gebhardt that there is a lot of discussion on the issue to accommodate the situation.

Josh Houston spoke to inform Council that he was asked to begin a petition for the buses. He spoke with the City Manager and learned a lot about buses and the number of monitors. He feels he may not need a petition after all.

Councilmembers made their individual announcements.

EXECUTIVE SESSION 5 ILCS 120/2 (C) 5. PURCHASE OR LEASE OF REAL PROPERTY

Council did not motion to go into executive session.

ADJOURN

There being no further business to come before Council, a motion was made by Councilmember Orrick and seconded by Councilmember Hilst to adjourn. Mayor Luft adjourned the meeting at 7:39 P.M.

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY FEBRUARY 25, 2019 AT 5:30 O'CLOCK P.M.
JOHN MCCABE * CHAIR * PRESIDING

****

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor McCabe.

Roll was called and the Clerk confirmed all members were physically present. A quorum was declared.

Attendee Name	Title	Status	Arrived
James A Schramm	Council Member	Present	5:32 PM
Michael Garrison	Councilman	Present	4:12 PM
Lloyd Orrick	Mayor Pro-Tem	Present	4:12 PM
John P Abel	Council Member	Present	4:12 PM
Michael Ritchason	Council Member	Present	5:15 PM
Mark Luft	Council Member	Present	5:23 PM
John McCabe	Mayor	Present	4:12 PM

APPROVE AGENDA

3.1. Motion to: **Approve agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Ritchason, Council Member
SECONDER:	Mark Luft, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

APPROVAL OF MINUTES

4.1. Motion to: **Approval of Minutes**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James A Schramm, Council Member
SECONDER:	Michael Ritchason, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

4.2. **City Council - Regular Meeting - Feb 11, 2019 5:30 PM**

PUBLIC INPUT

Jim Mangan spoke against agenda item 7.2, the Police Department Taser purchase, if the item is to make an agreement without Council's approval giving the Mayor authority to sign.

CONSENT AGENDA

Mayor McCabe presented the Consent Agenda containing five items of business. A motion was made by Council Member Orrick and seconded by Council Member Garrison to approve the Consent Agenda. A motion was made by Council Member Orrick that item 6.5, Illinois Department of Transportation Compensation Adjustment to Maintenance of Municipal Streets, be removed from the Consent Agenda. Council Member Garrison seconded the motion. The item was removed from the Consent Agenda and tabled. Upon roll call, the Consent Agenda was approved by a unanimous vote of Council.

6.1. Receive and File Tazewell County Animal Control Billing January 2019

6.2. December 12, 2018 Pekin Zoning Board of Appeals Minutes

6.3. January 2019 Building Department Report

6.4. Illinois Department of Transportation Review of Motor Fuel Tax Fund January 1, 2012 - December 31, 2016

6.5. Illinois Department of Transportation Compensation Adjustment to Maintenance of Municipal Streets

6.6. Motion to: **Motion to Adopt Consent Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

NEW BUSINESS

7.1. Police Department Taser Purchase

Police Chief Dossey presented the item. He explained that the Tasers purchased in 2003 are towards the end of their life stage, as well as the holsters. The purchase would bring the department up to date. The Tasers have a five year expected useful life. Used outside the expected life may result in malfunction and life of effectiveness.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	John P Abel, Council Member
SECONDER:	Michael Ritchason, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

7.2. Resolution No. 142-18/19 Authorizing Execution of a Service Agreement with the Lowest Responsible Bidder for the Supply of Natural Gas for City Facilities

City Engineer, Michael Guerra, presented the item. Mr. Guerra explained that the City is looking to partner with several surrounding communities for the aggregate purchase of natural gas. These communities include, but are not limited to, East Peoria, Tazewell County, Peoria County and the City of Peoria. This service agreement would allow the purchase of natural gas for City owned facilities, at a fixed price, for a period of one to three years, depending on bids submitted. This same method is utilized to purchase electricity for City facilities. The ability for the City to utilize aggregation was not a viable option in the past, as the City's franchise fee with Ameren Gas was in the form of a discount on our gas supply. Last year, the City renegotiated the franchise agreement with Ameren to change the franchise fee to a cash payment, which now enables the City to pursue an aggregated purchase of gas. The City will have to approve the selected bid by March 10th to allow ample time to notify Ameren of the change in transporter for natural gas. This date is based on the requirement that all new aggregated purchases must start on May 1st of each year, allowing adequate time to make the switch.

The Council discussed the item. Mr. Guerra explained that the purchase is just for City facilities. The Council discussed having a special meeting to have a bid.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Rick Hilst addressed the local motor fuel tax ordinance and where it is deposited. He mentioned he spoke with the finance director who clarified one item he was mistaken on. He said the finance director told him the money is being used as it states in ordinance and the money can be used for anything in street department. Mr. Hilst believes that if both statements are true then he does not believe it is being used according to ordinance.

Dave Nutter addressed the Council. He inquired about the police reports, as the last one was in November to track revenues and tickets. Mr. Nutter commenting on Mr. Hilst, and asked if there is a MFT fund that has a bank account. If so, what is balance and interest of that particular fund. He also asked if t IL State MFT fund had a bank account in Pekin's name and if so what is the balance and interest amount. He is asked if there are two funds.

Jim Mangan also addressed the Council. He explained that he went through budget to find reserve balances. He also spoke about the MFT Fund.

EXECUTIVE SESSION 5 ILCS 120/2 (C)

ADJOURN

No further action to come before Council, motion was made by Council Member Luft, seconded by Council Member Garrison that Council adjourn. Motion was carried viva voce. Mayor McCabe adjourned the meeting at 6:02 PM.

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PROCEEDINGS OF THE WORK SESSION
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY FEBRUARY 25, 2019 AT 5:45 O'CLOCK P.M.
JOHN MCCABE * CHAIR * PRESIDING

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All Council Members present and accounted for upon roll call.

Attendee Name	Title	Status	Arrived
James A Schramm	Council Member	Present	
Michael Garrison	Councilman	Present	
Lloyd Orrick	Mayor Pro-Tem	Present	
John P Abel	Council Member	Present	
Michael Ritchason	Council Member	Present	
Mark Luft	Council Member	Present	
John McCabe	Mayor	Present	

COMMUNICATIONS

City Manager, Mark Rothert, presented a powerpoint presentation for the Fiscal Year 19-20 budget in hopes to receive feedback and direction that leads to an adopted budget.

The presentation consisted of a total of eight items including a budget timeline, the purpose of the budget, guiding principles, budget assumptions, FY 20 budget summary, personnel changes/requests, capital expenditures, next steps and finished with questions. Mr. Rothert passed out several handouts to Council regarding the budget. Mr. Rothert added that Front Street was not on his spreadsheet.

The Council discussed impound fees, a full time economic developer, shifting of current employees, the addition of a firefighter, patrolmen and mechanic and the airport fuel tanks.

2.1. 1648 : WORK SESSION DRAFT BUDGET FY20

PUBLIC INPUT

Jim Mangan addressed the Council and the City Manager regarding cuts in the budget.

Dave Nutter posed a question to the City Manager to inquire whether or not there was extrapolation and whether the numbers for salary increases from the union and police contract were from last year.

ADJOURN

No further action to come before Council, motion was made by Council Member Luft, seconded by Council Member Garrison that Council adjourn. Motion carried viva voce. Mayor McCabe adjourned the meeting at 7:06 PM.

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PROCEEDINGS OF THE WORK SESSION
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY MARCH 11, 2019 AT 6:00 O'CLOCK P.M.
JOHN MCCABE * CHAIR * PRESIDING

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All Council Members were present upon roll call and accounted for.

Attendee Name	Title	Status	Arrived
James A Schramm	Council Member	Present	
Michael Garrison	Councilman	Present	
Lloyd Orrick	Mayor Pro-Tem	Present	
John P Abel	Council Member	Present	
Michael Ritchason	Council Member	Present	
Mark Luft	Council Member	Present	
John McCabe	Mayor	Present	

APPROVE AGENDA

COMMUNICATIONS

3.1. WORK SESSION #2 DRAFT BUDGET FY20

At the second budget hearing work session, City Manager, Mr. Mark Rothert, presented a power point presentation briefly going over the budget timeline.

The presentation consisted of a total of 6 items including a budget timeline, budget assumptions, FY20 budget summary, personnel changes/requests, capital expenditures and next steps and questions. Mr. Rothert handed out a preliminary budget with added detail with a separation of the Enterprise Fund that is supported by the General Fund. Mr. Rothert pointed out budget items such as the City Treasuring retiring, capital expenditures and a personnel summary that had been updated, an addition of $50,000 in revenue related to IDOT, the movement of several public improvement related items to the Capital Fund. He also added the reclassified capital expenses for the street department, additional categories to use for CDBG Funding, an increased GIS outsourcing, and adjusted TIF. Mr. Rothert pointed out that supplemental information could be found on the back of the handout. Mr. Rothert then touched out capital expenditures and personnel changes.

Mayor McCabe inquired about the efficiency study and how the city is lacking behind in many areas. He asked Mr. Rothert if he anticipated taking small steps towards personnel.

Mr. Rothert explained that the city has to be judicial. He felt that there is a balance between adding staff and being frugal.

Council Member Luft asked if there was an administrative position at the bus department open. Mr. Rothert explained that there are two vacancies, a full-time position possibly and one other.

Council Member Orrick inquired about proposing a new organizational chart. Mr. Rothert stated that he would like to with the upcoming codification. Council Member Orrick stated that

Council approved the previous organizational chart. Attorney Katherine Swise added that we will have to look into further.

Council Member Abel pointed out that the public all had copies and asked about the area of deficit in green.

Mr. Rothert explained the cost allocation with regards to personnel.

PUBLIC INPUT

Mayor McCabe announced that the next budget meeting would be considered for March 18, 2019.

City Engineer, Michael Guerra, handed out a memo to Council regarding the initial selection for the 2019 Street Maintenance Plan and asked Council to provide selections and feedback.

ADJOURN

No further action come before Council. Mayor McCabe adjourned the meeting at 6:34 PM.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE SPECIAL MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY MARCH 15, 2021 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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NOTICE IS HEREBY GIVEN THAT A SPECIAL MEETING OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS WILL BE HELD ON MONDAY, MARCH 15, 2021 AT 5:30 P.M. IN THE CITY HALL COUNCIL CHAMBERS, 111 SOUTH CAPITOL STREET, PEKIN, ILLINOIS 61554 THE PUBLIC MAY ATTEND WITH THE PROPER DISTANCING

TO JOIN IN THE MEETING FOLLOW THIS LINK: HTTPS://ZOOM.US/J/6898035689. BY PHONE, DIAL IN AND LISTEN TO THE MEETING AS FOLLOWS: 1-312-626-6799; THEN ENTER MEETING ID 689 803 5689. PRIOR TO THE MEETING, YOU CAN ALSO SUBMIT A PUBLIC COMMENT REMOTELY BY EMAIL, BY 3 PM THE DAY OF THE MEETING, BY SENDING AN EMAIL TO THE CITY CLERK AT SMCMILLAN@CI.PEKIN.IL.US AND INSERTING IN THE SUBJECT LINE FOR THE EMAIL "PUBLIC COMMENT FOR MEETING ON MARCH 15, 2021".

TO VIEW MEETING ONLINE GO TO: HTTP://PEKINIL.IQM2.COM (CLICK BANNER AT THE TOP THAT STATES "VIEW LIVE MEETING") OR CHANNEL 22

PLEDGE OF ALLEGIANCE

Due to the Governor's Executive Order regarding COVID-19 and the relaxing of the Open Meetings Act requirements, this meeting was held remotely via Zoom Meetings with the option of an in person meeting at Council Chambers for the public to attend with proper social distancing. Therefore, the provisions of the City Code regarding electronic attendance did not apply.

The Pledge of Allegiance was led by Councilmember Orrick. The Clerk confirmed by roll call vote, that all Councilmembers were physically present.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	4:59 PM
Rick Hilst	Councilman	Present	5:03 PM
Karen Hohimer	Councilwoman	Present	5:04 PM
Dave Nutter	Councilman	Present	5:00 PM
Lloyd Orrick	Mayor Pro-Tem	Present	5:03 PM
John P Abel	Councilman	Present	5:04 PM
Mark Luft	Mayor	Present	5:03 PM

APPROVE AGENDA

3.1. Motion to: **Approve Agenda**
A motion was made by Councilmember Garrison, seconded by Councilmember Hohimer to send Agenda Items 5.1 and 5.2 back to staff. Council discussed the procedure of the two items regarding staff decision and Council vote. Councilmember Garrison rescinded the motion and Agenda Items 5.1 and 5.2 remained on the Agenda.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

PUBLIC INPUT

Mr. Alan White spoke at the podium to discuss the 1111 Broadway Project. Mr. White spoke against the item and asked Council to vote against the item.

Mr. Jack Lebitz spoke regarding the project at 1111 Broadway and stated that the property was zoned for storage and that the plans met all code requirements. Mr. Lebitz also spoke of the positive development it would bring to that corner and job creation for the community.

Mr. Catania, developer for the 1111 Broadway Project, spoke and stated that the use was allowed, it had been inspected by the fire department, no questions were presented about the site plan, and the building would be part of a redevelopment. Mr. Catania continued to speak in favor of the agenda item and discussed the trade area.

Mr. White spoke again stating that the residents near the property were not impressed with the pictures mailed of the proposed development on Broadway. Mr. White also discussed the fact that parking could not be reduced unless the building was vacated.

Mr. Catania stated that all the tenants had been told to vacate and are aware that they need to relocate.

Mayor Luft commented about the increased concern, abundant discussions, strong opinions, resident opinions, and confusion of the 1111 Broadway project. Mayor Luft discussed how the proposed development would be positive for the City and suggested the item be sent back to staff for final approval.

UNFINISHED BUSINESS

5.1. **2534 : Motion to send Ordinance No. 2953-21/22 Site Plan Approval 1111 Broadway and Agreement Back to Staff**
No discussion was held by Council.

RESULT:	**ADOPTED [4 TO 3]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Michael Garrison, Karen Hohimer, John P Abel, Mark Luft
NAYS:	Rick Hilst, Dave Nutter, Lloyd Orrick

5.2. **Ordinance No. 2954-21/22 Parking Variance Request 1111 Broadway Street**
Councilmember Nutter wanted to ensure that the code was followed regarding parking. Councilmember Nutter stated that he had not received a response from the attorney regarding his questions regarding off street parking and specific use.

City Attorney, Ms. Kate Swise, apologized and explained that her responses went to the Mayor and the City Manager. Ms. Swise explained that any area designated and designed and that requires off street parking shall not be

Minutes Acceptance: Minutes of Mar 15, 2021 5:30 PM (Minutes Approval) changed to any other use and is a limitation on the property owner not Council. Ms. Swise stated that Council could still authorize a variance as what is being requested. Ms. Swise added that the property owners could not change the parking once it was set by Council. Ms. Swise continued to explain that the site plan was for the parking lot and that he building itself was a retail use which had its own parking requirements. The proposed use is not a retail use but a warehousing use, because the code does not have a storage use and it was the closest. The code requires one parking space per 1,700 square feet and the developers were seeking a variance.

Council discussed the gymnastics tenant's notice to vacate and discussed how the number of parking spaces was decided to 13.

Mr. Jack Lebitz explained that the 13 number came up for use on its storage facility and how often people are there. He explained that there was an area for loading and unloading up front and room for vehicles to park near their storage units that are temporary as well as overflow parking in the back, which was more than adequate.

RESULT:	**ADOPTED [5 TO 2]**
MOVER:	John P Abel, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hohimer, Orrick, Abel, Luft
NAYS:	Rick Hilst, Dave Nutter

5.3. Motion to: **Move into Executive Session to discuss 5 ILCS 120/2 (c)(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**

A motion was made by Councilmember Nutter seconded by Councilmember Orrick to move into Executive Session to discuss 5 ILCS 120/2 (c) (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 at 6:25 P.M. On roll call vote, all present voted Aye except Councilmember Hilst voted No.

Council returned to Open Session at 7:15 PM.

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
NAYS:	Rick Hilst

NEW BUSINESS

6.1. Resolution No. 232-20/21 Authorization to Repair Sanitary Sewer along East Shore Drive

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Resolution No. 232-20/21 Authorization to Repair Sanitary Sewer along East Shore Drive. Mr. Rothert read the request to Council explaining that when out completing a sewer clean and camera, the Street Department discovered a concrete sewer in extremely poor condition along East Shore Drive. The pipe was damaged due to hydrogen sulfide gas which forms sulfuric acid in the sewer that breaks down and corrodes cementitious material (concrete). The extreme condition of the pipe and the likelihood of collapse if not repaired quickly constitutes the need for an emergency repair. Staff requested authorization to spend up to $180,000 in order to replace this damaged sewer pipe.

Council discussed how chemicals got into the system.

Mr. Rothert explained that it was a natural gas created by waste traveling through the system.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

6.2. Resolution No. 233-20/21 Authorization to Repair Sanitary Sewer at 1712 Valle Vista

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Resolution No. 233-20/21 Authorization to Repair Sanitary Sewer at 1712 Valle Vista. Mr. Rothert read the request to Council recalling to Council that they approved up to $100K to make an emergency repair at 1712 and 1714 Valle Vista. Mr. Rothert explained that the partial collapse of the sewer line had been repaired and the sewer has been cleaned and open but was still in poor condition. The plan was to clean the pipe and to insert a new line risking the chance of it collapsing which would cause need for another emergency repair should that happen.

Council discussed the depth and location of the pipe and the condition of the pipe.

Street Department Supervisor stated that the department was trying to avoid digging the pipe up because of the location of the houses in the area and a shed they would have to relocate.

Mr. Rothert added that as more camera work is done, it will be a recurring issue, which would eat into the sewerage reserves. There were ongoing and additional projects such as the CSO Project for A, B & C. The cost issue would present a challenge.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

BUDGET FY22 WORK SESSION

7.1. Discussion - FY22 Budget

City Manager, Mr. Mark Rothert, led the discussion regarding the FY22 Budget. Mr. Rothert presented Council with a power point presentation that highlighted the timeline, guiding principles in budget development, major budget assumptions, salary increases, cost allocation, insurance, fund transfers, use of cash balances and State and Federal impact. Mr. Rothert continued to go into detail touching on the challenges/opportunities of each department and the operating budget of each. Mr. Rothert also addressed the need to hire 3 additional firefighters due to a record increase in overtime pay.

Council discussed the cost of hiring 3 additional firefighters and the major facility repairs needed at the fire stations.

Mr. Rothert continued his presentation discussing the hiring of additional employees in the Public Works Department and new leadership in the bus department. Mr. Rothert also touched on the funds in the Capital Budget.

Council discussed fire and police pensions and the interest accumulating and the hiring of additional personnel overall to 4.5 Full-time Employees.

Mr. Rothert explained the next steps to set up additional budget meetings and work sessions. Mr. Rothert ended his presentation and announced that copies of the budget were available at the front counter at City Hall and at the Pekin Library.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Community Program Manager, Mr. David Bess, gave an update to Council regarding the Utility Assistance Program. Mr. Bess stated that they had 195 application in process with 75 that had been fully submitted. A reminder post card was mailed to almost 13K residents and the deadline for application submittal was March 19th at 11:59 PM. Mr. Bess encouraged anyone in need of assistance to go to the City's website.

Mr. Rothert added that if all 75 or 200 applicants apply and they were the only ones with a max award of $1K they would receive funding. There would be more money to reallocate if there are less applicants.

Councilmember Abel suggested offering applicants of the City a waiver to move into the City within one year or to waive their 2% salary increase.

Mr. Rothert explained that the work around for the waiver was just to ask for 2% more initially.

Councilmember Nutter discussed Council's priority goals.

Mr. Rothert said a lot had been addressed at the beginning of 2020 and he was working on the Capital Improvement Plan and suggested having a discussion on what Councilmember Nutter was referring to.

Mayor Luft expressed his passion for the City and City employees.

ADJOURN

There being no further business coming to Council, a motion was made by Council Member Orrick to adjourn seconded by Council Member Abel. Motion carried viva voce. Mayor Luft adjourned the meeting at 8:00 P.M.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE SPECIAL MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY MARCH 16, 2020 AT 5:00 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Mark Luft. The City Clerk confirmed all members were physically present with the exception of Councilwoman Hohimer, who was present via remote participation.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	4:39 PM
Rick Hilst	Councilman	Present	4:39 PM
Karen Hohimer	Councilwoman	Present	4:39 PM
Dave Nutter	Councilman	Present	4:39 PM
Lloyd Orrick	Mayor Pro-Tem	Present	4:39 PM
John P Abel	Councilman	Present	4:39 PM
Mark Luft	Mayor	Present	4:39 PM

APPROVE AGENDA

3.1. Motion to: **Approve Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

PUBLIC INPUT

Jim Mangan spoke in favor of the agenda item granting certain emergency powers to the Mayor. Mr. Mangan questioned Council on specific sections in the proposed ordinance.

Council along with City Attorney Mr. Joshua Herman addressed Mr. Mangan's questions.

Council continued the discussion.

NEW BUSINESS

5.1. Ordinance No. 2874-19/20 An Ordinance Granting Certain Emergency Powers to the Mayor

City Manager, Mr. Mark Rothert, presented the agenda item to approve and adopt Ordinance No. 2874-19/20 Granting Certain Emergency Powers to the Mayor. Mr. Rothert explained why the ordinance was needed and how certain powers need to be in place when an emergency arises should Council not be readily available. Mr. Rothert read through the memo provided to Council and available in the Council packet. Mr. Rothert assured Council that this ordinance did not declare an emergency in the City.

City Attorney, Mr. Joshua Herman, was available to answer Council's questions and concerns.

Councilmembers Nutter and Hohimer spoke in favor of the ordinance.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Elaine Ritchie approached the podium to express her faith in the City during a crisis and spoke in favor of Pekin employees living in the city limits.

Jonathon McCarty spoke regarding the Covid-19 virus and how the community can help. He also offered assistance to anyone in need.

Police Chief John Dossey announced that the truck ban on truck routes had been lifted since the Governor’s declaration and that tomorrow is Election Day.

EXECUTIVE SESSION 5 ILCS 120/2 (C) (2.) COLLECTIVE NEGOTIATING MATTERS BETWEEN THE PUBLIC BODY AND ITS EMPLOYEES OR THEIR REPRESENTATIVES

7.1. Motion to: **Move to Executive Session**
City Attorney, Mr. Joshua Herman, announced to Council that there were matters for closed session under 5ILCS 120/2(c)(2) Collective Negotiating Matters Between the Public Body and its Employees or their Representatives as well as deliberations of pay. No final action was taken after executive session.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

ADJOURN

There being no further business to come before Council, a motion was made by Councilmember Orrick seconded by Councilmember Abel to adjourn. On roll call vote all present voted Aye. Mayor Luft adjourned the meeting at 6:51 PM.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY MARCH 22, 2021 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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NOTICE IS HEREBY GIVEN THAT THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS WILL BE HELD ON MONDAY, MARCH 22, 2021 AT 5:30 P.M. IN THE CITY HALL COUNCIL CHAMBERS, 111 SOUTH CAPITOL STREET, PEKIN, ILLINOIS 61554

TO JOIN IN THE MEETING FOLLOW THIS LINK: HTTPS://ZOOM.US/J/6898035689. BY PHONE, DIAL IN AND LISTEN TO THE MEETING AS FOLLOWS: 1-312-626-6799; THEN ENTER MEETING ID 689 803 5689. PRIOR TO THE MEETING, YOU CAN ALSO SUBMIT A PUBLIC COMMENT REMOTELY BY EMAIL, BY 3 PM THE DAY OF THE MEETING, BY SENDING AN EMAIL TO THE DEPUTY CITY CLERK AT NLSTEWART@CI.PEKIN.IL.US AND INSERTING IN THE SUBJECT LINE FOR THE EMAIL "PUBLIC COMMENT FOR MEETING ON MARCH 22, 2021".

TO VIEW MEETING ONLINE GO TO: HTTP://PEKINIL.IQM2.COM (CLICK BANNER AT THE TOP THAT STATES "VIEW LIVE MEETING") OR CHANNEL 22

PLEDGE OF ALLEGIANCE

Due to the Governor's Executive Order regarding COVID-19 and the relaxing of the Open Meetings Act requirements, this meeting was held remotely via Zoom Meetings with the option of an in person meeting at Council Chambers for the public to attend with proper social distancing. Therefore, the provisions of the City Code regarding electronic attendance did not apply. The Pledge of Allegiance was led by Councilmember Hohimer. Deputy Clerk Ms. Nicole Stewart confirmed by roll call vote, that all Councilmembers were physically present. City Clerk, Ms. Sue McMillan, was absent.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	5:21 PM
Rick Hilst	Councilman	Present	5:21 PM
Karen Hohimer	Councilwoman	Present	5:20 PM
Dave Nutter	Councilman	Present	5:22 PM
Lloyd Orrick	Mayor Pro-Tem	Present	5:18 PM
John P Abel	Councilman	Present	5:19 PM
Mark Luft	Mayor	Absent	

APPROVE AGENDA

3.1. Motion to: **Approve agenda as Amended**

Councilmember Hohimer moved Consent Agenda item 7.1 the Proclamation Recognition of the Illinois Association of Chiefs of Police and the NAACP Illinois State Conference 10 Shared Principles to after the approval of the agenda, seconded by Councilmember Nutter.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

3.2. Proclamation Recognition of the Illinois Association of Chiefs of Police and the NAACP Illinois State Conference 10 Shared Principles.
Police Chief John Dossey read the Proclamation Recognizing the 10 Shared Principles by the Pekin Police Department and the NAACP.

Reverend Hightower spoke commending the City of Pekin for taking this step and for exhibiting forward progress.

EXECUTIVE SESSION 5 ILCS 120/2 (C) 11. LITIGATION

4.1. Motion to: **Move into Executive Session 5 ILCS 120/2 (c) 11. Litigation**
A motion was made by Councilmember Garrison, seconded by Councilmember Nutter, to move into Executive Session to discuss 5 ILCS 120/2 (c) 11. Litigation at 5:40 P.M. On roll call vote all present voted Aye. Motion carried.

Council returned to Open Session at 6:07 P.M.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

APPROVAL OF MINUTES

5.1. City Council - Regular Meeting - Mar 8, 2021 5:30 PM

5.2. City Council - Special Meeting - Mar 15, 2021 5:30 PM

Motion to: **Approve Minutes**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

PUBLIC INPUT

Mr. Jim Mangan spoke regarding agenda item 8.1 Amending the Solid Waste Collection Provisions of the City Code. Mr. Mangan spoke against the item and requested Council to vote against it. Mr. Mangan also spoke regarding the criteria the government body uses to evaluate top administrators. Mr. Mangan stated that he filed a FOIA and received an answer from the City Clerk stating that no documents existed for Council's criteria for the Manager's evaluation. Mr. Mangan requested the date such evaluation was held.

Councilmember Abel stated that the Council had not refused to do anything and the accusations were unfounded with regards to Mr. Mangan's comment two weeks ago about Council refusing to do the City Manager's evaluation.

CONSENT AGENDA

Motion to: **Remove 7.1 from Consent Agenda**

7.1. Accounts Payable to be Paid Proof List thru March 19, 2021

7.2. Police Department Monthly Stats - February 2021

7.3. Receive and File Bids Bus Department Ceiling Tile Project

Motion to: **Approve Consent Agenda as Amended**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

UNFINISHED BUSINESS

8.1. Ordinance No. 2960-20/21 Amending Solid Waste Collection Provisions of the City Code

A motion was made by Councilmember Hilst, seconded by Councilmember Garrison, to approve and adopt Ordinance No. 2960-20/21 Amending Solid Waste Collection Provisions of the City Code.

City Manager, Mr. Rothert, stated that the ordinance was originally to Council and layed over at the March 8, 2021 meeting. A motion was made to bring it forward. Mr. Rothert explained that three versions of the ordinance was in the packet that included a redlined version, a clean version, and an edited version by staff.

Council discussed the information errors on page 106 in the second version, that included the allowable size of garbage cans.

City Attorney, Ms. Kate Swise, stated that the agenda item was brought back from a previous meeting.

A motion was made by Councilmember Hohimer, seconded by Councilmember Abel to layover Ordinance No. 2960-20/21 Amending Solid Waste Collection Provisions of the City Code to the April 12, 2021 Council Meeting to review the modifications.

RESULT:	**POSTPONED [4 TO 2]** **Next: 4/12/2021 5:30 PM**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	John P Abel, Councilman
AYES:	Michael Garrison, Karen Hohimer, Lloyd Orrick, John P Abel
NAYS:	Rick Hilst, Dave Nutter
ABSENT:	Mark Luft

NEW BUSINESS

9.1. Ordinance No. 2963-20/21 Agreement for Sale of Real Property - 04-10-02-106-001

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Ordinance No. 2963-20/21 Agreement for Sale of Real Property - 04-10-02-106-001. Mr. Rothert explained that the Council had an interest to sell the triangular parcel located at 700 Court Street. Due to the parcel's location in the TIF district, the City only had to provide a reasonable opportunity for any person to submit alternative bids and proposals. Notice of the acceptance of bids was posted on the City's website on February 26, 2021 with bids due on March 11, 2021. Mr. Rothert continued to explain that the parcel was being sold "as is" with the City making no warranties regarding the condition of the parcel. The sole bidder was Saint Joseph Catholic Church in the amount of$1,500, which was the prorated per acre purchase price requested.

Mayor Pro-tem Orrick commented that St. Joe's came to Council months ago with a plan to expand in residential and they went back and redid it.

Mr. Rothert stated that the site plan was already approved.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

9.2. Resolution No. 234-20/21 Award Bus Department Ceiling Tile Project to SNS Construction

City Manager, Mr. Mark Rothert, presented the agenda item to Council to approve and adopt Resolution No. 234-20/21 Award Bus Department Ceiling Tile Project to SNS Construction. Mr. Rothert explained that the current fiscal year provided funding to the Bus Department for general upgrades. This was the second larger project to utilize those funds. The HVAC in the Bus Department building was first upgraded, which directly lined up with this project due to reconfiguring some ceiling tiles to accommodate the new units. In addition, the existing tiles were aged and discolored. This project consisted of removing any existing tiles that still remained, repainting the Grid, and installing new tiles. This Project was sent out as an RFP, with the City receiving 4 bids.

Councilmember Nutter thanked the Property Manager for responses to his questions.

Mayor Pro-tem questioned whether the bidders supplied proof of insurance.

Property Manager, Mr. Jayson Breinen, confirmed that the low bidder had provided proof of insurance.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

9.3. Resolution No. 235-20/21 A Resolution Authorizing the Mayor to Execute an Intergovernmental Agreement between the City of Pekin and Tazewell County to Receive Recycling Grants Funds for 2020

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Resolution No. 235-20/21 A Resolution Authorizing the Mayor to Execute an Intergovernmental Agreement between the City of Pekin and Tazewell County to Receive Recycling Grants Funds for 2020. Mr. Rothert clarified that the resolution should read 2021 not 2020.

Mayor Pro-tem Orrick stated that this was the yearly recycling grant received annually from Tazewell County.

Mr. Rothert explained that in previously years the City received $71K but this year the City would be receiving $94K to support the City's recycling efforts. Mid-year reporting was required by the Solid Waste Department.

Mayor Pro-tem questioned if reduced priced carts could be offered to lower income residents.

Brett Olson stated that only $5K could be used towards carts.

Councilmember Hilst discussed the required reports by the Solid Waste Department.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

9.4. Resolution No. 236-20/21 Re-allocate Rebuild Illinois Public Infrastructure Grant from Court Street to Parkway

City Engineer, Ms. Josie Esker, presented the request to Council to approve and adopt Resolution No. 236-20/21 Re-allocate Rebuild Illinois Public Infrastructure Grant from Court Street to Parkway. Ms. Esker explained that the grant had to be used for bondable projects that last 13 years or longer. Ms. Esker stated that the City had received other grant funding for Court Street before that was allocated and now the City had other funds from the Rebuild Illinois grant. Council was requesting to reallocate funds for Parkway instead of Court Street.

Mayor Pro-tem Orrick questioned if approved whether it would free up other MFT funds for other projects.

Ms. Esker concurred and proposed that the MFT money could be allocated to engineering on Derby Street. She believed this was the general direction of Council but it had not been formalized. Staff had requested RFQ's from engineering firms for Derby Street to submit to come to Council the last meeting in April or first meeting in May for those agreements.

Mr. Rothert added that the Capital Plan did anticipate allocating MFT Funds toward Derby Street.

Council continued the discussion regarding the engineering and construction of Derby Street for next year along with the other funding received for Court Street.

Ms. Esker explained that the City had received a $20M grant from the Capital Bill, was awarded $2M from DCEO, received $1.7M through PPUATS as part of a federal grant and the City had the opportunity to use BDD money to fill in any gaps. Additional funds would be coming in for the Rebuild Illinois grant allowing the City to utilize half now and next year.

Mr. Rothert stated that it was two payments of what was expected to be received that the State gave to all municipalities. The State would be issuing two payments per year for the next four years.

Councilmember Hilst expressed concern to keep the funds for Court Street construction.

Ms. Esker admitted that there was not enough funding to cover all of Court Street but that with BDD money the gap would be close. Ms. Esker felt that the gap would happen several years down the road and that there were other streets that needed fixed now.

Councilmember Hilst also spoke about the funds allocated for Parkway.

Ms. Esker stated that Rebuild Illinois funds were more restrictive than MFT Funds and it made sense to spend the most restrictive fund first so that there would be more options later.

Councilmember Abel questioned when the citizens would see construction begin on Court Street.

Ms. Esker answered that final plans and specifications were submitted to IDOT for review and it was expected to be out to bid in April with construction to start later in May.

Councilmember Nutter questioned the $2M allocated for Valle Vista to Veterans.

Ms. Esker answered that the projects will go over in cost. There were two projects, one for $2.7M and the other for around $400K. DCEO was funding a portion of one project for a traffic light at Valle Vista and the other project for an emergency signal for the fire department. The remaining funding would come from the State.

Mr. Rothert clarified that the funding was the $4M provided by the jurisdictional transfer.

Councilmember Nutter stated that he was in disagreement of transferring funds to another project causing a shortfall for Court Street and how the City has to adjust funding somewhere out of the reserves.

Mr. Rothert clarified that the reserves were designated for the Court Street project. Mr. Rothert reminded Council that there was consensus to begin the Derby Street project and transferring funds was the way to accomplish it.

Councilmember Nutter went on to question how the sidewalks were not included in the Parkway Drive project.

Ms. Esker explained that sidewalks and curb planned to be funded out of MFT and it was not eligible. A formal resolution had not been presented for either the Parkway project or the 5th Street project.

Mr. Rothert explained that IDOT had a resolution requirement that was passed by Council but the resolution for the plan on street maintenance had not.

Council also discussed where BDD money could be utilized.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

9.5. Resolution No. 237-20/21 Appropriating Rebuild Illinois Allocation in the Amount of $962,000 for Parkway Drive Mill & Overlay 19-00194-00-RS

No comments were made by Council.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

9.6. Resolution No. 238-20/21 Appropriating Motor Fuel Tax in the Amount of $2,053,000 2021 Street Maintenance Plan 21-00000-00-GM

No comments were made by Council.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

9.7. Budget Discussion - Public Safety (Police and Fire)

Fire Chief, Trent Reeise, led the discussion of the budget with a power point presentation focused on the proposed Fiscal Year 2022 Fire Department budget. Chief Reeise went over the major highlights that included storage facility, apparatus and vehicles, personnel, equipment and facility maintenance.

Council discussed the cost of personnel, scheduling, overtime and an additional three new positions.

Councilmember Garrison discussed the purpose of three fire stations within the City and the 5 minute response time for the first engine company.

Councilmember Hilst proposed looking into 12 hour shift schedules.

Chief Reeise explained that 12 hour shift schedules equates to more expense and additional personnel. The labor exemption allows for 24 hour shifts and that exemption would be lost moving to 12 hour shifts.

Police Chief John Dossey, continued the budget discussion with another power point presentation focused on the proposed police department budget. Chief Dossey touched on a departmental priorities that included a records employee addition, Axon body worn camera expansion, Enterprise lease of 5 squad cars, increased training budget, promotions/accreditation/policy review, Starcom radio infrastructure project and property cleanup/demolition.

Deputy Chief Seth Ranney discussed the need for an additional records employee due to the high volume of FOIA requests, that include significant hours for redaction, and cannabis expungements.

Fleet Manager, Mr. Dan Jost, spoke about the high costs associated with downtime on vehicles due to the department running behind on the vehicle replacement plan. Mr. Jost added that the department is requesting an additional 5 squad vehicle leases to continue with the Enterprise replacement plan.

Chief Dossey continued the presentation and discussed the proposed promotion from Sergeant to Lieutenant position to review 800 pages of House Bill HB3653 and the abundance of new house bills being introduced. Chief Dossey explained that it may require an ordinance change with the promotion of a Lieutenant position.

Mayor Pro-tem Orrick discussed the use of force and no knock warrants in the last year.

Deputy Chief Raney did not think the city had done a no knock warrant in the past several years and would have to get back to Council on the number of use of force events.

Council discussed the new house bills and the effect on recruitment.

Council also discussed the timeframe on the redaction of cannabis expungements.

CITY COUNCIL OR STAFF REPORTS

CDBG Program Manager, Mr. David Bess, gave an update on the Utility Grant applications. Mr. Bess announced that the application period was closed and 120 completed applications had been received.

City Manager, Mr. Mark Rothert, added that each applicant could receive up to $1K depending on need.

Street Supervisor, Mr. Brett Olson, reminded the City that yard waste would begin April 1st.

Mr. Rothert announced that an insert was provided in wastewater bills regarding the Bright Spot Awards.

Councilmember Nutter requested an update on the parking study, the Court Street drainage project and the Lake Whitehurst project.

City Engineer, Ms. Josie Esker, stated that the Court Street drainage study was completed and that a presentation by Farnsworth was scheduled at the next Infrastructure meeting on March 29th at 1:30 P.M.

Councilmember Abel questioned the amount of money owed from Pizza Peel.

Mr. Rothert explained that the developer had some time to get a new tenant into the building in less than 18 months.

Councilmember Orrick requested an update from the City Engineer on the sewer running under the RR tracks.

Ms. Esker that the CSO project on Front Street was going well and they are on day 22 of the 60 day window to complete the project with the Railroad. Ms. Esker felt they were ahead of schedule and that the current river level was low with no forecast of rain.

Councilmember Orrick also questioned the cost of the steel casing.

Ms. Esker thought it was close to $1M because of the railroad requirements for that pipe.

ADJOURN

There being no further business coming to Council, a motion was made by Council Member Garrison to adjourn seconded by Council Member Nutter. Motion carried viva voce. Mayor Pro-tem Orrick adjourned the meeting at 8:00 P.M.

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY MARCH 25, 2019 AT 5:30 O'CLOCK P.M.
JOHN MCCABE * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE

Mayor McCabe recognized the local 8-U Mites hockey team for winning the state championship in their age group on March 10, 2019. He asked teammates Moira Clements, Trevor Vicary and Xander Guerra to lead the Pledge of Allegiance.

City Clerk Sue McMillan confirmed that all Council Members were logged in and physically present. Mayor McCabe declared a quorum was present for the meeting.

Attendee Name	Title	Status	Arrived
James A Schramm	Council Member	Present	5:27 PM
Michael Garrison	Councilman	Present	4:48 PM
Lloyd Orrick	Mayor Pro-Tem	Present	4:47 PM
John P Abel	Council Member	Present	4:48 PM
Michael Ritchason	Council Member	Present	5:17 PM
Mark Luft	Council Member	Present	5:26 PM
John McCabe	Mayor	Present	4:47 PM

MINUTES APPROVAL

3.1. **City Council - Work Session - Mar 11, 2019 6:00 PM**

3.2. **City Council - Regular Meeting - Mar 11, 2019 5:30 PM**

RESULT:	**ACCEPTED [UNANIMOUS]**
MOVER:	James A Schramm, Council Member
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

3.3. Motion to: **Motion to Approve Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

CONSENT AGENDA

4.1. **February 13, 2019 Pekin Zoning Board of Appeals Minutes**

4.2. **January 9, 2019 Minutes of Pekin Plan Commission**

4.3. **Tazewell County Animal Control Billing February 2019**

4.4. **February 2019 Building Report**

4.5. **Proclamation 40th Anniversary Celebration Day of The Pekin Mobile Diner**

4.6. **Accounts Payable Check Run March 22, 2019**

4.7. Resolution No. 144-18/19 Zoning Map Publication Revision as of December 31, 2018

4.8. Motion to: **Motion to Approve Consent Agenda**

Mayor McCabe read and presented the 7 business items. The Consent Agenda was approved by Omnibus vote. Mayor McCabe next recognized the community service of the Rotary Club by reading the Proclamation "40th anniversary Celebration Day of the Pekin Mobile Diner" Rotarian Council Member Orrick asked that member Gary Gillis step forward to receive the proclamation for other Rotarians in attendance.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James A Schramm, Council Member
SECONDER:	Michael Ritchason, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

PUBLIC COMMENTS

Dave Nutter stated he was not against the Avanti's Dome LLC receiving grant funds but asked that Council consider getting a market business plan and a form to review how expenses would be listed.

Bill Fleming, Executive Director of the Pekin Area Chamber of Commerce, spoke in behave of its member in support of New Business items to increase the Hotel/Motel Tax by 1% and the grant agreement to earmark the additional revenue for marketing the Advanti's Dome facility. He encouraged the Council to vote yes.

PRESENTATIONS

6.1. Presentation by Peoria Convention and Visitors Bureau for Annual Allocation of Funding

Don Welch, President/CEO Peoria Area Convention and Visitors Bureau in a PowerPoint presentation informed the Council of Pekin's direct relationship with PACVB for the sponsorship given. He elaborated on the following:

-business opportunities and generated room revenue

-promotional exposure through radio, television, email, social media, print ads

He reported on the value of Enjoy Peoria for Pekin and the results of the work for Christmas on Court event.

6.2. Presentation regarding Hotel/Motel Tax Support for Ledgestone Insurance Disc Golf Tournaments

Nate Heinold spoke to Council to request Hotel/Motel Tax grant money support of the 2019 Ledgestone Insurance Disc Golf Tournaments. Local courses included in the event were in Morton, Peoria, Eureka, and Pekin. Jerry Anderson, Seth Friedrich, Brett Shemanski representing the Clubs at Sunset, answered questions and gave input on the benefits not only to the golf course but also the community.

6.3. Avanti's Dome Presentation regarding Hotel/Motel Tax Support for Additional Marketing Efforts

Dan Cunningham spoke to Council on the millions of dollars Albert Zellar has invested in the dome since his purchase 9 years ago. Mr. Cunningam described the Dome as one of the largest indoor facilities in Central Illinois and has not been used to its capacity. They are asking from Council for assistance on marketing and creating the Dome as a destination. They will have an aggressive marketing plan in April and have already invested in new updates including led lighting, additional safety netting and new turf. Other activities can be brought to the Dome that include volleyball and cheerleading.

6.4. Presentation of the Proposed Streets for 2019 Street Maintenance Program

City Engineer, Michael Guerra, spoke to Council to follow up with the plan and preliminary findings on street maintenance. Project Engineer, Josie Esker, also added that the top two items on the survey were Sheridan Road and Koch Street. Other streets are to be added for patching and crack filling, that include Derby, Hanna, Veterans, Griffin and Ashwood. Mr. Guerra stated that the survey results came back and they do not want to delay the obvious projects and can add on the state process at any time, but also asked on capital projects. Unanimous vote on Court Street, then Derby, Veterans, El Camino, 5th, brick streets and Brenkman.

The Council discussed numerous streets and the techniques used. They also discussed how the City is falling being and would need $4M to keep pace, right now the City is only spending $1M.

NEW BUSINESS

7.1. Ordinance No. 2819 - 18/19 An Ordinance Amending Title 3, Chapter 2 of The Code of The City Of Pekin Regarding Payment and Collection of Municipal Taxes (Hotel/Motel Taxes)

Council was advised that the City currently collected a 5% tax on the rental of hotel rooms which generated approximately $200,000 annually in the Tourism Fund. The purpose of the fund was to promote events, tourism and conventions or to attract nonresident overnight visitors to the City. Matt Fick told the Council the tax increase from 5% to 6% would result in an additional $40,000.00 annually.

Council Member Luft advised that it would be abstaining in that his wife was a member of the Tourism Committee.

RESULT:	**ADOPTED [5 TO 1]**
MOVER:	Michael Ritchason, Council Member
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Schramm, Orrick, Abel, Ritchason, McCabe
NAYS:	Michael Garrison
ABSTAIN:	Mark Luft

7.2. Grant Agreement with Avanti's Dome LLC for Funds From the City's Hotel/Motel Tax Tourism Fund

The Council was asked to consider the request from Avanti's Dome seeking up to $40,000 in the hotel/motel tax fund for expenses related to marketing their facility to bring more events and visitors to the community. The terms of the agreement were for 3 years with any grant allocation to Avanti's Dome would be agreed upon through a grant agreement with the City and only used for eligible expenses to market the Dome for additional activities or events. Prior to disbursement Avanti's Dome would develop a marketing plan, identify specific uses for grant funds and submit marketing plans to the City Manager for approval. Financial reports, profit and loss statements, balance sheets and tax returns to be provided on an annual basis.

RESULT:	**APPROVED [5 TO 1]**
MOVER:	Michael Ritchason, Council Member
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Schramm, Orrick, Abel, Ritchason, McCabe
NAYS:	Michael Garrison
ABSTAIN:	Mark Luft

7.3. Motor Fuel Tax Resolution No. 146-18/19 for 19-00000-00-GM

City Engineer Michael Guerra asked that Council approve the selection of streets for the 2019 Street Maintenance Plan the Motor Fuel Tax appropriation of $770,000. He stated the selection for the 2019 program was based on input from the Council while maximizing the anticipated MFT funds that would be received in Fiscal Year 2020. Streets selected were:

Mill & Overlay	Sheridan Road	14th Street to Parkway
Patching	Koch Street	14th Street to 3rd Street

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

7.4. Resolution 145-18/19 recommendation by City Council Committee on Storm Water for engineering task order

Mr. Guerra next advised the Council on the task order to proceed with a recommendation of the Council Sub Committee on Stromwater for the design of the project at Koch Street and Riverway Drive. Based on the master service approved by Council October 22, 2018, task order 2 with Crawford, Murphy and Tilly would also identify easements needed, prepare purchase documents, and plans with specifications for the construction of approximately 700 ft. of new storm sewer.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

7.5. Ordinance 1568-A209-18/19 Zoning Map Amendment for the Re-Zoning of Property at 131 N. Parkway Drive from OS-1, (Office Service District) to B-3, (General Business District)

John Lebegue presented the recommendation of the Pekin Plan Commission to approve the rezoning request of Eric Hill, representing SNH Investments Inc. The application for amending the change for the property located at 131 N. Parkway Drive from OS-1 Office Service District to B-3, General Business District was for the purpose of having the ability to conduct commercial business uses at the property.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

7.6. Ordinance No. 2817-18/19 Amending Title 7, Chapter 1A of the City Code Regarding Building Permit Fees

John Lebegue next advised the Council on the proposed ordinance to amend the Fee Schedule calculation presently in the Code. Under the present audit it was discovered that there existed a conflict in the building permit fees and the fees being assessed by the computerized building permit program. When changes were last made in 2004 the fee formula for projects costing more than $5,000 and projects over $1,000,000.00 were not codified correctly.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

7.7. Ordinance No. 2818 - 18/19 Amending Title 3, Chapter 3, Section 6C(I) and (ii) of the Code of the City of Pekin 1995 to Allow Persons 18 Years of Age and Older to Stock Alcoholic Beverages in Stores and Restaurants

Mayor McCabe presented the ordinance and explanation of the recommendation of the Liquor Commission to authorize persons age 18 years and older to be employed by a premises licensed to sell alcohol for the limited purpose of stocking shelves or making inventory. The action would extend job opportunities to younger persons. The ordinance would also remove a paragraph which prohibited persons with communicable or venereal diseases from serving alcohol as it was outdated and likely unenforceable.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Mark Luft, Council Member
SECONDER:	Michael Garrison, Councilman
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

7.8. PAL Health Technology II Reimbursement Per Development Agreement

City Engineer, Mark Rothert, reminded Council that PAL had left the community and the City offered them an incentive to return. They have now met their end of the agreement early and would like to request reimbursement of payment in accordance with their job creation goals.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Mark Luft, Council Member
SECONDER:	Michael Ritchason, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Dave Nutter spoke on how encouraging it is to hear all the activities in town. He suggested having a plan to clean up the City, including the property on Court and Parkway. He thought St. Patrick's day was great. Mr. Nutter also spoke regarding on improvements to the Liquor Commission on how St. Patrick's Day was handled.

John McNish questioned whether or not the wastewater plant was back up to 100%. Mr. McNish also inquired about the street maintenance plan and the ADA lawsuit.

Finance Director, Bruce Marston, explained to Council that in an effort to increase transparency to the public, a report would be included in the Council packet at the regular meetings listing all the checks cut, dollar amount and vendor/expenditure account it is coded to. He also added that the transparency site was not providing accurate information in every case and will be making some modifications or eliminating it.

Council Member Ritchason, Mayor McCabe encouraged the public to vote next week.

EXECUTIVE SESSION 5 ILCS 120/2 (C) 11. PENDING LITIGATION

9.1. Motion to: **Motion to Move to Executive Session**
Motion was made by Council Member Abel, seconded by Council Member Luft to move to Executive
Session at 7:32 P.M. to discuss 5 ILCS 120/2 (c) 11. Pending Litigation.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Council Member
SECONDER:	Mark Luft, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

ADJOURN

The Council returned to open session and without further action to come, motion was made by Council Member Luft, seconded by Council Member Ritchason to adjourn. Motion carried viva voce. Mayor McCabe adjourned the meeting at 7:57 PM.

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PROCEEDINGS OF THE WORK SESSION
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY MARCH 25, 2019 AT 6:30 O'CLOCK P.M.
JOHN MCCABE * CHAIR * PRESIDING

****

On roll call all present said Aye.

Attendee Name	Title	Status	Arrived
James A Schramm	Council Member	Present	
Michael Garrison	Councilman	Present	
Lloyd Orrick	Mayor Pro-Tem	Present	
John P Abel	Council Member	Present	
Michael Ritchason	Council Member	Present	
Mark Luft	Council Member	Present	
John McCabe	Mayor	Present	

COMMUNICATIONS

2.1. WORK SESSION #3 DRAFT BUDGET FY20

City Manager, Mark Rothert, presented a power point presentation outlining the budget timeline, budget summary, recent modifications and the next steps. Mr. Rothert explained that there is a timelines that needs to be followed. He also announced that a draft copy of the budget will be available to the public. Mr. Rothert provided a handout of the revised budget to Council Members, certain staff and the public.

Council Members and staff discussed particulars in the budget including expenditures for insurance, insurance claim costs, fire and police insurance. Also discussed were upcoming ordinances that would affect the budget that Attorney Swise will be drafting for the next meeting. The adoption dates for the budget were discussed and Council Member Orrick stated that he would like the meeting to adopt the budget to be the second meeting in April.

PUBLIC INPUT

None.

ADJOURN

No further action to come before Council. Council Member Garrison made a motion to adjourn, seconded by Council Member Abel. Mayor McCabe adjourned the meeting at 8:14 P.M.

CITY OF Pekin ILLINOIS

PROCEEDINGS OF THE SPECIAL MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY MARCH 29, 2021 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

NOTICE IS HEREBY GIVEN THAT A SPECIAL MEETING OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS WILL BE HELD ON MONDAY, MARCH 29, 2021 AT 5:30 P.M. IN THE CITY HALL COUNCIL CHAMBERS, 111 SOUTH CAPITOL STREET, PEKIN, ILLINOIS 61554. THE PUBLIC MAY ATTEND WITH PROPER SOCIAL DISTANCING.

TO JOIN IN THE MEETING FOLLOW THIS LINK: HTTPS://ZOOM.US/J/6898035689. BY PHONE, DIAL IN AND LISTEN TO THE MEETING AS FOLLOWS: 1-312-626-6799; THEN ENTER MEETING ID 689 803 5689. PRIOR TO THE MEETING, YOU CAN ALSO SUBMIT A PUBLIC COMMENT REMOTELY BY EMAIL, BY 3 PM THE DAY OF THE MEETING, BY SENDING AN EMAIL TO THE CITY CLERK AT SMCMILLAN@CI.PEKIN.IL.US AND INSERTING IN THE SUBJECT LINE FOR THE EMAIL "PUBLIC COMMENT FOR MEETING ON MARCH 29, 2021".

TO VIEW MEETING ONLINE GO TO: HTTP://PEKINIL.IQM2.COM (CLICK BANNER AT THE TOP THAT STATES "VIEW LIVE MEETING") OR CHANNEL 22

PLEDGE OF ALLEGIANCE

Due to the Governor's Executive Order regarding COVID-19 and the relaxing of the Open Meetings Act requirements, this meeting was held remotely via Zoom Meetings with the option of an in person meeting at Council Chambers for the public to attend with proper social distancing. Therefore, the provisions of the City Code regarding electronic attendance did not apply. The Pledge of Allegiance was led by Councilmember Orrick. The Clerk confirmed by roll call vote, that all Councilmembers were physically present.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	5:13 PM
Rick Hilst	Councilman	Present	5:13 PM
Karen Hohimer	Councilwoman	Present	5:14 PM
Dave Nutter	Councilman	Present	5:13 PM
Lloyd Orrick	Mayor Pro-Tem	Present	5:11 PM
John P Abel	Councilman	Present	5:14 PM
Mark Luft	Mayor	Present	5:12 PM

APPROVE AGENDA

3.1. Motion to: **Approve Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

PUBLIC INPUT

Mayor Luft and the Clerk confirmed no public input was received.

NEW BUSINESS

5.1. Resolution No. 239 - 20/21 to Approve Change Order to the Contract with Leander Construction for the Phase 3A CSO Project

City Engineer, Ms. Josie Esker, presented the request to Council to approve and adopt Resolution No. 239 - 20/21 to Approve Change Order to the Contract with Leander Construction for the Phase 3A CSO Project. Ms. Esker explained that the item was for a change order to the existing Combined Sewer Overflow contract with Leander Construction due to unpredictable developments in the work. Ms. Esker stated that site specific materials were being required by the Railroad above and beyond the initial review of the project plans and specifications. Both staff and consultant Engineer, Hanson Professional Services, felt that the unit prices in the change order were reasonable and should be accepted not to delay the project. Ms. Esker continued to explain that the reason the railroad was adding the item on the bid was because the City was raising the tracks and it could not be accomplished without specific ties.

Councilmember Hohimer expressed concern as why the City was replacing materials for the Railroad.

Ms. Esker explained that the City was going to be upgrading the railroad infrastructure for the Railroad. In order to raise the tracks and not make them worse, the only way was to make them better than before. Ms. Esker added that that infrastructure would not have been required if the tracks were not raised. This was the City's push to eliminate flooding on Front Street and tie into a new rail.

Councilmember Orrick questioned how much labor and material was required.

Ms. Esker explained that it was a significant amount of labor that the subcontractor Leander would be doing.

Councilmember Abel stated that he would reluctantly vote in favor of the agenda item in order to complete the project on time and avoid any $10K per day fines.

Council discussed the availability of supplies and if there were any upcoming delays.

Ms. Esker said that the project was close to being finished as all the steel casing had been installed and they were almost through the crossing to begin backhoeing in a week. Ms. Esker added that they were in good shape and still had about a month left on the contract.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

EXECUTIVE SESSION 5 ILCS 120/2 (C) (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

A motion was made by Councilmember Abel, seconded by Councilmember Orrick, to move into Executive Session to discuss 5 ILCS 120/2 (c) (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 at 5:41 P.M.

Council returned to Open Session at 6:10 P.M.

ADJOURN

There being no further business coming to Council, a motion was made by Council Member Orrick to adjourn seconded by Council Member Abel. Motion carried viva voce. Mayor Luft adjourned the meeting at 6:10 P.M

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY MARCH 8, 2021 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

****

NOTICE IS HEREBY GIVEN THAT THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS WILL BE HELD ON MONDAY, MARCH 8, 2021 AT 5:30 P.M. IN THE CITY HALL COUNCIL CHAMBERS, 111 SOUTH CAPITOL STREET, PEKIN, ILLINOIS 61554

TO JOIN IN THE MEETING FOLLOW THIS LINK: HTTPS://ZOOM.US/J/6898035689. BY PHONE, DIAL IN AND LISTEN TO THE MEETING AS FOLLOWS: 1-312-626-6799; THEN ENTER MEETING ID 689 803 5689. PRIOR TO THE MEETING, YOU CAN ALSO SUBMIT A PUBLIC COMMENT REMOTELY BY EMAIL, BY 3 PM THE DAY OF THE MEETING, BY SENDING AN EMAIL TO THE CITY CLERK AT SMCMILLAN@CI.PEKIN.IL.US AND INSERTING IN THE SUBJECT LINE FOR THE EMAIL "PUBLIC COMMENT FOR MEETING ON MARCH 8, 2021".

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PLEDGE OF ALLEGIANCE

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The Pledge of Allegiance was led by Councilmember Orrick. The Clerk confirmed by roll call vote, that all Councilmembers were physically present.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	5:02 PM
Rick Hilst	Councilman	Present	5:11 PM
Karen Hohimer	Councilwoman	Present	5:09 PM
Dave Nutter	Councilman	Present	5:08 PM
Lloyd Orrick	Mayor Pro-Tem	Present	5:05 PM
John P Abel	Councilman	Present	5:05 PM
Mark Luft	Mayor	Present	5:08 PM

APPROVE AGENDA

3.1. Motion to: **Approve agenda**
Mayor Luft removed New Business item 8.6 from the Agenda. A motion was made by Councilmember Orrick, seconded by Councilmember Hohimer, to

Minutes Acceptance: Minutes of Mar 8, 2021 5:30 PM (Minutes Approval) approve the agenda as amended. On roll call vote all present voted Aye. The agenda was approved as modified.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

APPROVAL OF MINUTES

4.1. City Council - Regular Meeting - Feb 22, 2021 5:30 PM

RESULT:	**ACCEPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

PUBLIC INPUT

Mayor Luft stated public input was received from Mr. Ted Golden that was quite lengthy. Mayor Luft said that staff would get answers back to him and previous questions had been answered.

City Manager, Mr. Mark Rothert, added that the City Clerk emailed responses to Mr. Golden recently.

Mr. Alan White spoke regarding 1111 Broadway under Old Business. Mr. White informed Council that the agenda posted Friday night had no pdf file in the request until Saturday. Mr. White inquired about the procedures to bring the item back to Council as it would hurt existing businesses. Mr. White questioned why the proposed developers 1111 Broadway did not have to submit public input before 3 pm and he did. Mr. White asked that council reject the item.

City Clerk, Sue McMillan, addressed Mr. White stating that public input comments are to be sent by email before 3 pm. The staff and the public are also allowed to address a business item at the time it is on the agenda when invited to do so. Ms. McMillan continued and explained that the packet was generated on Friday and due to a formatting error on the request, the packet was regenerated Friday at 5PM. Therefore, if a person of the public looked at the packet early Friday and not again until Saturday, they would have felt that it had changed.

Mr. Rothert added that it was a collective recommendation from everyone to bring the item regarding 1111 Broadway forward.

Mr. Jim Mangan questioned why the 2019 and 2018 independent audit had not been presented to Council or the public. Mr. Mangan spoke regarding agenda item 8.5 requesting an amendment be made that the City Manager receive no increase until an annual evaluation was held per his contract. Mr. Mangan also spoke in favor of an RFP regarding the item of discussion on solid waste. Mr. Mangan reminded Council that a list of questions were received by Council from him but never answered.

Solid Waste Foreman, Mr. Doug Arrowsmith, spoke regarding the RFP for Solid Waste. Mr. Arrowsmith stated in the last 20 years, 3 had gone out and each time the City could do it cheaper. Mr. Arrowsmith stated that he did not get a lot from the City and what he did get was the cost of insurance increasing. Mr. Arrowsmith also stated that no other companies do unlimited garbage pickup without a fee like the City does. Mr. Arrowsmith felt the cost would be considerably more with a 30-45% profit. Employee costs would still have to be paid and an outside company would charge the City for those costs. Mr. Arrowsmith added that he loved his job at the City and had a great boss that communicated and streamlined. Mr. Arrowsmith stated that he felt betrayed that there would be a chance of losing his job.

Mayor Luft apologized to Mr. Jack Teplitz and Chris Catania for the issues during the last meeting when they were unable to speak telephonically regarding 1111 Broadway.

Mr. Teplitz, the attorney for the 1111 Broadway project, spoke to clarify that the City knew they were available to speak but were unable to do so. Mr. Teplitz stated that it was not customary for any city that the developer was required to make comments at only the public comment time and that the opportunity given was at the time the issues came up. Mr. Teplitz asked Council to reconsider and rescind the vote so that they were given an opportunity to present to Council.

Chris Catania stated that they were disappointed not being able to speak during the last meeting. He reminded everyone that their team had all worked with the City on developing a plan that would bring value to that corner, that would improve the corner, and had committed to invest over $4M. Mr. Catania stated that up for consideration was not the use but its site plan as zoning allows. Mr. Catania stated that there was nothing on the site plan that went against the code and asked Council to reconsider and rescind the denial. Mr. Catania added that they were not a short term developer and any issues need to be properly addressed and to be voted on again on the 22nd meeting.

Mayor Luft stated that if there were any questions they would be asked during the agenda item.

CONSENT AGENDA

6.1. Accounts Payable To Be Paid Proof List thru March 5, 2021

6.2. Financial Reports January FY2021

6.3. Tazewell County Animal Control Billing - January 2021

6.4. Receive and File High Point Lane Tree Removal Bids

6.5. Receive and File Lake Kennedy Tree Removal Bids

6.6. Resolution No. 223-20/21 Publication of the Zoning Map as of December 31, 2020

6.7. Resolution No. 224-20/21 Mayor's Appointment of Kelly Madden to the Pekin Planning Commission

6.8. Proclamation Supermarket Employee Day

Motion to: **Approve Consent Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

OLD BUSINESS

7.1. Motion to: **Motion to Rescind Previous Action on Site Plan Denial for 1111 Broadway Project at 2/22/21 Meeting**

Councilmember Orrick questioned if Council was going to vote on the item again to accept it or not to accept it.

City Attorney, Ms. Kate Swise, stated the Council was voting on whether to undo the vote and would then put it back to where it was the first time. It was not an approval or a denial.

RESULT:	**ADOPTED [5 TO 2]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hohimer, Orrick, Abel, Luft
NAYS:	Rick Hilst, Dave Nutter

NEW BUSINESS

8.1. Ordinance No. 2962-20/21 Annexation of 1704 and 1706 Karo St. (Petitioner Tony LaHood)

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Ordinance No. 2962-20/21 Annexation of 1704 and 1706 Karo St. (Petitioner Tony LaHood). Mr. Rothert read the request explaining that a petition was signed and verified by Tony LaHood and filed with the City Clerk requesting annexation to the City of Pekin of a certain tract of land. The Cincinnati Township Highway Commissioner verbally agreed that the township would continue with road maintenance on Karo Street in front of the property to be annexed. Mr. Rothert stated that the arrangement would be formalized through an intergovernmental agreement. Mr. Rothert added that there was a question with the hookup to the sewer system, once his septic fails Mr. LaHood would have to hook on to the City sewer system. Mr. Rothert stated that Mr. Matt Fick was on the line to answer questions.

Councilmember Orrick questioned whether the property was going to be zoned a residential annexation and who would notify the 911 system.

Mr. Fick explained that it was the recommendation of the planning commission as it would offer more protection as residential. It was a grandfathered non-conforming use.

Mr. Rothert explained that the City takes care of the 911 system and that a letter would go out like other change in addresses.

Councilmember Abel questioned that as long as Mr. LaHood's septic system was working he would not be allowed to hook up to the city sewer system.

City Attorney, Ms. Kate Swise, stated that per State law, he cannot get a permit for an existing septic system if he has availability to connect to the City sewer system within 300 feet based on the Private Sewerage Disposal Act.

Councilmember Hilst questioned the location if he was required to hookup to the City sewer.

Mr. Rothert stated that the property he was looking to annex was in the middle of Karo Street and that it would have to be determined if getting annexations from the surrounding property owners would be necessary.

Councilmember Hilst continued to discuss the code and how he did not believe the property owner had been contacted or given any input as to whether he would be required to hook up or not. Councilmember Hilst felt that maybe the owner did not want the annexation to be approved and that Council should look at tabling the item.

Councilmember Hohimer stated that she had been speaking to Mr. LaHood for months and that there was no doubt he wanted the property annexed.

Ms. Swise stated that the Cranwill property was in between and did not butt the property.

Councilmember Nutter suggested putting something in writing so that it was not verbal and questioned if he decided that he did not want to annex whether it could be reversed.

Ms. Swise explained that he could withdraw his petition up to the time the City records. Ms. Swise added that she had provided her legal opinion to City staff but Mr. LaHood would have to seek his own legal opinion.

Councilmember Nutter questioned whether he would be grandfathered in at the location zoned R-1.

Ms. Swise explained that it was a non-conforming legal use unless he expands, then he would be restrained.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.2. Resolution No. 225-20/21 Empower Health Biometric Screening Agreement

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Resolution No. 225-20/21 Empower Health Biometric Screening Agreement. Mr. Rothert read the request to Council explained that the Wellness Committee of the city had conducted an annual health fair for more than 20 year for its full and part-time employees and the health fair had traditionally been held in October. Due to COVID, the City did not hold a health fair the past year. Mr. Rothert continued to explain that the human resources staff looked for option for biometric screening for employees and confirmed that Empower Health Services, LLC was available for in-person biometric screenings March 29, 30, and 31st in Pekin. Mr. Rothert also explained that the fire department has annual fitness requirements which may partially be met by conducting the biometric screenings. Additionally, the City may be able to include retirees on the health insurance plan in the screenings. Mr. Rothert explained that previous fairs included full and part-time employees and retirees with approximately 220 attendees. Mr. Rothert added that the Human Resources Department has a long standing relationship and was pleased they were available to return to service for our employees.

Council discussed why the item did not go out for bid and if there was an age limit on retirees.

Human Resource Director, Ms. Sarah Newcomb, explained that the company reached out to the City because they had those three days available and knew the City was planning on having a health fair last October but due to COVID did not have one not knowing the parameters to do it safely. Ms. Newcomb stated that the City previously had a 3 year agreement with a different company that expired in 2020. The price difference was $1 per person.

Mr. Rothert stated that if the expense was over $15K it would have to go out for bid. The expenditure was a variable cost due to the issue of availability to do an in person screening.

Ms. Newcomb added that the screening would take place at the bus department in the large meeting room. Ms. Newcomb also stated that the city has a few people that are on the health insurance plan for various reasons that are over the age of 65. To qualify for the screening they have to be on the health insurance plan.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.3. Resolution No. 226-20/21 Award Lake Kennedy Tree Removal Contract to Jimax Landscaping, LLC

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Resolution No. 226-20/21 Award Lake Kennedy Tree Removal Contract to JimaxLandscaping, LLC. Mr. Rothert read the request to Council summarizing that the resolution was to award the tree removal portion of the Lake Kennedy Trash Reduction Project to Jimax Landscaping, LLC. Mr. Rothert explained that it needed to be removed before April 1st due to the IDNR requirement that bat habitats may not be disturbed during the nesting season. The resolution was necessary if the trash reduction portion of the project was to be completed this year.

Councilmember Hilst requested an explanation of tabulation errors by IronHustler Excavating, Inc.

City Engineer, Ms. Josie Esker, explained that the tabulation errors did not have an effect. The form was not completed properly and the multiplication was wrong. The Ironhustler Excavating, Inc. bid was still way over estimate and was not considered as an option.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.4. Resolution No. 227-20/21 Award High Point Lane Tree Removal Contract to Jimax Landscaping, LLC

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Resolution No. 227-20/21 Award High Point Lane Tree Removal Contract to JimaxLandscaping, LLC. Mr. Rothert read the request to Council stating that the resolution was to award the tree removal portion of the High Point Lane Storm Sewer Repair project to Jimax Landscaping, LLC. Mr. Rothert explained that the tree removal needed to be completed before April 1st because of the IDNR requirement that bat habitats may not be disturbed during nesting season. The resolution was necessary if the storm sewer project was to be completed this year.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

Motion to: **Amend 8.5 to 2% pay raise for non-union employees**

A motion was made by Councilmember Orrick, seconded by Councilmember Garrison, to amend Resolution No. Resolution No. 228-20/21 to provide for a 2% cost of living adjustment increase for non-union employees.

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
NAYS:	Rick Hilst

8.5. 2507 : Resolution No. 228-20/21 Establishing non-union Cost of Living Adjustments for FY22 Budget as Amended

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Resolution No. 228-20/21 Establishing non-union Cost of Living Adjustments for FY22 Budget. Mr. Rothert read the request to Council explaining the calculations of the proposed 1.09% COLA for non-union employees. Mr. Rothert explained that the figures were largely based on the consumer index based on labor statistics and recommended to take the average of various statistics to come up with the number.

Councilmember Garrison stated that he would like to see a 2% COLA due to the fact that everything in the City Manager's calculations were worthless based on stats.

Mayor Luft also discussed the formula used and how there are arguments against and for each type but he was standing by the 2% increase as he believed it was fair ground.

Councilmember Orrick concurred with the Mayor's statement and supported the 2% increase.

Councilmember Hilst discussed the step system raise and how he did not believe there was anything in writing to allow for it.

Mr. Rothert explained that each year there is a bump of .5% based on a grade system put into place many years ago. The midpoint was to be the market average. This was traditionally done by past city managers or councils.

Councilmember Orrick concurred that if you were over the midpoint you would get less and if you were below you would get more.

Councilmember Nutter applauded Mr. Rothert for going back and looking at the stats and felt it was a true adjustment. Councilmember Nutter also inquired as to whether each employee was eligible for a salary increase.

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
NAYS:	Rick Hilst

8.6. Resolution No. 230-20/21 Support for 2021 Pekin Farmers Market

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Resolution No. 230-20/21 Support for 2021 Pekin Farmers Market. Mr. Rothert read the request to Council stating that the Pekin Park District Miller Center, Tazewell County Resource Center, Pekin Area Chamber of Commerce and Tazewell County Health Department joined together to establish a 2021 Farmer's Market in Pekin to be located at the Miller Center parking lot. Mr. Rothert explained that in the past the farmers market had been held downtown with many attempts at various days and times with obstacles of parking and inconvenient times. The driving force of the 20201 farmers market was to make fresh produce and local goods available to residents of Pekin. Coupons would be available to residents and would be distributed to seniors and low income families. Mr. Rothert continued to explain that the first couple of years would be dedicated to making sure that the market was self-sustainable, professionally managed, well attended and highly visible. The Pekin Park District Miller Center asked for $5,000 from the City to help support the cost of a professional marketing campaign. Hours were proposed were Thursdays from 3:30PM – 6:30 PM May through September. The funding request would come from hotel/motel taxes. The Tourism and Beautification Committee voted to recommend approval of the funding request.

Councilmember Orrick requested clarification on the amount that the marketing was $15k but the City was only giving $5K, questioned who was receiving the funds and stated that he thought it was a great idea.

Mr. Matt Fick was not sure if they were raising another $10K or not or who would be receiving the funds but would find out from someone from the Miller Center.

Council continued to discuss advertising options.

Councilmember Nutter spoke in favor of the item.

Mayor Luft announced that they were looking for sponsors and to contact Amy McCoy at the Chamber or the Miller Center.

Amy McCoy from the chamber stated that the coupon program was already in place but this would give them a venue. The additional funding was needed to market professionally and that the chamber was excited to sponsor with the Miller Center and TCRC.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, John P Abel
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.7. Resolution No. 231-20/21 Authorizing the Purchase of Additional Garbage and Recycle Carts

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Resolution No. 231-20/21 Authorizing the Purchase of Additional Garbage and Recycle Carts. Mr. Rothert read the request to Council stating that due to a low number of carts in the inventory and carts being purchased at a rapid rate, the City was seeking approval to purchase 500 garbage carts and 250 recycle carts for the Solid Waste Department. Staff recommended the purchase through the utilization of the Sourcewell contract with the vendor being Cascade Engineering which had been used in the past. Mr. Rothert added that a 10-year warranty was included with delivery generally in 3-4 weeks. Mr. Rothert also stated that the line item had already been expended but there was solid waste income in the fund to purchase the carts.

Solid Waste Supervisor, Mr. Brett Olson stated the number of carts requested was 500 and that 35 gallon totes were not truck friendly and hadn't been ordered in two years.

Council discussed the total cost being omitted in the request and the price of freight.

Council also discussed the price of the carts to residents and how that price was stated in the code.

Councilmember Hilst expressed that it was unfair to use taxpayers money to purchase the carts and then make them buy them back from the City.

Mr. Olson stated that it was probably at a breakeven point.

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	Dave Nutter, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
NAYS:	Rick Hilst

8.8. Discussion - RFP Solid Waste Collection

Councilmember Hilst led the discussion regarding an RFP for the Solid Waste Collection. Councilmember Hilst stated that an RFP could be sent out without waiting to vote on the ordinance that was tabled about changing a few small things in the City Code. The dollar amounts would be the same in the RFP. Councilmember Hilst stated that there were some comments made during the public input about private companies making a profit.

Mr. Rothert said that he would not characterize it as profit but that there was a surplus in the fund.

Councilmember Hilst said that the City had sent RFP's in the past when he was not on Council. He stated that the bids were opened up privately and he would like all future bids sealed and opened at the same time. Councilmember Hilst did not believe that the city would pay more with a private company and currently taxpayers did not have a choice as to whether wanted all three services.

Mayor Luft stated that he saw no problem with putting out an RFP.

Councilmember Hohimer stated that whoever bids would have to contact everyone in the city because you cannot guess who would want only garbage pickup and the companies did not bid ala carte. Other communities pay $20 to pick up an item.

Mayor Luft stated that he had seen several RFP's for solid waste pickup. Mayor Luft stated that he had conversation with Morton that charges $19 per month to pick up one can and recycling every two weeks and if full would have to be taken to PDC and pay to dump it. Mayor Luft said that other communities were floored that Pekin pickups unlimited garbage at our price. Mayor Luft explained that he did not believe Pekin waiting to submit a bid in the past until after all others were received. Pekin did not put in an official bid because the cost is on paper with what is charged during billing. Mayor Luft stated that the RFP should request a price quote to pick up everything on the curb that would include garbage, recycling, grass clippings and leaves, furniture, etc.

Street Department Supervisor, Mr. Brett Olson, questioned how to put out an RFP for trash pick-up at the Riverfront. Mr. Olson added that the city picks up all garbage in the City including events, all city properties, city buildings, fire stations and helping elderly to get their garbage to the street.

Mayor Luft stated that the RFP should go out for the exact same service the City offered to truly compare prices.

Finance Director, Mr. Bruce Marston, stated that the RFP would have to be tailored correctly and be specific.

Council continued the discussion regarding approving the changes to the code and the timing of the RFP.

Motion to: **To Move Ordinance No. 2960-20/21 Amending Solid Waste Collection Provisions of the City Code to the Next Meeting**

Mayor Luft stated that the Council will address the garbage issue during the next meeting and then Council could choose to put out an RFP based on the changes Council decides in the code.

RESULT:	**ADOPTED [5 TO 2]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Dave Nutter, Councilman
AYES:	Hilst, Nutter, Orrick, Abel, Luft
NAYS:	Michael Garrison, Karen Hohimer

8.9. Discussion - Utilization of surplus funds for additional projects, roads, vehicles, demolition

Councilmember Nutter led the discussion regarding the utilization of surplus funds for additional projects, roads, vehicles and demolition. Councilmember Nutter stated that he looked at this month's report showing a $4M surplus and it raised a flag.

City Manager, Mr. Mark Rothert, reminded Council of the General Fund Reserves Policy created 10 years ago. Questions were proposed regarding procedures if for example the reserves was over 25%. Mr. Rothert felt the policy was due for an update and has had discussion with Mr. Marston regarding a cash reserve policy or fund reserve policy to bring forward at the next meeting.

Finance Director, Mr. Bruce Marston, discussed whether the current policy was now irrelevant and general fund activities along with best practices need to be looked at. Mr. Marston stated that this was the first year going above 40%.

Councilmember Nutter questioned Mr. Marston on the audit.

Mr. Marston was hesitant to give an update but said he was hoping it would be finished soon.

8.10. Discussion - FY22 Budget Kick-Off Presentation

City Manager, Mr. Mark Rothert, led the discussion regarding the FY22 Budget. Mr. Rothert stated that he would have a draft of the budget to Council this week.

Mr. Rothert advised Council to set up individual meetings with him or to do work sessions.

Councilmember Orrick questioned whether the marijuana dispensary tax money be addressed in the budget and if it was a special fund by itself.

Mr. Rothert said that it was an estimate of $300-$400 thousand. It would go into the General Operations Fund as revenue and transferred to the pension funds.

CITY COUNCIL OR STAFF REPORTS

City Clerk, Ms. Sue McMillan, stated that Economic Interest Statements were mailed out from the office of Tazewell County Clerk to Departments Heads, Council Members and Board and Commission Members where provisions of the EIS apply to them. She was willing to hand deliver the completed form of others due back to the County May 1, 2021, if received on her desk by April 20th. The form could also be faxed mailed or completed on the County website and would be accepted in the City Clerk's Office through April 20th.

Councilmember Hohimer stated that she would like to see run down homes torn down or sold to get them on the tax role.

Councilmember Abel questioned opening the Council Chambers up to the public.

Mayor Luft stated he felt it could be done at the next meeting.

Mr. Rothert stated that there was a 50 person capacity limit.

Mayor Luft stated that there is a potential someone could be turned away from the meeting due to social distancing.

Ms. Swise stated the zoom links would still be available.

Councilmember Abel stated that there was no threats to any neighbors around 1111 Broadway and that Council never refused to do the City Manager's evaluation.

Councilmember Orrick stated he agreed with Councilmember Hohimer regarding run down homes. He would like to see a program with the high school to fix up those homes.

Councilmember Nutter asked for clarification on Mr. Golden's emails and wanted to know if they should be sent to Council.

Mr. Rothert stated they were sent to the Clerk and could be emailed to Council on request.

Councilmember Nutter stated that DXL was hiring and wondered if they requested any of the TIF allocation. Councilmember Nutter also stated he would also like to see demolitions begin on run down properties.

Mr. Rothert stated that the reimbursement was in process and had not been paid out yet. Mr. Rothert said that a staff meeting with the attorneys was approaching to set up a process.

Mayor Luft announced that it was National Women's Day and thanked all the women.

There being no further business coming to Council, a motion was made by Council Member Nutter to adjourn seconded by Council Member Abel. Motion carried viva voce. Mayor Luft adjourned the meeting at 8:02 P.M.

EXECUTIVE SESSION 5 ILCS 120/2 (C) IF APPLICABLE

ADJOURNMENT

The meeting was closed at 8:02 PM

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY MARCH 9, 2020 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Mark Luft. The City Clerk confirmed all members were present and logged on. A quorum was declared by Mayor Luft.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	4:23 PM
Rick Hilst	Councilman	Present	4:24 PM
Karen Hohimer	Councilwoman	Present	4:32 PM
Dave Nutter	Councilman	Present	4:23 PM
Lloyd Orrick	Mayor Pro-Tem	Present	4:25 PM
John P Abel	Councilman	Present	4:26 PM
Mark Luft	Mayor	Present	4:24 PM

RECOGNITION ROSE HASLER

Mayor Mark Luft presented a declaration to Rose Hasler, for her previous service as the secretary to the Mayor for 14 years and as a previous member of the City of Pekin's Liquor Commission.

APPROVE AGENDA

4.1. Motion to: **Approve agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

APPROVAL OF MINUTES

5.1. City Council - Special Meeting - Feb 24, 2020 5:00 PM

5.2. City Council - Regular Meeting - Feb 24, 2020 5:30 PM

Motion to: **Approve Minutes**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

PUBLIC INPUT

No public input was given.

CONSENT AGENDA

7.1. Accounts Payable to be Paid Proof List thru March 6, 2020

7.2. Tazewell County Animal Control Billing - February 2020

7.3. Resolution No. 67-19/20
Publication of the Zoning Map of the City of Pekin December 31, 2019

Motion to: **Approve Consent Agenda**

Mayor Luft read through the three items on the Consent Agenda.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

PRESENTATION

8.1. Presentation of the Revisions to the Employee Handbook

City Attorney, Mr. Joshua Herman, presented the proposed employee handbook. Mr. Herman advised that it was previously addressed in 2011 with a modest update in 2014. Provided in the Council Packet was a redlined version showing the changes to the handbook along with a three-page summary. Mr. Herman explained that this was only a first reading of the handbook and only highlighted major issues. Issues discussed with Council included the residency requirement, overtime policy, updated social media and public relations language, past employees and the I.T. policy. Mr. Herman stated that it was one of the most comprehensive handbooks they have ever seen.

Council discussed other changes they would like to see in the handbook including stricter residency requirements, non-union employee pay raises, employee vacations, and jury duty compensation.

Human Resources Director, Sarah Newcomb, was also available to address Council questions.

NEW BUSINESS

9.1. Ordinance No. 2873 - 19/20 Amending Title 6, Chapter 2, Section 13-4(J)(4) Regarding Registration Requirements for Non-Owner Occupied Properties Crime Free Property/Nuisance Property Abatement

Police Chief, John Dossey, presented the agenda item to approve and adopt Ordinance No. 2873-19/20 Amending Title 6, Chapter 2, Section 13-4(J)(4) Regarding Registration Requirements for Non-Owner Occupied Properties Crime Free Property/Nuisance Property Abatement. Chief Dossey explained that the exemption deletes number 4 about immediate family members of the owner that were identified to the police department as not owner occupied. Chief Dossey added that it was confirmed that there was no violation of any statute or Supreme Court ruling.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Rick Hilst, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

9.2. Resolution No. 65-19/20
Approving Purchase of TASERS for Police Department

Police Chief, John Dossey, presented the agenda item to approve and adopt Resolution No. 65-19/20 Approving Purchase of TASERS for the Police

Department. Chief Dossey added that the purchase through the sole source vendor is the only viable option the department has to use.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

9.3. Resolution No. 66 - 19/20
Resolution Designating the Borrowing of Funds from Pekin Community Bank for the Purchase of a Vactor as a Qualified Tax-Exempt Obligation
City Manager, Mr. Mark Rothert, presented the agenda item to approve and adopt Resolution No. 66-19/20 Designating the Borrowing of Funds from Pekin Community Bank for the Purchase of a Vactor as a Qualified Tax-Exempt Obligation. Mr. Rothert read the request for council action.

City Attorney, Kate Swise, added that this was just a formality and that the bank reached out to the city to seek an opinion letter that it was a tax exempt obligation.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Assistant City Engineer, Ms. Josie Esker, announced that Front Street is moving to the next phase and to expect a massive back up in congested areas beginning March 23rd.

Council discussed agenda postings on the website.

City Manager, Mr. Mark Rothert, spoke with regards to the diagonal striping and the Pilot program with parking.

EXECUTIVE SESSION 5 ILCS 120/2 (C)

ADJOURN

There being no further business to come before Council, a motion was made by Councilmember Hilst, seconded by Councilmember Orrick to adjourn. On roll call vote all present voted Aye. Mayor Luft adjourned the meeting at 6:34 P.M.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE WORK SESSION
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY MARCH 9, 2020 AT 6:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

****

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	6:44 PM
Rick Hilst	Councilman	Present	6:44 PM
Karen Hohimer	Councilwoman	Present	6:44 PM
Dave Nutter	Councilman	Present	6:44 PM
Lloyd Orrick	Mayor Pro-Tem	Present	6:44 PM
John P Abel	Councilman	Present	6:44 PM
Mark Luft	Mayor	Present	6:44 PM

APPROVE AGENDA

A motion was made by Councilmember Orrick to approve the agenda, seconded by Councilmember Abel. On roll call vote all present voted Aye. Mayor Luft opened the meeting at 6:44 P.M.

COMMUNICATIONS

3.1. Work Session #1 Draft Budget FY21

City Manager, Mr. Mark Rothert, presented a power point presentation with regards to a proposed budget. Mr. Rothert touched on council goals as it related to the budget and summarized and highlighted changes.

Council discussed proposed changes.

PUBLIC INPUT

No public input was given.

ADJOURN

A motion was made by Councilmember Orrick, seconded by Councilmember Garrison to adjourn the meeting. Motion carried viva voce. Mayor Luft adjourned the meeting at 7:22 P.M.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY APRIL 13, 2020 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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THIS WILL BE A REMOTE MEETING HELD VIA "ZOOM MEETINGS". THE PUBLIC CAN ONLY ATTEND THIS MEETING REMOTELY; DUE TO THE GOVERNOR'S EXECUTIVE ORDER REGARDING COVID-19 AND THE RELAXING OF THE OPEN MEETING ACT REQUIREMENTS, THIS MEETING WILL BE HELD REMOTELY VIA ZOOM MEETINGS WITHOUT AN IN-PERSON MEETING LOCATION FOR THE PUBLIC TO ATTEND. YOU WILL BE ABLE TO LISTEN TO THE MEETING AND SUBMIT COMMENTS DURING THE TIME FOR PUBLIC COMMENTS BY SENDING A DIRECT MESSAGE TO THE MEETING HOST USING ZOOM MEETINGS

TO JOIN IN THE MEETING FOLLOW THIS LINK: HTTPS://ZOOM.US/J/545242741. BY PHONE, DIAL IN AND LISTEN TO THE MEETING AS FOLLOWS: (TOLL FREE) 1-888-788-0099; THEN ENTER MEETING ID 545-242-741. PRIOR TO THE MEETING, YOU CAN ALSO SUBMIT A PUBLIC COMMENT REMOTELY BY EMAIL, BY 3 PM THE DAY OF THE MEETING, BY SENDING AN EMAIL TO THE CITY CLERK AT SMCMILLAN@CI.PEKIN.IL.US AND INSERTING IN THE SUBJECT LINE FOR THE EMAIL "PUBLIC COMMENT FOR MEETING ON APRIL 13, 2020".

TO VIEW MEETING ONLINE GO TO: HTTP://PEKINIL.IQM2.COM (CLICK BANNER AT THE TOP THAT STATES "VIEW LIVE MEETING") OR CHANNEL 22

PLEDGE OF ALLEGIANCE

Due to the Governor's Executive Order regarding COVID-19 and the relaxing of the Open Meeting Act requirements, this meeting was held remotely via Zoom Meetings without an in-person meeting location for the public to attend. Therefore, the provisions of the City Code regarding electronic attendance did not apply.

The Pledge of Allegiance was led by Mayor Mark Luft. The Clerk confirmed all members of the Council were present via remote electronic attendance by roll call vote with the exception of Mayor Mark Luft who was physically present.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Remote	
Rick Hilst	Councilman	Remote	
Karen Hohimer	Councilwoman	Remote	
Dave Nutter	Councilman	Remote	

Lloyd Orrick	Mayor Pro-Tem	Remote	
John P Abel	Councilman	Remote	
Mark Luft	Mayor	Present	

APPROVE AGENDA

3.1. Motion to: **Approve agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

APPROVAL OF MINUTES

4.1. City Council - Regular Meeting - Mar 23, 2020 5:30 PM

RESULT:	**ACCEPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

PUBLIC INPUT

The City Clerk stated that no public comments were emailed.

The Mayor stated that no public comments were posted via Zoom Meetings Chat.

CONSENT AGENDA

Motion to: **Approve Consent Agenda**

Mayor Luft read the proclamation dedicated to Larry “The Flagman” Eckhardt for his dedication to the community honoring fallen soldiers.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

6.1. Proclamation Larry "The Flag Man" Eckhardt Day

6.2. Ordinance No. 2881 - 19/20 Renewing Declaration of Local Emergency Within the City of Pekin in Response to the Covid-19 Pandemic and Granting Emergency Powers to the Mayor and City Manager

6.3. Tazewell County Animal Control Billing March 2020

6.4. Receive and File Police Department Monthly Stats March 2020

6.5. Accounts Payable to be Paid Proof List thru April 3, 2020

6.6. Receive and File Bids for Replacement Lighting for Street Department Project

UNFINISHED BUSINESS

7.1. Resolution No. 73-19/20 Resolution Adopting the Employee Handbook Revision 2020 of the City of Pekin

A motion was made by Councilmember Orrick, seconded by Councilwoman Hohimer to postpone Resolution No. 73-19/20 adopting the employee handbook revision 2020 of the City of Pekin. Councilmember Orrick stated that since the

City does not know when the Council will meet again in person, he would like to withdraw his motion to postpone.

Attorney Kate Swise advised that a motion could be made to pull it from the agenda until such time it could be brought back by the chair.

Councilmember Orrick made a motion to remove the revisions of the handbook from the agenda, seconded by Councilwoman Hohimer.

RESULT:	**FAILED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

NEW BUSINESS

8.1. Ordinance No. 1568-A213 - 19/20 Amending Zoning Classification of Certain Real Property Located at 1507, 1509 and 1511 Terrace Blvd. from R-4 One Family Residential District to P-1 Vehicular Parking District

City Manager, Mr. Mark Rothert, presented the agenda item to approve and adopt Ordinance No. 1568-A213-19/20 to amend the zoning classification of certain property at 1507, 1509 and 1511 Terrace Blvd. from R-4 One Family Residential District to P-1 Vehicular Parking District. Mr. Rothert summarized that Mr. Blake Lippi submitted an application to change the zoning of property from the current zoning of $-4 to B-3 General Business District. The purpose was to replace parking spaces for an adjacent business center that were lost with IDOT expanded the road. Mr. Rothert stated that Mr. Lippi and his attorney were on the line to answer questions.

City attorney, Ms. Swise, explained that the planning commission did consider Mr. Lippi's application but felt P-1 would be more appropriate and the Petitioner agreed to amend his request from B-3 to P-1.

Councilwoman Hohimer expressed concern that the neighbors may not be in agreement with the zoning change.

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	John P Abel, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Nutter, Orrick, Abel, Luft
NAYS:	Karen Hohimer

8.2. Resolution No. 76 - 19/20 Approving Purchase of Two Hydraulic Lift Cylinders for Fire Department Ladder Truck

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Resolution No. 76-19/20 approving the purchase of two hydraulic lift cylinders for the fire department ladder truck. Mr. Rothert summarized that due to failure of one of the cylinders the Fire Department needs to purchase two cylinders as it is required to purchase in pairs as the new design does not work with the older design. Mr. Rothert continued to explain that without this replacement the vehicle would not pass upcoming ladder tests, is an integral part of the City's fire rescue capabilities and required to keep current ISO rating.

Councilmembers discussed options to rebuild the cylinders.

Fire Chief Kurt Nelson explained that an option to rebuild the cylinders had been investigated in the past but, due to this type of cylinder it could not guarantee safety and therefore was unable to be rebuilt.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.3. Resolution No. 74 - 19/20 Awarding Contract to RNS Electric, Inc. for Replacement Lighting Street Department Project

City Manager, Mr. Mark Rothert, presented the agenda item requesting Council approve and adopt Resolution No. 74-19/20 to award a contract to RNS Electric, Inc. for the replacement lighting Street Department Project. Mr. Rothert explained that the City recently issued a request for proposals as part of the Ameren Incentive Program grant to replace the interior lighting at the Street Department. Mr. Rothert stated that the cost will be less than $13,000. Fleet Manager, Mr. Daniel Jost, and Street Department Supervisor, Mr. Brett Olson, was available on the line for questions.

Council discussed cost savings and estimated time to complete the project.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.4. Resolution No. 75 - 19/20 Authorizing Use of CDGB Funds for Small Business Assistance Grants in Response to COVID-19

City Manager, Mr. Mark Rothert, presented to Council Resolution No. 75-19/20 authorizing the use of CDBG Funds for small business assistance grants in response to COVID-19. Mr. Rothert stated that the City was not eligible to receive funds through the Downstate Stabilization Program because the City is a direct recipient of federal CDBG Funds from the federal government. Through the CARES Act, the federal government has allocated an allotment of CDBG Funds and the City is expected to receive approximately $250,000. Mr. Rothert provided Council with a power point presentation that highlighted the City's goals to provide a $1M grant program for small local businesses in the City of Pekin by May 1st of this year utilizing all resources of CDBG funds. In this presentation, Mr. Rothert explained in detail several options for businesses to qualify, how to fund the grant program prior to May 1st, and the online application process. Mr. Rothert added that CDBG Program Manager, Mr. David Bess, will be in charge of running the program and will be the contact person for the public.

Council discussed the dependency of the software being ready in time, excess funds not being used at the end of the program and the advance of funds from the general fund.

Councilmember Hilst spoke against the grant program as proposed and felt the entire $1M should be allocated equally among all applicants.

Councilmember Hilst made a motion to table Resolution 75-19/20 authorizing the use of CDBG Funds for small business assistance grants. Mayor Luft called for a second on the motion and hearing none, the motion was dead.

Mr. Rothert added that if funds were leftover the City would consider a second round of funding.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.5. Resolution No. 86-19/20 Short-term Loan to Reditus Laboratories, LLC

City Manager, Mr. Mark Rothert, presented the agenda item to approve and adopt Resolution No. 86-19/20 a short term loan to Reditus Labratories, LLC to assistance with the commencement of a licensed testing site for COVID-19 at its laboratory located at 1805 Riverway Drive. Mr. Rothert continued to explain that Reditus is in immediate need of additional equipment to increase its testing capacity. Mr. Rothert felt that traditional financing options were insufficient to provide necessary funds in an expedient manner due to an overwhelming demand for financing. Reditus therefore approached the City to make a short-term loan of $100,000.00 in order to purchase the necessary equipment to expand testing capacity in the facility. The term on the loan is 180 days at an interest rate of 4% and secured by a personal guarantee of Reditus's CEO, Dr. Aaron Rossi. Mr. Rothert stated that expanding testing capacity in the City of Pekin serves the public interest in responding to the COVID-19 pandemic and staff recommended approval.

Mr. Rothert added that in addition Council received a loan agreement, promissory note and personal guaranty on the matter for review.

City Attorney, Kate Swise, assured Council that the City could pursue any action against him and or the company should he default or go bankrupt.

Mr. Rothert concluded that Dr. Rossi is providing half the cost of the equipment.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.6. Resolution No. 77-19/20 Approving Professional Services Agreement with Hanson Professional Services to Negotiate Purchase of Right of Way on Allentown Roadway

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Resolution No. 77-19/20 approving professional services agreement Hanson Professional Services to negotiate the purchase of a right-of-way on Allentown Roadway. Mr. Rothert explained that this item once again was to procure services to negotiate a right of way to move the project along.

City Engineer, Ms. Josie Esker, explained that the previous City Engineer, Mr. Michael Guerra, was in contact with all the property owners and was unsuccessful to negotiate the purchase. Ms. Esker stated that imminent domain was an option but it would her personal recommendation to give up the funds for the project due to time restrictions and to keep a good relationship with IDOT.

Council discussed the consequences of giving the funds back to IDOT.

Ms. Esker added that it had been 6 years since the City received the grant funding.

Mr. Rothert stated that the item was brought back to Council to make good on a promise to IDOT to utilize funding to improve a dangerous part of the rad on Allentwon. This effort was to hire Hanson who has expertise in right-of-way and have IDOT experts. Mr. Rothert concluded that this was the best shot at getting this project completed.

RESULT:	**ADOPTED [5 TO 2]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hohimer, Orrick, Abel, Luft
NAYS:	Rick Hilst, Dave Nutter

8.7. Resolution No. 78 - 19/20 Approving a Professional Services Agreement with Maurer-Stutz Inc. for a Study and Survey of Downtown Parking Lots

City Manager, Mr. Mark Rothert, presented the agenda item to approve and adopt Resolution No. 78-19/20 approving a professional services agreement with Maurer Stutz Inc. for a study and survey of downtown parking lots. Mr. Rothert explained that there had been several discussions on the downtown parking study and survey was appropriate to provide guidance, conceptual parking lots plans and layouts.

Councilmember Abel spoke in favor of the item.

Council discussed the properties that would be included in the study.

RESULT:	**ADOPTED [5 TO 2]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hohimer, Orrick, Abel, Luft
NAYS:	Rick Hilst, Dave Nutter

8.8. Resolution No. 79 - 19/20 Grant Josie A. Esker Signature Authority for IDOT Documents

City Manager, Mr. Mark Rothert, summarized the request to approve and adopt Resolution No. 79-19/20 granting City Engineer, Ms. Josie A. Esker, signature authority for IDOT documents. Mr. Rothert explained that the former City Engineer, Mr. Mike Guerra had taken another position and was no longer working for the City of Pekin, therefore the City had no designated municipal officer permitted to sign documents to be sent to the Illinois Department of Transportation (IDOT), except for the Mayor. Mr. Rothert continued to explain that Mayor is not always able to come to City Hall to sign documents and therefore it is necessary to give the new City Engineer, Ms. Josie Esker authority to sign on behalf of the City.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.9. Resolution No. 80 - 19/20 Approving Acceptance of Easements with Riverside North Inc. for Phase III CSO Project

City Engineer, Ms. Josie Esker, presented the agenda item to Council to approve and adopt Resolution No. 80-19/20 approving acceptance of easements with Riverside North, Inc. for Phase III CSO project. Ms. Esker explained that the resolution was for the purchase of two temporary easements and two permanent easements on two different parcels at Riverside North Inc. The proposed sewer for the Phase III CSO project runs through these properties, and these easements are necessary for the construction project. As part of the easement agreement, City Coal has agreed to repair up to 580 square yards of damaged asphalt pavement on their parking lot area, rather than have an asphalt subcontractor repair the parking area as part of the construction project.

Ms. Esker added that IEPA would not approve the loan without the easements in place.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.10. Resolution No. 81 - 19/20 Professional Services Agreement with SafeBuilt Illinois LLC for Building Inspection Services

City Manager, Mr. Mark Rothert, presented to the Council to approve and adopt Resolution No. 81-19/20 a professional services agreement with SafeBuilt Illinois LLC for building inspection services. Mr. Rothert explained that at the last budget workshop it was announced that the building department would be outsourced upon research of building inspection firms in the industry.

Councilmembers discussed the one year agreement, concerns regarding safety, and revenue from fines.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

Motion to: **Amend Resolution 82-19/20 redirecting impound fees to be deposited into the Capital Fund beginning FY21-22**

Mayor Luft and Councilmember Hohimer spoke in favor of Councilmember Orrick's motion.

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
NAYS:	Rick Hilst

8.11. Resolution No. 82 - 19/20 Assigning Impound Fees to the General Fund

City Manager, Mr. Mark Rothert, presented the agenda item to approve and adopt Resolution No. 82-19/20 assigning impound fee to the General Fund. Mr. Rothert explained that this item had come up in budget discussion of moving the impound fees from the Capital Fund to the General Fund. Council had previously passed a resolution directing all revenue received from impound fees to the City's Capital Fund. Mr. Rothert further explained that the Council had directed that the revenues from impound fees help fund storm water projects but Council then moved storm water related expenses to the storm Sewer Fund eliminating the need to dedicate impound fees to storm water projects. Mr. Rothert concluded by addressing how the COVID-19 pandemic will have uncertain effects on the City's revenues and recommended directing impound fee revenue back to the General Operations Fund.

Councilmember Hilst spoke against the agenda item and expressed concerns that the impound fees would no longer be used for infrastructure if redirected.

Councilmembers discussed that the proposed resolution was only for one fiscal year.

RESULT:	**APPROVED WITH MODIFICATIONS [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.12. Resolution No. 83 - 19/20 Authorizing Early Payment of Final Installment of Debt Service for Griffin Drive Construction Project

Mayor Luft spoke in favor of the motion to table as it would vacate the tourism account and would need to be rebuilt after the crisis, eliminating any summer events.

City Manager, Mr. Mark Rothert added that there is approximately $100K in the tourism fund in addition to revenues generated next fiscal year.

RESULT:	**TABLED [UNANIMOUS]** **Next: 9/14/2020 5:30 PM**
MOVER:	Dave Nutter, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.13. Resolution No. 84 - 19/20 Regarding Bus Transportation Agreement with School District 98-Rankin

City Manager, Mr. Mark Rothert, requested Council approve and adopt Resolution No. 84-19/20 Extending School Bus Transportation with Rankin School District 98. Mr. Rothert explained that this was a Memorandum of Understanding that the City was renewing for school years 2020-2021, 2021-2022 and 2022-2023.

Councilmember Orrick commented that the superintendent from Rankin school appreciates the bus service.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.14. Resolution No. 85 - 19/20 Regarding Bus Transportation Agreement with School District 137 -South Pekin

City Manager, Mr. Mark Rothert, presented the agenda item to Council to approve and adopt Resolution No. 85-19/20 regarding bus transportation agreement with School District 137 -South Pekin. Mr. Rothert explained that the City never had a formal agreement in the past, only a loose agreement. The agreement was for a three year term for school years 2021, 2022 and 2023 with an increasing rate of 2.5% each year.

Councilmember discussed that the agreement was based on the number of days of service.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.15. 2105 : Ordinance No. 2879-19/20
Amending Title 3 Chapter 19 of the City Code Regarding Bodywork Establishments

City Manager, Mr. Mark Rothert, requested Council approve and adopt Ordinance No. 2879-19/20 Amending Title 3 Chapter 19 of the City Code Regarding Bodywork Establishments. Mr. Rothert referred the item to Police Chief Dossey and City Attorney Kate Swise.

Chief Dossey addressed the Council to explain that the amendment was a collaborative effort between several of the massage therapists that came forward with questions and clarifications for licensing, specifically that it was the facility to be licensed versus each individual massage therapist.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.16. Ordinance No. 2880 - 19/20 Amending Title 5, Chapter 2A of the City Code Regarding Solid Waste Removal Fee

City Manager, Mr. Mark Rothert, requested Council approve and adopt Ordinance No. 2880 - 19/20 Amending Title 5, Chapter 2A of the City Code Regarding Solid Waste Removal Fee. Mr. Rothert proposed that due to ongoing impacts of the COVID-19 pandemic and the impact on residents, the City Council freeze its Solid Waste Collection fee that was set to increase May 1, 2020 from $20 per month to $22 per month.

Councilmember Nutter commented that this was a great move for citizens and the City as a whole and also recommended sending an RFP to see if other businesses providing solid waste and recycling are comparable.

Councilmember Hilst clarified that the freeze is for fiscal year 20-21 and is scheduled to increase to $23 in fiscal year 21-22.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

City Manager, Mr. Mark Rothert, stated that the City will be working on the grant application and will get information out to the public this week. It was suggested that the I.T. Department do some tutorials for Council with using the video option through Zoom.

Public comments were submitted by email to the City Clerk by Jim Mangan and responses were given by Mayor Luft.

All public comments submitted by email to the City Clerk are made part of the record and attached hereto.

Councilmember Orrick clarified that the denial of the 2% raise non-union employee raise was budgeted by the City Manager and believes that it should be added into the budget.

Councilmember Garrison spoke with regards to the Governor's Order and the shutdown of golf courses due to COVID-19.

City Manager, Mr. Mark Rothert, announced that another budget session will be scheduled for next Monday.

Councilmember Hilst reiterated that that the impound fees should be used for infrastructure and was disappointed that there was not a budget work session this evening.

Mayor Luft praised the entire community for how they have handled this situation we were all in the last month, peaceful yet stressful, thought we were feeling the pressure of this, but handled great.

Councilmember Orrick again requested a vote on the 2% non-union employee raises.

City Manager, Mark Rothert stated that he has two of the Councilmembers answers on the non-union 2% raises already and will get the others.

EXECUTIVE SESSION 5 ILCS 120/2 (C)

ADJOURN

There being no further business to come to Council, a motion was made by Councilmember Orrick, seconded by Councilwoman Hohimer to adjourn. Motion carried viva voce. The Mayor adjourned the meeting at 8:32 PM.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE SPECIAL MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY APRIL 20, 2020 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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THIS WILL BE A REMOTE MEETING HELD VIA "ZOOM MEETINGS". THE PUBLIC CAN ONLY ATTEND THIS MEETING REMOTELY; DUE TO THE GOVERNOR'S EXECUTIVE ORDER REGARDING COVID-19 AND THE RELAXING OF THE OPEN MEETING ACT REQUIREMENTS, THIS MEETING WILL BE HELD REMOTELY VIA ZOOM MEETINGS WITHOUT AN IN-PERSON MEETING LOCATION FOR THE PUBLIC TO ATTEND. YOU WILL BE ABLE TO LISTEN TO THE MEETING AND SUBMIT COMMENTS DURING THE TIME FOR PUBLIC COMMENTS BY SENDING A DIRECT MESSAGE TO THE MEETING HOST USING ZOOM MEETINGS

TO JOIN IN THE MEETING FOLLOW THIS LINK: HTTPS://ZOOM.US/J/96160243046. BY PHONE, DIAL IN AND LISTEN TO THE MEETING AS FOLLOWS: (TOLL FREE) 1-888-788-0099; THEN ENTER MEETING ID 961 6024 3046. PRIOR TO THE MEETING, YOU CAN ALSO SUBMIT A PUBLIC COMMENT REMOTELY BY EMAIL, BY 3 PM THE DAY OF THE MEETING, BY SENDING AN EMAIL TO THE CITY CLERK AT SMCMILLAN@CI.PEKIN.IL.US AND INSERTING IN THE SUBJECT LINE FOR THE EMAIL "PUBLIC COMMENT FOR MEETING ON APRIL 20, 2020".

TO VIEW MEETING ONLINE GO TO: HTTP://PEKINIL.IQM2.COM (CLICK BANNER AT THE TOP THAT STATES "VIEW LIVE MEETING") OR CHANNEL 22

PLEDGE OF ALLEGIANCE

Due to the Governor's Executive Order regarding COVID-19 and the relaxing of the Open Meeting Act requirements, this meeting was held remotely via Zoom Meetings without an in-person meeting location for the public to attend. Therefore, the provisions of the City Code regarding electronic attendance did not apply.

The Pledge of Allegiance was led by Mayor Mark Luft. The Clerk confirmed all members of the Council were present via remote electronic attendance by roll call vote with the exception of Mayor Mark Luft who was physically present.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Remote	
Rick Hilst	Councilman	Remote	
Karen Hohimer	Councilwoman	Remote	
Dave Nutter	Councilman	Remote	

Minutes Acceptance: Minutes of Apr 20, 2020 5:30 PM (Minutes Approval)

Lloyd Orrick	Mayor Pro-Tem	Remote	
John P Abel	Councilman	Remote	
Mark Luft	Mayor	Present	

APPROVE THE AGENDA

3.1. Motion to: **Approve Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

PUBLIC INPUT

Public comments were submitted by email to the City Clerk. Mayor Luft read into the record three public comments regarding the proposed budget. All public comments submitted by email to the City Clerk are made part of the record and attached hereto.

CONSENT AGENDA

5.1. **Ordinance No. 2882-19/20 Renewing Declaration of Local Emergency Within the City of Pekin in Response to the COVID-19 Pandemic and Granting Emergency Powers to the Mayor and City Manager**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

COMMUNICATIONS

BUDGET WORK SESSION #3 DRAFT BUDGET FY21

City Manager, Mr. Mark Rothert, for the third budget work session, gave a power point presentation discussing additional modifications to the proposed budget since the last work session. Mr. Rothert discussed the budget timeline, proposed changes and the next steps. The effects on city revenue due to COVID-19 was explained showing a 15% cut. Personnel, including non-union employee raises and previous proposed positions were eliminated, in addition to utilizing cash balances for large planned capital expenditures. Mr. Rothert reiterated that the general fund revenues for May thru August will be greatly reduced due to stay at home orders and social distancing, therefore the next four months will experience declining revenues. The presentation was then broken down into six stages that included undertaking fiscally responsible budget measures by eliminating non-personnel costs, lobbying for federal aid and assistance, transferring available cash from funds to the general fund, obtaining a loan from the sewer fund, and organization reassessment.

Councilmember Garrison and Councilmember Nutter expressed that more time was needed to review the proposed budget.

Councilmember Hilst discussed the TIF Fund transfers.

Councilmember Orrick suggested treating tree removal as a 50/50 program as the City does with sidewalks, eliminating departments' dues, subscriptions, and training and education line items.

Mr. Rothert gave an update on small business assistance grants that include dthe processing of approximately 130 applicants.

Council also discussed eligible spending items using grant funds, and conducting public hearings at the next Council meeting and on May 4, 2020.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Mayor Luft declared no other questions or comments were received.

ADJOURN

There being no further business to come to Council, a motion was made by Councilmember Hohimer, seconded by Councilmember Orrick to adjourn. Motion carried viva voce. Mayor Luft adjourned the meeting at 7:02 PM.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY APRIL 26, 2021 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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NOTICE IS HEREBY GIVEN THAT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS WILL BE HELD ON MONDAY, APRIL 26, 2021 AT 5:30 P.M. IN THE CITY HALL COUNCIL CHAMBERS, 111 SOUTH CAPITOL STREET, PEKIN, ILLINOIS 61554. THE PUBLIC MAY ATTEND WITH PROPER SOCIAL DISTANCING.

TO JOIN IN THE MEETING FOLLOW THIS LINK: HTTPS://ZOOM.US/J/6898035689. BY PHONE, DIAL IN AND LISTEN TO THE MEETING AS FOLLOWS: 1-312-626-6799; THEN ENTER MEETING ID 689 803 5689. PRIOR TO THE MEETING, YOU CAN ALSO SUBMIT A PUBLIC COMMENT REMOTELY BY EMAIL, BY 3 PM THE DAY OF THE MEETING, BY SENDING AN EMAIL TO THE CITY CLERK AT SMCMILLAN@CI.PEKIN.IL.US AND INSERTING IN THE SUBJECT LINE FOR THE EMAIL "PUBLIC COMMENT FOR MEETING ON APRIL 26, 2021".

TO VIEW MEETING ONLINE GO TO: HTTP://PEKINIL.IQM2.COM (CLICK BANNER AT THE TOP THAT STATES "VIEW LIVE MEETING") OR CHANNEL 22

PLEDGE OF ALLEGIANCE

Due to the Governor's Executive Order regarding COVID-19 and the relaxing of the Open Meetings Act requirements, this meeting was held remotely via Zoom Meetings with the option of an in person meeting at Council Chambers for the public to attend with proper social distancing. Therefore, the provisions of the City Code regarding electronic attendance did not apply.

The Pledge of Allegiance was led by Council Member Orrick. The Clerk confirmed by roll call vote, that all Councilmembers were physically present.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	5:05 PM
Rick Hilst	Councilman	Present	5:08 PM
Karen Hohimer	Councilwoman	Present	5:07 PM
Dave Nutter	Councilman	Present	5:05 PM
Lloyd Orrick	Mayor Pro-Tem	Present	5:07 PM
John P Abel	Councilman	Present	5:07 PM
Mark Luft	Mayor	Present	5:07 PM

APPROVE AGENDA

Minutes Acceptance: Minutes of Apr 26, 2021 5:30 PM (Minutes Approval)

3.1. Motion to: **Approve agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

APPROVAL OF MINUTES

Motion to: **Approval of Minutes**

4.1. City Council - Regular Meeting - Apr 12, 2021 5:30 PM

RESULT:	**ACCEPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

PUBLIC INPUT

Mr. Tom Veatch, President of Pekin Firefighters Local 524, spoke in support of Agenda Item 9.8 the approval of the contract between IAFF Local 524 and the City of Pekin. Mr. Veatch publicly thanked City Manager, Mr. Mark Rothert and his team, Fire Chief Trent Reeise, Assistant Fire Chief Tony Rendleman, Ron Hawkins, Steve Tennent, Sarah Newcomb, Jennifer Carrol and City Attorney, Mr. Josh Herman for providing a professional negotiating process. The Local 524 membership ratified the contract on April 7, 2021 overwhelmingly and hoped that Council would do the same.

CONSENT AGENDA

Mayor Luft read through the 6 items on the Consent Agenda for omnibus vote.

Motion to: **Approve Consent Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

6.1. Tazewell County Animal Control Billing - March 2021

6.2. Accounts Payable To Be Paid Proof List thru April 16, 2021

6.3. Financial Reports February FY2021

6.4. Receive and File Bid High Point Lane Storm Sewer Outfall Repairs

6.5. Ordinance No. 2964-20/21 Special Use Wilson Auto Sales 805-611 Derby Street

6.6. Ordinance No. 2965-20/21 Variance Request 2323 Lakeshore Drive

PUBLIC HEARING

7.1. Public Hearing - CDBG 2021 Annual Action Plan
Mayor Luft opened the hearing at 5:37 P.M.

CDBG Program Manager, Mr. David Bess, gave a summary of the previous CDBG program year details to assist low to moderate income residents. The hearing covered the 2021-2022 Annual Action Plan that was required in order to receive CDBG funding from HUD. The City solicited feedback from residents to be included in the published action plan. The public comment period began April 9th and interested residents or organizations would then have until May 10th to comment or provide feedback. The last year the city utilized CDBG Funding to provide financial assistance to businesses and provided direct utility assistance to residents during the pandemic. The City was selected to receive additional funding from HUD and DCEO to assist with corona virus related programs resulted in a significant surplus. In the next program year, the draft annual action plan will include a new category of spending for fire prevention and response. Mr. Bess described each of the spending categories and how they correlated in the budget. Mr. Bess added that the City had an option to receive a Section 108 loan line of credit due to receiving CDBG funding. Mr. Bess was still working out the details but would require the City to submit a pre-application and amend the annual action plan prompting another public hearing which will be discussed further. Mr. Bess ended by stating that this was a very brief summary and those interested in how funding is used can visit website for more information.

Mayor Luft closed the hearing at 5:44 P.M.

UNFINISHED BUSINESS

Motion to: **Amend Agenda Item 8.1 under Section 3-1-2-2 (b) of the Code to add language to proceed with Council approval & amend under 3-1-2-6 of the code to change "days" to "events"**

Councilmember Orrick motioned to make an amendment to delete under Section 3-1-2-2(b), the monthly fee for garbage pickup outside of the city and to change “days” to “events” under Section 3-1-2-6 regarding semi-annual cleanup, seconded by Councilmember Nutter.

Mayor Luft confirmed the motion to delete the outside garbage pickup fee and to change “days” to “events”.

Mr. Rothert stated that if a plan is all that was desired than staff would create a plan for Council.

Mayor Luft suggested that instead of deleting the fee that it should be added that a plan would be approved by Council.

Attorney Ms. Swise advised if the intent was not to permanently delete it but to ensure staff was to provide feedback than a plan would make sense.

Councilmember Orrick rescinded his previous motion.

Councilmember Orrick motioned to amend and add, under Section 3-1-2-2(b) regarding the 150% fee for garbage pickup outside of the City, with Council approval and to change “days” to “events” under Section 3-1-2-6 regarding semi-annual cleanup, seconded by Councilmember Nutter.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

Motion to: **Amend Agenda Item 8.1 City Code Section 3-1-2-1(1) Beginning May 1, 2021 reduce monthly garbage fee to $20**

Councilmember Orrick motioned to reduce the monthly garbage fee to $20 beginning May 1, 2021 under the City Code Section 3-1-2-2(1) seconded by Councilmember Nutter.

Councilmember Hohimer stated that with the new fee the additional Solid Waste Driver was denied.

Councilmember Nutter commented that the budget could be adjusted as it had not been approved and that last year only $350K had been transferred from the Solid Waste Fund to the General Fund.

Mr. Rothert informed Council that the proposed budget available to the public, on the website and included in the packet provided for a Solid Waste Driver position. Mr. Rothert reminded Council of Newton's Law and how it applied, every action has a reaction. The Budget was s a balancing act.

RESULT:	**DEFEATED [3 TO 4]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Dave Nutter, Councilman
AYES:	Rick Hilst, Dave Nutter, Lloyd Orrick
NAYS:	Michael Garrison, Karen Hohimer, John P Abel, Mark Luft

8.1. Ordinance No. 2966-20/21
Amending Solid Waste Collection Provisions of the City Code as Amended
Unfinished Business item Ordinance No. 2966-20/21 was brought forward by a motion from Council Member Hohimer and seconded by Council Member Orrick. Council had previously discussed changes to solid waste collection at Council meetings on February 22, 2021, March 8, 2021, March 22, 2021, and April 12, 2021. Ordinance No. 2960-20/21 was adopted at the April 12, 2021 Council meeting updating solid waste collection language. An additional version of the originally amended ordinance was presented which included clarification of services, provided standards for collection and the appropriate usage of carts, clarification of bulk items, and redirecting bulk services to clean up events. The ordinance presented also reduced the fee of Solid Waste collection set to increase to $23 on May 1, 2021 to $21, specifically spelled out that residents 65 years of age or older or with disabilities may opt to have a walk up collection with an additional fee of $8 per month. Lastly, the ordinance provided that a two week notice for bulk item pickup be given in advance with a fee of $10 per bulk item and provided clarification of collection standards for yard waste. Staff recommended approval along with input from Council.

Mayor Luft questioned whether the $10 fee for bulk pickup had been practiced in the past.

Street Supervisor Mr. Brett Olson clarified that the code states $20 but had not been enforced in the last few years.

Mayor Luft advised that there was a perception in the community that there was a small lessening of the service and that there was a surplus of solid waste as well. Mayor Luft stated he was not comfortable increasing the monthly fee.

Mr. Rothert added that the budget included an increase of solid waste collection staff person of 1. The solid waste budget was balanced with an anticipated monthly fee of $21 therefore if Council was not amendable the budget would need to be amended to remove the additional staff person.

Councilmember Orrick informed Council that the current budget to be voted on removed $750K from the Enterprise Fund of Solid Waste to the General Fund. Councilmember Orrick concluded that there would be a surplus and that the City was charging to much for garbage collection. Councilmember Orrick stated that his amendments include that the solid waste fee remain at $20 per month and that the monthly fee equaling 150% of the collection fee be deleted in its entirely. Council member Orrick requested that a complete plan offering garbage pickup outside of the City be presented that included billing and profit. Councilmember Orrick additionally requested flexibility to semi-clean up days and provide the code clarify that it was an “event” rather than using the term “days”.

Mr. Rothert clarified that Section 3-1-2-2 Section B was not recommended to be amended.

Councilmember Nutter questioned if residents that do not have the proper yard waste cans would be grandfathered in and questioned how residents obtain a yard waste sticker.

Mr. Rothert referred to Section 3-1-2-3(c)-2 on Page 192 of the code and stated that the language described that yard waste could be disposed of in paper waste bags or in carts not exceeding 35 gallons except that yard waste could be disposed of in carts up to 96 gallons as long as it has a lift bar.

City Attorney Ms. Kate Swise stated that residents could still use a yard waste can less than 35 gallons but a larger can would need a lift bar.

Mr. Olson advised that there was no charge for yard waste stickers and that they could be obtained at City Hall or at the Street Department in a mailbox outside the door.

Councilmember Nutter continued to address questions he received from the public. Councilmember Nutter expressed disagreement with the $10 bulk item fee added on to the monthly bill. He felt there were problems with billing and how the payment was applied. Councilmember Nutter concurred with Councilmember Orrick and Mayor Luft with regards to the $1 increase on the solid waste monthly bill. Lastly, Councilmember Orrick advised Council that he received phone calls from businesses with large bulk items being dumped in their dumpsters and questioned how to expedite an of the penalties to those that get caught.

Mr. Rothert advised that an ordinance violation could be issued.

Chief Dossey explained that it would be an ordinance ticket and would go through the adjudication process. Chief also brought up concern with the riverfront as well.

Councilmember Hohimer commented on the addition of the employees of the street department, police, and fire department. The Solid Waste department had not added an employee in 16 years even with the addition of 6 subdivisions and felt help was needed in the Solid Waste Department. Councilmember Hohimer advised that she was not fond of the $1 increase but if it was needed she would vote for it. She advised that essentially it was $7 per service, and that $21 was still a good deal.

Mr. Rothert clarified that the fee increase was frozen due to COVID and would have increased on May 1, 2020 to $22 and increased on May 1, 2021 to $23.

Councilmember Garrison concurred with Councilmember Hohimer.

Councilmember Hilst questioned how the decision was made that garbage cans weigh more than 50 lbs.

Mr. Olson explained that it was determined by the solid waste drivers.

Councilmember Hilst also advised that he did not agree that plastic bags were not allowed but paper bags that rip are allowed and not cleaned up.

Mr. Olson advised that plastic bags were not allowed per the code.

Councilmember Hilst continued with questions regarding the penalty section determination.

Attorney Ms. Swise answered that the fine was determined by the hearing officer through the adjudication process.

Councilmember Hilst advised that walk up garbage should be offered to all residents regardless of age or disabilities and requested how many people are being billed $8 a month.

Councilmember Abel discussed fund transfers, the increase in solid waste fees and why no one had been hired if it was needed if there was an excess in the fund.

Mr. Rothert informed Council that transfers were to reimburse the General Fund for several different costs that included overhead, road impact assessments, and costs attributable to the Solid Waste Fund.

Councilmember Orrick questioned if next year $750K would be transferred from Solid Waste and that 80% of the General fund was for police and fire operations.

Mr. Rothert advised that the Council could create a special fund for street maintenance the funds would then be transferred to that special fund.

Councilmember Orrick discussed that a surplus would still exist if a lower transfer was conducted to the General Fund. Councilmember Orrick advised that route pickup should be examined with an efficiency study.

Mr. Rothert explained that the difference in transfers would still need to be made up. The transfers help subsidize the General Fund costs which lowers the property tax rates and helps to keep taxes low. Property taxes were lowered and if not as much was transferred from the Solid Waste Fund to the General Fund there would be a deficiency. Mr. Rothert discussed every other week in recycling would be seen as a reduction in services. An efficiency routing study may or may not make routes more efficient, the drivers intuitively know what is the best way to run their routes, but the study would not hurt.

Mr. Olson explained that bi-weekly recycling would not be feasible without going into overtime or an additional employee. Mr. Olson stated that around $3,000 households recycle. The street department has 5 routes 4 days out of the week. Their utility driver is a route driver 4 days out of the week and he helps out on Fridays. The drivers know that they are done efficiently and designed to finish in 8 hours. Mr. Olson explained that if an employee takes a day off it effects the entire week, two employees cannot take a day off at the same time, hence the push for another person.

Council continued to discuss the route efficiency study and driver input on the routes.

Mayor Luft agreed that driver input was beneficial but felt a study would also be beneficial and would then verify the efficiency.

Mr. Rothert added that a route study was budgeted in the FY22 Budget.

Mayor Luft requested Councilmember Orrick to make a motion for amendments.

Councilmember Hohimer questioned if the solid waste fee was amended from $21 to $20 if a driver would be lost.

Mr. Rothert informed Council that if the fee was reduced to $20 there would be a $150K gap in the budget that deficit would need to be made up or lose the additional person.

Council continued to discuss the surplus and the amount to transfer.

Mr. Rothert informed Council that the Solid Waste Fund owes the General Fund on a regular basis and any surplus is paid back to the General Fund.

Finance Director, Mr. Marston, advised Council that the Solid Waste Fund was subsidized by the General Fund for a number of years that created a negative balance in the Solid Waste Fund close to $3M. Mr. Marston explained that the Solid Waste Fund transfers were a year behind on accounts payable, cost allocation and payroll reimbursements since the Solid Waste Fund became into existence.

Councilmember Orrick advised that he did not agree with the philosophy that it was owed back.

Mr. Rothert advised that accounting principles were being followed.

Mayor Luft reminded Council that a lot of issues have been resolved but more work is needed.

Councilmember Garrison questioned how much money was expended out of the General Fund for the procurement of three garbage trucks purchased.

Mr. Marston advised that the three garbage trucks came out of the Solid Waste Fund.

Mr. Rothert added that another garbage truck was being budgeted as well.

Councilmember Hilst motioned to amend Agenda Item 8.1 under the City Code Section 3-1-2-2(c) to remove 65 years of age or older and those with disabilities and to add that all residents may request walk-up collection of solid waste, recycling or yard waste at an additional fee of $8.00 per month.

Mr. Olson informed Council that the department has approximately 23 walk-up collections and to open it up to all resident would require an additional 500-700 stops per truck. Mr. Olson added that the walk-up service was not mandatory but only an option.

Councilmember Hilst stated that he would pay $8.00 per month to have walk-up collection so that he would not have to wheel it down the alley.

The motion died due to lack of a second.

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
NAYS:	Rick Hilst

NEW BUSINESS

9.1. Resolution No. 242-20/21 Award the High Point Lane Storm Sewer Repair Contract to Stark Excavating

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Resolution No. 242-20/21 Award the High Point Lane Storm Sewer Repair Contract to Stark Excavating. Mr. Rothert informed Council that the resolution was to award the High Point Lane Storm Sewer Repair project to Stark Excavating. The project was to repair storm sewer outfalls, where significant erosion had occurred, by installing drop manhole structures and replacing damaged storm sewer pipe. This project was off of High Point Lane near the property of the Pekin Housing Authority. Mr. Rothert advised that the area was a hazard to children playing at the playground, and the erosion damage must be repaired before it caused damage to the playground itself. The City received 1 bid for the project of $184,194.90. The Midwest Engineering's estimate was $259,300.00, and city staff estimated $200,000.00. Mr. Rothert and Staff recommend the bid be awarded to Stark Excavating.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

9.2. Resolution No. 243-20/21 Approve Joint Agreement with IDOT

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Resolution No. 243-20/21 to Approve a Joint Agreement with IDOT to for the purpose of installing a new traffic signal controller at the intersection of Court Street and 14th Street. Per the agreement, IDOT would pay 80% of the cost of the project leaving the City with the remainder cost of 20%. Mr. Rothert advised that it was staff's recommendation to approve the agreement as there had been continual issues with the controller at that intersection.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

9.3. Resolution No. 244-20/21 Renewal of Professional Services Agreement with City Solutions, LLC

City Manager, Mr. Mark Rothert, presented to Council the request for Resolution No. 244-20/21 Renewal of Professional Services Agreement with CitySolutions, LLC. Mr. Rothert advised that the next 4 agenda items related to service agreements. Mr. Rothert summarized the request to Council explaining that Mr. Matt Fick provided the City with planning and zoning advisory services for the last several years. The agreement provided in request had been slightly modified to reduce some of the administrative duties that included typing minutes and sending out notification letters as it related to planning and zoning functions. Those duties will be outsourced to a third party to allow Mr. Fick to focus more on economic development activities. Mr. Rothert advised that Mr. Fick would be responsible for staffing the Planning and Zoning Commission, Zoning Board of Appeals, the Economic Development Advisory Committee and serving as the City liaison/board member for Pekin Main Street. Mr. Fick's hourly rate is $80/hour, which was the current so no increase was being requested. Mr. Fick was slated for 1,200 hours. Mr. Rothert added that the City has a vital need for someone to run such efforts and they tie nicely together because they are all about zoning and community development as a whole. Funding came from various line items such as TIF, BDD and Tourism.

Councilmember Orrick spoke in favor of Mr. Fick's position and agreed that certain committee duties should be outsourced. Councilmember Orrick questioned who would take over the duties such as minute taking.

Mr. Rothert advised that the City will need to look at options as the Peace Corps fellow was unsuccessful, but money was budgeted.

Councilmember Nutter questioned why there were no dollars allocated for Economic Development and Planning and Zoning in the budget, but a large amount in Tourism.

Mr. Rothert concluded that it was an oversight and that $30K was budgeted in that contractual line item and that Tourism Funds could be used for whatever Council desired.

Councilmember Nutter also requested a monthly or quarterly report on Economic Development and Planning and Zoning.

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
NAYS:	Rick Hilst

9.4. Resolution No. 245-20/21 Renewal and Amendment of Professional Services Agreement with SAFEbuilt Illinois LLC

City Manager, Mr. Mark Rothert, presented the request to Council to approve Resolution No. 245-20/21 Renewal and Amendment of Professional Services Agreementwith SAFEbuilt Illinois LLC. Mr. Rothert reminded Council that the City had outsourced its building inspection operations and entered into a 1-year professional agreement with SAFEbuilt Illinois, LLC. Mr. Rothert advised that the company brought a high level of customer service, technical tools, and a professional culture in providing building inspections and plan review services. Highlighted services include provided by SAFEbuilt included:

 Performs services in accordance with adopted building codes and ordinances adopted by the City.

 Provides a dedicated building official and permit technician; all plan review; and inspection coverage.

 Qualified professionals are employed with current certifications, certificates, licenses as required for services that are provided to the City. Use their own vehicles, tools, hardware and standard computer software package in providing its services.

Mr. Rothert advised that SAFEbuilt has realized savings in the Building Inspections Department and provided a valuable service tot eh public. Staff recommended to continue to use the company to perform its building inspection operations. The contract provided in the packet would extend services for another 12 months and incorporated changes such as allowing SAFEbuilt to perform plumbing inspections and other building inspection related work, such as contractor licensing and renewals that were not originally anticipated.

Councilmember Hohimer questioned whether the City paid for SAFEbuilt's administrative work.

Mr. Rothert explained that contractor licensing was not currently part of their job and that City staff was doing the work but working with SAFEbuilt to take on those duties. Mr. Rothert advised that SAFEbuilt was flexible, good to work with, accommodating to contractors and saw good things moving forward to make Pekin more business friendly.

Mayor Luft commented that the company had come during a very difficult time at the City and it was a learning process but was glad to have them aboard.

Councilmember Hilst questioned whether plumbing inspections would be included in SAFEbuilt's base fee.

Mr. Rothert explained inspection revenue was generated from permits in which the company receives a fee. SAFEbuilt would receive 85% of the contractor licensing and 100% of the plumbing inspection fees.

Councilmember Orrick spoke in favor of the agenda item and stated that he supported SAFEbuilt 100%.

Councilmember Nutter requested a monthly or quarterly report regarding SAFEbuilt and questioned possible changes to the contract if necessary.

Mr. Rothert agreed that a report would be forthcoming and felt that the contract would need to be gone over formally.

Mayor Luft added that a quick email to Jackie Clucas or SAFEbuilt could be done for any changes to make things easier.

Councilmember Orrick stated that the previous building department had raised the roofing permit to $500-$600 and now with SAFEbuilt it is back down to $50 as the code stated.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

9.5. Resolution No. 246-20/21 Contract Renewal with Tyler Technologies for Versatrans Bus Routing Software

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Resolution No. 246-20/21 Contract Renewal with Tyler Technologies for Versatrans Bus Routing Software. Mr. Rothert informed Council that Tyler Technologies was a provider of services and software for the public sector and that their Routing and Planning software had been the used by the Pekin Bus Department and Pekin school districts since 2014. Their system is the core of the Tyler products and used to manage and plan school bus and student data. Information such as vehicles, student data, bus routes, school boundaries are all used to efficiently coordinate information with schools and parents. The system is also used to plan all busing routes for the beginning of the school year and used all year long to manage changes. School administrators access this information via the web and are able to easily communicate up to date and accurate information to parents. Each school bus is equipped with hardware that provides live telemetrics for each vehicle that reports back through the Verstrans system. It also reports engine diagnostics and other useful information from the vehicle. This hardware enables the Bus Department to monitor vehicles and also use recorded data to ensure that routes are being done as planned. Mr. Rothert added that software used for field trips by all districts can request trips via web and the Bus Department plans those trips as requested. In summary the software is a vital tool for bus department and they have no major issues with it. Staff recommended approval.

Councilmember Nutter questioned city attorney, Ms. Kate Swise, whether the contract date needed to be modified.

Ms. Swise explained that it was just a continuation renewal of the contract.

Councilmember Hilst questioned the increased price of $12K.

Mr. Rothert explained that there was an increase for additional buses.

Fleet Manager, Mr. Dan Jost, added that they have some live telemetry video that was part of the additional cost.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

9.6. Resolution No. 247-20/21 Amendment to DACRA Computer System and Software Agreement

Police Chief, John Dossey, informed Council that back in October of 2016 the City updated its adjudication ordinances and at the same time purchased a ticketing software system called DACRA that handled all processes through the moment the ticket was written to the Illinois Controller's Office collection. Chief Dossey explained that the company had since changed their name to DACRA Tech which contract expires April 30, 2021. The contract was similar with an increase of 4.5% or $1,260 for a total of $29,120. Staff recommended approval and the contract was reviewed by the City Attorney, Ms. Kate Swise.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

9.7. Resolution No. 248-20/21 Amending Policy No. 20-10/11 - Fund Balance Reserves Policy

City Manager, Mr. Mark Rothert, presented the request to Council to amend the City's Fund Balance Reserve Policy. Mr. Rothert informed Council that Resolution No. 248-20/21 was provided in the packet with such policy to further define the amount of fund balance and cash reserve limits the City determined was necessary to have on hand. Mr. Rothert continued by explaining that the fund balance was a combination of liquor and illiquid assets. The current policy only address the fund balance limit and did not identify how much of that fund balance was made up of liquor cash and investments. Mr. Rothert explained that was essential that the City maintain adequate levels of fund balance and cash reserves to mitigate financial risk that could occur from unforeseen revenue fluctuations, unanticipated expenditures in the case of a natural or man-made disaster, global pandemic or economic downturn. Cash reserves provide cash flow liquidity for the City's general operations. Mr. Rothert explained the major amendments to the General Fund Reserves Policy that included:

1. The title of the policy was changed to reflect that it addressed both Fund Balance and Cash Reserves.
2. Cash Reserves were defined as a subset of the Fund Balance.
3. A benchmark for Fund Balance was identified by the Government Finance Officers Association.

4. Guidance was provided that a 25% fund balance shall be maintained for the General Fund and the Cash Reserve portion of the General Fund Balance shall be equal to at least 10% of the annual operating expenditures of the General Fund.
5. Any excess cash over 10%, may be used at the discretion of the City Council for various public purposes listed in the policy.
6. The City shall also strive to establish similar Fund Balances and Cash Reserve limits for its enterprise and special revenue funds.
7. In the event that the Fund Balance or Cash Reserves was determined to be less than the policy anticipated, the City shall plan to adjust budget resources in the subsequent fiscal years to restore the fund balance and cash balance.
8. The Finance Director would annually report the status of Fund Balance and Cash Reserves to the City Council.

Mr. Rothert further stated that Finance Director, Mr. Marston, provided an analysis of the fund balance current position in the packet and that staff recommended approval.

Councilmember Nutter praised Mr. Marston for updating the policy.

Councilmember Orrick questioned if there was a date set for the enterprise fund policy to be updated.

Mr. Rothert stated as soon as possible but realistically could take years to build up a balance in those funds. Mr. Rothert advised that the City should be run like a business except when it comes to raising rates and that the City needed to be cognizant but it may take time.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

9.8. Resolution No. 249-20/21 Collective Bargaining Agreement with IAFF Local 524 May 1, 2021-April 30, 2026

City Manager, Mr. Mark Rothert, presented the request to Council to approve Resolution No. 249-20/21 Collective Bargaining Agreement with IAFF Local 524 May 1, 2021-April 30, 2026. Mr. Rothert expressed his appreciation and echoed Local 524 President Veatch's comments during public input. Mr. Rothert felt that it was a good collaborative session and appreciated the efforts on both sides. The agreement was ratified by the union on April 7, 2021 and the some of the major revisions included changes to dues as it relates to Fair Share Law, clarification on substance abuse policies, changes to hours and overtime, holidays, and uniform allowance. Mr. Rothert informed Council that a detailed list of all changes was included in the Council request and the agreement had been explained several times during Executive Session meetings. Mr. Rothert added that he felt it was a fair agreement for both sides.

Mayor Luft and Councilmember Orrick both agreed that this contract was well done and applauded the effort on both sides.

Councilmember Hilst informed Council that he would be abstaining from the vote because he was told he would have two weeks to review the contract and it had been less than a week.

RESULT:	**ADOPTED [6 TO 0]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
ABSTAIN:	Rick Hilst

9.9. Ordinance No. 2967-20/21 Amending the City Code to Provide for Additional Police and Fire Staff

City Manager, Mr. Mark Rothert, presented the request to Council to adopt Ordinance No. 2967-20/21 Amending the City Code to Provide for Additional Police and Fire Staff. Mr. Rothert informed Council that the request addressed the next agenda item and that the current code listed the number of police and fire staff. An increase was requested by police and fire in the budget and the amendment to the code was necessary to allow the code to be congruent with the budget as proposed.

Councilmember Hohimer questioned whether any study was conducted.

Mr. Rothert confirmed that the only study was the Efficiency Study in 2016.

Mayor Luft discussed the recommended safety standards put in place by IAFF and how that effected safe levels of staff on hand. Mayor Luft also discussed the overtime within the Fire Department and how even adding two members was a cost savings.

Councilmember Hohimer expressed her struggle of adding staff in other departments when other departments were not receiving additional staff.

Mayor Luft discussed the staffing of the street department compared to other municipalities and the complaints received from residents.

Mr.Rothert clarified that staff did not want to pass the amendment without amending the code.

Councilmember Hilst questioned the language in the code mandating number of staff members.

Mr. Rothert stated that those numbers are up a certain amount of staff not mandating that number.

Councilmember Orrick informed Council that the maximum limits of staffing did not have to be met if funds were not budgeted.

Fire Chief Trent Reeise informed Council that staffing issues were COVID related in conjunction with 3 positions not filled in the last year. Chief Reeise explained the staffing issues, injuries, training and increased calls. Increased hours on firefighters increase the chance of injuries and accidents, commitment at home, and how overworking an employee effects each firefighter individually.

Councilmember Orrick discussed the type of calls and how it related to injuries.

Chief Reeise explained that the fire department was all hazards of the department in the community.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

9.10. Ordinance No. 2968-20/21 Adoption of Fiscal Year 2021-2022 Budget

City Manager, Mr. Mark Rothert, presented the City's Fiscal Year 2021-2022 Budget with the adoption of Ordinance No. 2968-20/21. Mr. Rothert noted that the $70M budget had been created together with department heads, himself and Council. The budget consisted of a $29M General Fund Budget and a sizeable $37M Capital Fund Budget. Mr. Rothert felt the budget was ambitious with several capital projects planned in which staff intended to work very hard with road improvements, sewer infrastructure, sidewalks and building public facilities. Mr. Rothert advised Council that staff was available for questions.

Councilmember Orrick informed Council and the public that he was not in support of the FY22 Budget with the $750K transfer from the Solid Waste Fund to the General Fund as most he believed would be used for police and fire. Councilmember Orrick stated that the budget was reckless with the addition of new employees and population reduction. Councilmember Orrick forecasted an increase in taxes and the retirement fund.

Mayor Luft advised that back in 2015 the city was short staffed and the personnel that was there experienced a larger workload and was unhappy therefore losing good employees. Added employees does not mean more revenue. Mayor Luft stated it was not any easy process.

Councilmember Garrison reminded Council that the budget was not etched in stone and would have to be adjusted through the year. Councilmember Garrison spoke on the current state of the economy.

Councilmember Nutter advised that the previous budget as of the weekend had 70 plus line items that were revenue or expenses not included in the budget and questioned some of them. Councilmember Nutter questioned City Code Section 7-1-8 of the Municipal Cannabis Retailer's Occupation Tax Section (c) that stated 60% of revenue for fire and 40% of revenue for the police department, and how it was not in the budget. Councilmember Nutter also requested that the pension fund changes at the State level needs to be addressed and that the budget did show the transfer of funds for the pension fund.

Mr. Rothert pointed out that Employee Pension Reduction was the employee's share. All the revenue is deposited into the Pension Fund. The video gaming fees are deposited into the pension fund but the cannabis revenue was not in the budget as of yet to be conservative.

Councilmember Nutter stated he was not completely in support of the FY22 Budget.

Mayor Luft advised that once a few months of revenue was generated from the cannabis tax it could be added into the budget amendment.

Councilmember Nutter expressed concern with transfers that had not been made.

Councilmember Hilst questioned the line item under Streets for IDOT and whether the City was still collecting those funds.

City Engineer, Ms. Josie Esker, confirmed that it was an error in the budget and the amount should be zero.

Councilmember Hilst also questioned the report from last FY18 on the allocation of TIF money for personnel costs for employees. The audit report stated that the City no longer allocated payroll expenditures to TIF Funds.

Mr. Rothert clarified that direct time spent on TIF was allowed.

Mr. Marston also clarified that no documented evidence was shown to support those hours but it was perfectly fine to charge funds to TIF Funds for those working on TIF. It was not done in FY18 because there were no supporting documents.

Councilmember Hilst continued and stated that he had been asking for Accounts Receivable reports and was told he would not receive them as they would be incomplete. Another audit report would not be available for review before the passing of the budget. Councilmember Hilst read a statement from an efficiency study from four and a half years ago with regards to a comprehensive finance report and felt he could not support the budget.

Councilmember Nutter pointed out that the allocations that were sent by Mr. Rothert did not add up. Councilmember Nutter also disagreed with transferring funds out of the BDD to the General Fund.

RESULT:	**ADOPTED [4 TO 3]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Michael Garrison, Karen Hohimer, John P Abel, Mark Luft
NAYS:	Rick Hilst, Dave Nutter, Lloyd Orrick

CITY COUNCIL OR STAFF REPORTS

Mayor Luft announced that no action would be taken after Executive Session.

Councilmember Hohimer announced that she was for the police and fire receiving additional employees.

Councilmember Abel reminded the public of the upcoming Farmer's Market at the Miller Center from 3:30PM to 6:30PM. Councilmember Abel also applauded the cleanup area at Lake Whitehurst and questioned the status of the parking lot - sidewalk study. A letter was received from Pekin Main Street with recommendations and with speaking to a realtor downtown they were concerned with the parking for potential businesses. Councilmember Abel requested that the parking lot area be updated and put on a future Council agenda.

Mr. Rothert advised that Council was provided the funding options and design via email several weeks ago and discussion would take place at a future meeting.

Councilmember Orrick assured the public that his predictions with the economy and the budget were not always right and wished the best for the City.

Councilmember Hilst questioned whether or not IDOT had been contacted regarding the bridge construction detour near 2nd Street.

City Engineer, Ms. Josie Esker, confirmed that IDOT had been contacted and she planned to follow up with them on-site tomorrow.

Street Supervisor, Mr. Brett Olson, also spoke to IDOT and wanted to give it a week and if not better they would move the barricades back to Caroline. Mr. Olson requested a detour sign as well. Mr. Olson would follow up with IDOT tomorrow or Wednesday.

Ms. Esker explained that the City had no control over the project.

Councilmember Nutter requested verification of a study done behind Hamm's Furniture and 353 and whether an RFP would go out regarding the Solid Waste ordinance.

Councilmember Nutter also announced that it was Councilmember Garrison's last meeting and thanked him for his service for the City.

Councilmember Garrison expressed his appreciation and enjoyed working with Council.

Mayor Luft also expressed appreciation for all the hard work done on the budget during a difficult year with COVID and the election. Mayor Luft assured the public and Council that the City would continue to grow.

EXECUTIVE SESSION 5 ILCS 120/2 (C)6. SETTING A PRICE FOR SALE OR LEASE OF PROPERTY AND 5. PURCHASE OF PROPERTY

A motion was made by Councilmember Abel, seconded by Councilmember Orrick to move into Executive Session to discuss 5 ILCS 120/2 (c) 6. Setting a Price for Sale or Lease of Property and 5. Purchase of Property at 8:05 P.M. On roll call vote all presented voted Aye. Motion carried.

Council returned to Open Session at 8:40 P.M.

ADJOURN

There being no further business coming to Council, a motion was made by Council Member Orrick to adjourn seconded by Council Member Abel. Motion carried viva voce. Mayor Luft adjourned the meeting at 8:40 P.M.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE SPECIAL MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY APRIL 5, 2021 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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NOTICE IS HEREBY GIVEN THAT THE SPECIAL MEETING OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS WILL BE HELD ON MONDAY, APRIL 5, 2021 AT 5:30 P.M. IN THE CITY HALL COUNCIL CHAMBERS, 111 SOUTH CAPITOL STREET, PEKIN, ILLINOIS 61554

TO JOIN IN THE MEETING FOLLOW THIS LINK: HTTPS://ZOOM.US/J/6898035689. BY PHONE, DIAL IN AND LISTEN TO THE MEETING AS FOLLOWS: 1-312-626-6799; THEN ENTER MEETING ID 689 803 5689. PRIOR TO THE MEETING, YOU CAN ALSO SUBMIT A PUBLIC COMMENT REMOTELY BY EMAIL, BY 3 PM THE DAY OF THE MEETING, BY SENDING AN EMAIL TO THE CITY CLERK SMCMILLAN@CI.PEKIN.IL.US AND INSERTING IN THE SUBJECT LINE FOR THE EMAIL "PUBLIC COMMENT FOR MEETING ON APRIL 5, 2021".

TO VIEW MEETING ONLINE GO TO: HTTP://PEKINIL.IQM2.COM (CLICK BANNER AT THE TOP THAT STATES "VIEW LIVE MEETING") OR CHANNEL 22

PLEDGE OF ALLEGIANCE

Due to the Governor's Executive Order regarding COVID-19 and the relaxing of the Open Meetings Act requirements, this meeting was held remotely via Zoom Meetings with the option of an in person meeting at Council Chambers for the public to attend with proper social distancing. Therefore, the provisions of the City Code regarding electronic attendance did not apply.

The Pledge of Allegiance was led by Councilmember Orrick. The Clerk confirmed by roll call vote, that all Councilmembers were physically present except Councilmember Hohimer, who was absent.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Absent	5:09 PM
Rick Hilst	Councilman	Present	5:07 PM
Karen Hohimer	Councilwoman	Absent	5:09 PM
Dave Nutter	Councilman	Present	5:06 PM
Lloyd Orrick	Mayor Pro-Tem	Present	5:08 PM
John P Abel	Councilman	Present	5:09 PM
Mark Luft	Mayor	Present	5:07 PM

APPROVE AGENDA

Motion to: **Approve Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Hilst, Nutter, Orrick, Abel, Luft
ABSENT:	Michael Garrison, Karen Hohimer

PUBLIC INPUT

The City Clerk confirmed that no public input was received.

PRESENTATION CAPITAL BUDGET PART I

Property Manager, Mr. Jayson Brienen, presented a power point presentation with departmental requests as it related to Capital document given in the budget. Mr. Brienen explained that the presentation correlated with public property assessment also given to Council. Mr. Brienen discussed Capital improvements in City Hall and the police station falling in the BDD that included a service counter remodel, main entry drainage and resurface, various flooring upgrades, painting, boiler upgrades, VAV upgrades, LED lighting upgrades, parking lot crack filling, sealing and striping, exterior cleaning and sealing, locker room and an expansion/remodel.

Council discussed not allowing in person payments at City Hall to avoid the cost of a bullet proof protective shield at the front counter. Mr. Brienen explained that there were problems with the current gate and the light switches and addressed the lack of safety at the front counter.

Council continued to discuss the cost difference between bullet proof and non-bullet proof glass. Mr. Brienen stated that it was only a 10-20% difference in cost.

Councilmember Hilst did not feel protective glass was a priority and suggested that money from the BDD be used for infrastructure and streets.

Council continued the discussion and requested the proposed improvements be prioritized and discussed when the BDD takes effect.

Mr. Brienen continued his presentation and discussed the Street Department improvements that included Capital improvement items such as interior concrete refinishing, upgrade of building drainage, painting, HVAC zoning upgrades, office and locker room remodel, front entrance upgrades, parking lot crack filling, sealing and striping, man door upgrades, new roof for the salt building, upgraded security camera system, and a North side clear span salt storage.

Council discussed the cost of showers and the EOC recording system. Council also discussed the age of the salt barn, the north side treatment plant property and items to defer to next budget year.

Mr. Brienen moved on to discuss the Pekin Municipal Airport capital improvement items that included a main hanger reskin, new terminal roof membrane, main hangar drainage improvements, t-hanger upgrades, parking lot and entry way repaving, LED lighting upgrade, terminal improvements, upgraded security system hangar relocation and expansion.

Council discussed the possibility of private funding. Airport Manager, Mr. Todd Dugan, stated that if he could add something to the list of improvements it would aesthetics. Mr. Dugan felt that the building was dilapidated and was in desperate need to replace the furniture from the 1980’s.

Council discussed the status of the new hangars, the need for upgrades, and possible funding.

Council continued a discussion of the restrooms on the riverfront with regards to vandalism and upkeep and the docks at the pier.

City Manager, Mr. Mark Rothert, also pointed out that the clock in front of City Hall needed replaced or the option of a digital board.

Mr. Brenien continued his presentation onto the Wastewater Treatment Plant improvements that included digester roof lid, concrete area for waste material, man door improvements, HVAC improvements and old headwater building improvements.

Mr. Brienen also presented the Fire Station I improvements that included storage facility, fire alarm system, LED lighting upgrades, plumbing scope and assessment, dewatering and sump upgrades to the basement, deep clean and paint in basement, parking lot drainage rework and repaving, elevator repairs, day room, bathroom/locker room, and patio upgrades.

Mr. Rothert added that the fire stations were build when JFK was President but some items could be deferred.

Council discussed the cost of the fire station improvements and the project manager.

Council also discussed deferring items to next budget year and the FY21 surplus.

Councilmember Orrick discussed the proposed budget of three new employees but wanted to see a summer crew instead.

Councilmember Hilst discussed the hangar expansion and requested supplemental salary information within the budget.

HTTP://WWW.CI.PEKIN.IL.US/DEPARTMENTS/FINANCE/TRANSPARENCY.PHP

CITY COUNCIL OR STAFF REPORTS

Councilmember Abel reminded everyone that election day was tomorrow.

Councilmember Nutter requested a list of demo properties and the status of Enterprise pickup up the vehicles in front of City Hall.

EXECUTIVE SESSION 5 ILCS 120/2 (C) IF APPLICABLE

ADJOURN

There being no further business coming to Council, a motion was made by Council Member Orrick to adjourn seconded by Council Member Abel. Motion carried viva voce. Mayor Luft adjourned the meeting at 6:58 P.M

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE SPECIAL MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY APRIL 6, 2020 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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THIS WILL BE A REMOTE MEETING HELD VIA "ZOOM MEETINGS". THE PUBLIC CAN ONLY ATTEND THIS MEETING REMOTELY; DUE TO THE GOVERNOR'S EXECUTIVE ORDER REGARDING COVID-19 AND THE RELAXING OF THE OPEN MEETING ACT REQUIREMENTS, THIS MEETING WILL BE HELD REMOTELY VIA ZOOM MEETINGS WITHOUT AN IN-PERSON MEETING LOCATION FOR THE PUBLIC TO ATTEND. YOU WILL BE ABLE TO LISTEN TO THE MEETING AND SUBMIT COMMENTS DURING THE TIME FOR PUBLIC COMMENTS BY SENDING A DIRECT MESSAGE TO THE MEETING HOST USING ZOOM MEETINGS

TO JOIN IN THE MEETING FOLLOW THIS LINK: HTTPS://ZOOM.US/J/869703417. BY PHONE, DIAL IN AND LISTEN TO THE MEETING AS FOLLOWS: (TOLL FREE) 1-888-788-0099; THEN ENTER MEETING ID 869-703-417. PRIOR TO THE MEETING, YOU CAN ALSO SUBMIT A PUBLIC COMMENT REMOTELY BY EMAIL BY SENDING AN EMAIL TO THE CITY CLERK AT SMCMILLAN@CI.PEKIN.IL.US AND INSERTING IN THE SUBJECT LINE FOR THE EMAIL "PUBLIC COMMENT FOR MEETING ON APRIL 6, 2020".

To view meeting online go to: http://pekinil.iqm2.com (click banner at the top that states "View live meeting") or Channel 22

PLEDGE OF ALLEGIANCE

Due to the Governor's Executive Order regarding COVID-19 and the relaxing of the Open Meeting Act requirements, this meeting was held remotely via Zoom Meetings without an in-person meeting location for the public to attend. Therefore, the provisions of the City Code regarding electronic attendance did not apply.

The Pledge of Allegiance was led by Mayor Mark Luft. The City Clerk confirmed that all members of the Council were present via remote electronic attendance by roll call vote with the exception of Councilmember Hilst who signed in via remote electronic attendance at 5:45 P.M. and Mayor Luft who was physically present.

Mayor Luft gave the procedure for Council Members to participate in the meeting and asked that they mute their phones when not speaking.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Remote	
Rick Hilst	Councilman	Late	
Karen Hohimer	Councilwoman	Remote	

Dave Nutter	Councilman	Remote	
Lloyd Orrick	Mayor Pro-Tem	Remote	
John P Abel	Councilman	Remote	
Mark Luft	Mayor	Present	5:03 PM

APPROVE AGENDA

3.1. Motion to: **Approve Agenda**

RESULT:	**ADOPTED [6 TO 0]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
AWAY:	Rick Hilst

PUBLIC INPUT

Public comments were submitted by email to the City Clerk by Tim Golden and responses were given by Mayor Luft.

All public comments submitted by email to the City Clerk are made part of the record and attached hereto.

COMMUNICATIONS

WORK SESSION #2 DRAFT BUDGET FY21

A motion was made by Councilmember Orrick, seconded by Councilmember Garrison, to move into work session #2 for the draft budget 20-21. On roll call vote all present voted Aye. Motion carried.

City Manager, Mr. Mark Rothert, informed those at home watching from Channel 22 and Zoom Meetings that the power point presentation would be displayed on their television.

Mr. Rothert explained that the budget workshop is significantly different with the issues of the COVID-19 pandemic having an effect and impacting the budget for next fiscal year. Mr. Rothert summarized his presentation which included the budget timeline, proposed changes over the last month, the impact on personnel and capital expenditures. Mr. Rothert pointed out that Council will need to make decisions to move forward with procedural steps in order to adopt the budget.

Mr. Rothert presented a power point presentation highlighting a draft balanced budget, taxes and fees, cost allocation, no salary increases, insurance holdover, and fund transfers.

Council discussed the effect COVID-19 is having on the budget.

Mr. Rothert, explained that cuts had to be made in personnel and service including the decision to outsource the building inspections department and not hiring a public works director. The hiring of a purchasing agent is necessary and required by the findings of the audit as well as hiring a public property manager, which is vital to have someone keep on top of facilities.

Council discussed prorating the extended licenses and business recovery.

Mr. Rothert looked to Council for a decision to move the impound fees to the sewerage fund instead of the capital fund, as the sewerage fund has its own reserves, and redirect those funds to the general fund. In addition for direction on freezing the solid waste fee increase and paying off the Griffin Drive loan early. Mr. Rothert also explained utilizing CDBG Funds for business assistance due to COVID-19.

Councilmember Hilst spoke against transferring the impound fees to the general fund and spoke for splitting up CDBG funds to local businesses equally.

NEW BUSINESS

6.1. Ordinance No. 2877 - 19/20 Amending Title 5, Chapter 1 of the Pekin City Code Declaring Violations of an Executive Order to be a Public Nuisance and Imposing a Penalty Therefor

City Manager, Mr. Mark Rothert, requested Council to approve and adopt Ordinance No. 2877-19/20 amending Title 5, Chapter 1 of the Pekin City Code declaring violations of an Executive Order to a public nuisance and imposing a penalty.

Council discussed the details of the ordinance.

Attorney Kate Swise, clarified that the ordinance would be in the city code but only effective if there was an active executive order from the Governor, it wouldn't cease to be an ordinance once the Governor's order is lifted. It could potentially be used in the future if another executive order is issued under the Emergency Management Agency Act.

Councilmember Hilst expressed that he did not agree with the ordinance.

Mayor Luft explained that the police department's hands are tied to uphold the Governor's Executive Order. The entire State is in agreement to follow the order and if not in compliance a ticket could be issued similar to that of disorderly conduct.

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
NAYS:	Rick Hilst

6.2. Ordinance No. 2878 - 19/20 Renewing Declaration of Local Emergency Within the City of Pekin in Response to the Covid-19 Pandemic and Granting Emergency Powers to the Mayor and City Manager

No presentation of the agenda item or discussion was held.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

No other business was presented.

ADJOURN

There being no further business to come to before Council, a motion was made by Councilmember Orrick, seconded by Councilwoman Hohimer, to adjourn. Motion was passed viva voce. Mayor Luft adjourned the meeting at 6:45 P.M.

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY APRIL 8, 2019 AT 5:30 O'CLOCK P.M.
JOHN MCCABE * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE

Mayor McCabe recognized the German students from Pekin High School. He asked them to lead the Pledge of Allegiance. Mr. Dan Holzer, German teacher at the high school, announced that the students are members of the GAP program from Southwestern Germany.

Deputy City Clerk, Nicole Stewart confirmed that all Council Members were logged in and present except for Council Member Luft. Mayor McCabe declared a quorum was present for the meeting.

Attendee Name	Title	Status	Arrived
James A Schramm	Council Member	Present	5:26 PM
Michael Garrison	Councilman	Present	4:32 PM
Lloyd Orrick	Mayor Pro-Tem	Present	4:30 PM
John P Abel	Council Member	Present	4:32 PM
Michael Ritchason	Council Member	Present	5:27 PM
Mark Luft	Council Member	Absent	
John McCabe	Mayor	Present	4:30 PM

APPROVE AGENDA

3.1. Motion to: **Approve agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Council Member
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, McCabe
ABSENT:	Mark Luft

APPROVAL OF MINUTES

4.1. Motion to: **Approval of Minutes**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Michael Ritchason, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, McCabe
ABSENT:	Mark Luft

4.2. **City Council - Regular Meeting - Mar 25, 2019 5:30 PM**

4.3. **City Council - Work Session - Mar 25, 2019 6:30 PM**

PUBLIC INPUT

Dave Nutter approached Council with questions regarding the Treasurer securing a bond. He also inquired about the rewording of the MFT tax and its funding account and asked for an explanation of the enterprise fund. Lastly Mr. Nutter commented on allocating money for projects when the budget has not been approved.

CONSENT AGENDA

6.1. Accounts Payable Check Run April 5, 2019

6.2. Receive and File 2 proposals in response to RFP Physical Access Control Upgrade

6.3. Receive and File Proposals for Geographic Information System (GIS) Services to Provide Technical Support and Maintenance for the City's GIS Network

6.4. Motion to: **Motion to Approve Consent Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, McCabe
ABSENT:	Mark Luft

COMMUNICATIONS, PETITIONS, REPORTS

7.1. Public Hearing Relative to the Fiscal Year May 1, 2019 Through April 30, 2020 Budget

Mayor McCabe declared the open of the Budget hearing at 5:40 PM.

Dave Nutter approached the podium and stated that this budget is the best he's seen prepared. He noted that the allocation process does not add up and he knows multiple line items need to be corrected. He inquired if the resolution was passed if the budget would be changed. Mr. Nutter also made other line item comments regarding the budget.

Mayor McCabe declared the public hearing closed at 5:44 PM.

Council Member Orrick asked City Manager, Mr. Mark Rothert, if all departments has signed off with regards to the budget. Mr. Rothert explained that they have not physically signed off.

Council Member Orrick asked Council for their opinion on removing the dumpsters at the riverfront and using that money to help clean up the City. Mayor McCabe announced that a discussion on the issue will come back to Council in two weeks. Council Member Garrison, Abel, and Schramm all agree to remove the dumpsters.

7.2. Presentation of Funding Options for Capital Improvements and Other Unfunded Obligations

City Manager, Mr. Mark Rothert, presented a power point presentation regarding funding options. He discussed how to address the City's infrastructure needs and unfunded pension obligations. He discussed existing revenue sources and creating a utility tax as a designated funding source. Mr. Rothert presented amortization schedules and provided handouts to Council.

Mayor McCabe mentioned that other communities taking these steps and Bloomington increasing their gas tax by 4 cents now making it 8 cents.

Mr. Rothert expressed that this was something Council needs to decide and asked if there is a desire to have a meeting with the public or at the library.

Council Member Orrick stated that the City competes with Morton and Washington for residents, but will people move here. He would like to hear from the public.

Mr. Rothert explained that it would take a half year to develop half the money, the impact would build over the years. Large employers are considering the tax but only a few have gotten back to him.

Council Members agreed that there should be a public meeting.

NEW BUSINESS

8.1. Update to Local Motor Fuel Tax (Local Gas Tax) Ordinance

City Manager, Mr. Mark Rothert, presented the item. He explained that the proposed amendment changes the name to distinguish from funds the City received from the State and to clarify where the local MFT funds are deposited.

Council Members discussed a 4 cent gallon increase, and using that money strictly for roads.

RESULT:	**ADOPTED [5 TO 1]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Ritchason, Council Member
AYES:	Schramm, Garrison, Abel, Ritchason, McCabe
NAYS:	Lloyd Orrick
ABSENT:	Mark Luft

8.2. Ordinance No. 2824-18/19 An Ordinance Discontinuing the Office of Treasurer and Transferring the Duties of the Treasurer to the City Finance Director Amending the Code Title 1, Chapter 6B and Title 1, Chapter 8A

City Manager, Mr. Mark Rothert, presented the item. Mr. Rothert explained that the monies left in the treasurer budget needs to be separated out. City Attorney, Ms. Swise, has advised that a bond is required of the finance director so it extends to the Treasurer if it’s the same employee.

Council Member Orrick inquired as to how many hours the Treasurer would work. Finance Director, Mr. Bruce Marston, explained that there are a number of responsibilities that are weekly, monthly and annual, depending on the time of year. He would need to dedicate at least 10-15 hours per week. Council Member Orrick confirmed that if something were to show up wrong it would be caught in the audit.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, McCabe
ABSENT:	Mark Luft

8.3. Ordinance No. 2826-18/19 Enterprise Fund Transfer Policy

City Manager, Mr. Mark Rothert, presented the item. The Ordinance establishes an enterprise fund transfer policy that shall guide transfers between such funds. Annually, the City shall determine the maximum annual transfer amount from the Enterprise Funds to the General Fund based upon an allocation methodology, the components of which consist of one or all of the following (as further described in the policy): (1) Cost of Service; (2) Operational Franchise Fee Equivalent; (3) Street Maintenance Impact Fee; or (4) Transfers for Capital Expenditures. He added that if enterprise funds were privately owned, we would charge a franchise fee like we charge the telephone company or internet service provider. All charges on the enterprise fund would come back to the City Manager for approval.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Ritchason, Council Member
SECONDER:	John P Abel, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, McCabe
ABSENT:	Mark Luft

8.4. Ordinance No. 2821-18/19 An Ordinance Amending Title 4, Chapter 4 of the Code of the City of Pekin To Include City Storm Sewers in the City Sewer System

City Manager, Mr. Mark Rothert, The ordinance moves the storm sewer fund to the Sewer Fund to allow the City to plan for and implement a unified approach to sewer and storm water management that meets constituent concerns and any state and federal requirements.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Ritchason, Council Member
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, McCabe
ABSENT:	Mark Luft

8.5. Amendment to 2018 IDOT Maintenance Rates

City Engineer, Mr. Michael Guerra, presented the item. He reminded Council that the item has been tabled back in February. Mr. Guerra explained that this is a notification from Illinois Department of Transportation originally Received and Filed February 25, 2019 for an adjustment to the compensation the City of Pekin received for the maintenance of State highways located in the City. Previously the City was compensated at quarterly rates of $25,736.35 for a yearly total of $103,053.40 for maintaining Court Street (IL9) and IL 29. However with the jurisdictional transfer of IL 9 from Court Street to VFW, the compensation has been reduced to include only portions of IL 29 through the City. The compensation therefore has been reduced to a quarterly rate of $10,984.14 for a yearly total of $43,936.56.

Council Member Orrick spoke against the item. Mr. Guerra added that any structural improvement is the function of the State to repair, the City would be doing the surface maintenance.

The Council continued the discussion on which repairs regarding Court Street was the State's responsibility or the City's.

Mr. Guerra explained that if we remove ourselves from the agreement we are still going to be responsible so we would be receiving some compensation as opposed to none.

The Council discussed that 13.9 miles would become the State's responsibility for removing snow.

Mayor McCabe clarified that if Council votes in favor operations would stay as they presently and the City would continue the operational agreement with IDOT.

RESULT:	**APPROVED [5 TO 1]**
MOVER:	James A Schramm, Council Member
SECONDER:	John P Abel, Council Member
AYES:	Schramm, Garrison, Abel, Ritchason, McCabe
NAYS:	Lloyd Orrick
ABSENT:	Mark Luft

8.6. Resolution No. 147-18/19 A resolution for the City to provide a $10,000 sponsorship in support of the 2019 Ledgestone Insurance Disc Golf Open

City Manager, Mr. Mark Rothert, presented the item. He explained that the Ledgestone Insurance Open is a disc golf event that takes place annually and will be held in June this year. Event organizers are requesting funding assistance from the City of Pekin in the amount of $10,000 from the City's tourism fund. The event attracts players from almost every state and six different countries. Tournament players use 6 courses in Central Illinois, with two of the showcase courses being in Pekin. Professional players will play four rounds over four days of competition, while amateur players will play three rounds over three days of competition. Mr. Rothert continued to explain that this year's event will have the ability to host more than 1000 players, with more than 90% of those players traveling from more than 2 hours away. The 2015 event had more than 1000 booked hotel room nights, while the 2016 and 2017 events had nearly 1500 booked hotel room nights. 2018 had record attendance, and we saw similar bookings in 2018. Event organizers estimate that about 10% of registrants stayed in a Pekin hotel last year. Based on the number of bookings we expect over 1600 booked hotel room nights in the area. The Peoria Area Convention and Visitor's Bureau estimates the economic impact of this event is over $1,000,000. Between

30% and 40% of their activities take place in Pekin.

Mayor McCabe explained that the request is a sponsorship and not a grant.

Council Member Abel spoke in favor of the item.

RESULT:	**APPROVED [5 TO 1]**
MOVER:	James A Schramm, Council Member
SECONDER:	John P Abel, Council Member
AYES:	Schramm, Orrick, Abel, Ritchason, McCabe
NAYS:	Michael Garrison
ABSENT:	Mark Luft

8.7. Resolution No. 148-18/19 A resolution for the City to provide a $5,000 sponsorship in support of the 2019 Ledgestone Insurance PDGA Pro World Championships

City Manager, Mr. Mark Rothert, presented the item. Mr. Rothert explained that this is the 37th World Championship and the first time that the Pro World Championships will be held in Illinois. Ledgestone is asking for a $5,000 grant to help cover costs associated with the 2019 PDGA Pro World Championship, which also has Infinite Discs as the title sponsor. Ledgestone will have production companies from California, Texas, Wisconsin, Minnesota, etc. and every round at Sunset will have live coverage from SmashboxxTV. The women's finale will take place at Sunset Hills on August 17th, and the World Champion will be crowned there. Room blocks for this event have already been setup at the Holiday Inn and the Motel 6. There will be 300 players, over 5,000 spectators and millions of event views and impressions across their social media platforms. Expected to attend are players from 15 countries and nearly every US state.

Council Member Orrick confirmed that the motel/hotel tax has money to cover these using next fiscal years' budget. Mr. Rothert explained that this item is contingent on next years' budget being approved.

RESULT:	**APPROVED [5 TO 1]**
MOVER:	John P Abel, Council Member
SECONDER:	Michael Ritchason, Council Member
AYES:	Schramm, Orrick, Abel, Ritchason, McCabe
NAYS:	Michael Garrison
ABSENT:	Mark Luft

8.8. Peoria Area Convention and Visitors Bureau Annual Membership Dues

City Manager, Mark Rothert presented the item. The Peoria Area Convention and Visitors Bureau works hand in hand with communities in its eight county service area to create economic growth through sales and marketing efforts to bring more sporting events, meetings, conventions and leisure tourists to our area. They are requesting membership dues in the amount of $25,000.

Council Member Orrick pointed out that the PACV would help the Avanti's Dome with their continuation.

RESULT:	**APPROVED [5 TO 1]**
MOVER:	John P Abel, Council Member
SECONDER:	Michael Ritchason, Council Member
AYES:	Schramm, Orrick, Abel, Ritchason, McCabe
NAYS:	Michael Garrison
ABSENT:	Mark Luft

8.9. Physical Access Control Upgrade Proposal Award

City Manager, Mark Rothert, presented the item. Mr. Rothert explained that the staff pick is SEICO. They would replace all of the door access at City Hall with updated technology. Mr. Rothert continued to explain that what the City currently has in place is out dated and is in need of replacement. There exists a lot of important data, particularly in the police department. Proposals came in at $55K, but we are asking not to exceed the amount of $60K.

Mayor McCabe inquired about the contract stating that the City Manager would sign and normally it is the Mayor who signs all contracts. Mr. Rothert referred to legal counsel. City Attorney, Katherine Swise, explained that the Council can direct who signs the contract.

Council Member Orrick questioned if the cost was in this budget year. Mr. Rothert confirmed it was. Council Member Orrick also discussed the TIF and public property breakdown by percentage.

RESULT:	**APPROVED [5 TO 1]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Michael Ritchason, Council Member
AYES:	Schramm, Orrick, Abel, Ritchason, McCabe
NAYS:	Michael Garrison
ABSENT:	Mark Luft

8.10. Amendment to the Engineering Agreement with Farnsworth Group, Inc. for Long Term Control Plan Phase 3 and 4

City Engineer, Michael Guerra, presented the item. Mr. Guerra explained that this was an amendment to adjust the agreement with Farnsworth group and introduced Pat Sheridan from Farnsworth to speak.

Pat Sheridan approached the podium and explained that in Phase 2 portion the bulk of the upgrades were completed. He continued to give background on the wastewater infrastructure and overflow. Mr. Sheridan explained the frustration the company had with the railroad and pointed out that Mr. Guerra was patient and after two years got an easement. So now there is just one piece remaining on State Street. A pump station would be added with a 30 inch pipe that would remove much more water out of that spot. If the river comes up it back up will be through a much bigger pipe. The Court Street pipe would be removed and the overflow would be combined to Caroline.

Mr. Guerra added that the original plan was broken out over 4 phases. Permits have expired and they are having to re-step through this process and has increased the overall engineering agreement by $9K.

Council Member Garrison inquired about phase 3 and phase 4 being held up by the railroad and the cost increase due to that. Mr. Sheridan responded that the market is competitive and also consider inflation, and putting a lot on the contractor added $600K to the contract.

Council Member Orrick questioned the best case timeline of when construction would start. Mr. Sheridan explained that the paperwork could probably be finalized by the end of the month and then there would be a wait on the EPA to get authorization. They could bid in June for 45 days, then 90 days once it gets to the agency and they would be in the ground in November if the street project happens at the same time Front Street.

Mr. Guerra added that the goal is to get this completed and phase the two projects together to coordinate shut downs so that there is minimal impact on businesses.

Mr. Sheridan corrected himself and clarified that they want the sewer project to go fast first and they do not want to get behind Front Street.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Michael Ritchason, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, McCabe
ABSENT:	Mark Luft

8.11. Ordinance No. 2825-18/19 Authorizing Loan Agreement for the Long Term Control Plan Phase 3 & 4

City Manager, Mark Rothert, introduced the item. Mr. Rothert explained that the loan would increase the City's capacity to do these projects.

Mr. Guerra added that this would increase the loan cap authorization. Originally had passed Ordinance 2701 - 14/15 over $3M dollar gap. We are seeking a loan up to $17M to provide a buffer if bids don't come back. Mr. Guerra explained that the City is trying to get their ducks in a row due to the IEPA having low staff.

Mr. Sheridan from Farnsworth, added that the loan authorizing this ordinance is not an intent to spend money. The goal is to get out fast and keep the cost down, the ordinance is one of the major items needed for the loan application.

Mr. Guerra added that bidding is pretty competitive and hopefully comes in lower.

Mr. Sheridan added that the $600K was for contingency and everything else is inflation. The estimate was not redone, they just updated the numbers.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Michael Ritchason, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, McCabe
ABSENT:	Mark Luft

8.12. Ordinance No. 2823-18/19 An Ordinance Amending Title 3, Chapter 3, Section 4, Subsection 4V. of the Code of the City of Pekin Regarding Restrictions on Issuance of License

Mayor McCabe introduced the item. The Mayor explained that the Liquor Commission pointed out that the code needed some clarification and cleaning up to prevent places like Ace Hardware coming in and applying for a liquor license.

City Attorney, Katherine Swise, explained that when the code was amended it eliminated the requirement that grocery stores have a separate area. Section V prohibits the sale of alcohol, etc. In order to clarify who is excluded under Section B it is rewritten eliminating the requirement that sale of alcoholic liquor on premises be physically separated from other portions of premises that sells produce, grocery, meat or drug products. When previously passed the ordinance had the unintended result of eliminating grocery stores from eligibility in 3-3-4-4 where grocery stores primary purpose is the sale of products not related to the sale of liquor.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Council Member
SECONDER:	Michael Garrison, Councilman
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, McCabe
ABSENT:	Mark Luft

8.13. Ordinance No. 2822-18/19 An Ordinance Amending Title 3, Chapter 3 of the Code of the City of Pekin With Regard to Voting Power of Local Liquor Commissioner

Mayor McCabe presented the item. The Mayor explained that the liquor commission has been looking at this for some time. The code describes members, consisting of 6 people, but never had a real good clarification on who is actually voting. The Liquor Commission is an advisory board to the Liquor Commissioner and City Council. They have decided that the Deputy Liquor Commissioner would be the fifth voting member and the Liquor Commissioner would only vote in the Deputy Liquor Commissioners absence.

City Attorney, Katherine Swise, added that the ordinance does clarify the quorum.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Ritchason, Council Member
SECONDER:	John P Abel, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, McCabe
ABSENT:	Mark Luft

8.14. Motion to: **Motion to Move to Exec Session**
A motion was made by Council Member Ritchason and seconded by Council Member Abel to move into Executive Session for the purpose of real estate and pending litigation.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Ritchason, Council Member
SECONDER:	John P Abel, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, McCabe
ABSENT:	Mark Luft

8.15. **Ordinance No. 2820-18/19 Purchase of Right-Of-Way and Settlement of Claims**
A motion was made by Council Member Schramm and seconded by Council Member Ritchason to adopt the ordinance.

City Manager, Mark Rothert, advised to Council that there was a need to go into executive session before voting on the item.

A motion was made by Council Member Schramm to withdraw the motion to adopt the ordinance, seconded by Council Member Ritchason. The motion was withdrawn.

The Council returned to open session at 8:07 PM.

A motion was made by Council Member Schramm and seconded by Council Member Ritchason to adopt the ordinance.

City Manager, Mark Rothert, explained that this was the purchase of 17 square feet for $300 to settle a lawsuit with the City.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James A Schramm, Council Member
SECONDER:	Michael Ritchason, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, McCabe
ABSENT:	Mark Luft

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Glenn Johnson addressed the Council regarding his attendance to the Potawatomi Trail Races as a spectator. He explained that it was the 20th outing at McNaughton Park. A lot of people attended for many days and hotels were used in town. He wanted to compliment the

Park District and The City. Mr. Johnson added that they could use a lot more participants but are limited on parking. He just wanted to say thanks for 20 years.

Mayor McCabe added that we already appreciate the work done by the Park District, they are one of the best in the state.

Rick Hilst approached Council regarding item 8.9 for the security doors. He questioned why the airport was not included. Mr. Hilst also questioned why we are not charging private company garbage companies fees.

Charity Gullett commended Mr. Rothert on the presentation for capital improvements. She suggested that Council offer a solution in lieu of the one being presented to guide the public with solutions to problems.

Airport Manager, Todd Dugan, responded to Mr. Hilsts' question and responded that the airport is different, the terminal has 24 hour access. There is however a SEIKO camera system and 24/7 access for pilots.

Mr. Rothert added that the franchise fee is an area to focus on how to implement fairly across the board. Council Member Orrick stated that his understanding is that the franchise has exclusive rights. Mr. Rothert added that it will have to be looked into.

EXECUTIVE SESSION 5 ILCS 120/2 (C) 11. LITIGATION

ADJOURN

No further action to come before Council. A motion was made by Council Member Ritchason to adjourn, seconded by Council Member Abel. Mayor McCabe adjourned the meeting at 8:16 PM.

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PROCEEDINGS OF THE RESCHEDULED/CHANGED
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON TUESDAY MAY 28, 2019 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE - POLICE AND FIREFIGHTER OF THE YEAR

The Pledge of Allegiance was led by Mayor Mark Luft.

Roll was called and all Council Members were physically present. A quorum was declared.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	5:51 PM
Rick Hilst	Councilman	Present	5:52 PM
Karen Hohimer	Councilwoman	Present	5:47 PM
Lloyd Orrick	Mayor Pro-Tem	Present	5:50 PM
John P Abel	Councilman	Present	5:48 PM
Mark Luft	Mayor	Present	5:53 PM

APPROVE AGENDA

3.1. Motion to: **Approve Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

MINUTES APPROVAL

4.1. City Council - Regular Meeting - May 13, 2019 5:30 PM

RESULT:	**ACCEPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, John P Abel
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

PUBLIC INPUT

Glen Johnson strongly recommended that Council approved Business item 7.4 for Midwest Engineering Associates to perform a study for Brentwood Ditch and Lake Kennedy.

Having walked the ditch in question, Cindy Johnson also ask that Council approve the Brentwood Ditch Study as a first step to develop a plan to address the erosion issues the residents of Lake Kennedy were witnessing.

Jerry Stark requested Council adopt the recommendation of the Traffic Safety Committee to restrict parking on Derby Street. Residents of Peoria and Morton Streets found it difficult to pull on to Derby Street when parked cars for a local business were obstructing traffic.

CONSENT AGENDA

6.1. Police Department Monthly Stats - April 2019

6.2. Police Department Monthly Stats - March 2019

6.3. Tazewell County Animal Control Billing - April 2019

6.4. April 2019 Building Report

6.5. April 10, 2019 Minutes of Pekin Plan Commission

6.6. April 10, 2019 Minutes of Pekin Zoning Board of Appeals

6.7. Liquor Commission Minutes Dated March 28, 2019

6.8. Accounts Payable Check Run

6.9. Monthly Revenues and Expenditures Report March 2019

6.10. Bids for 19-00000-00-GM Sheridan Road Mill and Overlay

6.11. Resolution No. 2-19/20 Annual Appointments Resolution

6.12. Motion to: **Approve Consent Agenda**

Mayor Luft presented the 11 items of the Consent Agenda for consideration. Finance Director Bruce Marston advised the Council that item 6.9 Revenues and Expenditure Report would become a monthly document in the Consent Agenda along with the Accounts Payable Check Runs from his department. Mr. Marston explained figures in the report that might be questioned and adjustments that would need to be made. He told the Council that financially the City was doing fairly well in March. The Consent Agenda was approved by Omnibus vote.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Mark Luft
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

NEW BUSINESS

7.1. 2019 CDBG Action Plan

City Manager, Mr. Mark Rothert, introduced Ms. Melissa Eaton as the Program Manager who is available to answer questions. Mr. Rothert also briefly described the CDBG Program.

Council Member Orrick inquired as to how much was spent on owner occupied rehab. Ms. Eaton explained that maybe $3,000, the number was low. Mr. Rothert explained that there had been some emergency repairs, but due to turnover it was difficult.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.2. Request for Special Use Authorization for an Auto and Tire Repair Shop Use at 914 S. 2nd Street

Building Inspector, Mr. John Lebegue, explained the item was previously tabled for 60 days to for consideration of a special use to allow Mr. Mackey to take action and to stop all unauthorized activities and clean up the property. The property had previously been used as an auto center.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Rick Hilst, Councilman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.3. Request for Special Use Authorization for Auto Alignment and Autobody Shop Use at 716 Court Street

Building Inspector, Mr. John Lebegue, gave a brief history of the site asking for a special use for an auto alignment and body shop.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.4. Task Order No. 003 with Midwest Engineering Associates, Inc. for the Brentwood Ditch Study

City Engineer, Mr. Michael Guerra, presented the item.

Council Member Hilst asked how far back the study will be. Mr. Guerra explained that he believes it will go all the way to Broadway and will keep going as far as the budget allows.

Council discussed details surrounded the study and how it affects the line items in the budget.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.5. Award the Bid for the Street Maintenance Section 19-00000-00-GM Mill and Overlay Sheridan Road

City Engineer, Mr. Michael Guerra, explained the item. Mr. Guerra explained that two bids were secured for the project and that the recommendation from staff is to move forward.

Mayor Mark Luft and City Engineer Michael Guerra discussed the asphalt ingredients and design life.

City Manager, Mr. Mark Rothert, added that a memo was submitted to Council from the City Engineer that provides additional streets to look at. Staff is looking for guidance from Council on which to work on. If Council chooses to re-prioritize, it would delay the project by at least two months. It is staff's recommendation to go with the list previously prioritized.

Mayor Mark Luft added that the list was also derived from a combination of the public and Council along with the Engineers. The Mayor continued to explain that the bids right now are coming off the maintenance list already set by Council in 2019. The discussion is now where do we go from there by having a three year maintenance plan. The bids came in lower than expected.

Council Member Abel added that he would like to see patching on 14th and Derby if it can be done for $15K.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.6. Resolution 003-19/20 for the Purchase of a Vactor truck for the Wastewater Department

Staff requested Council's adoption of the resolution to allow for the purchase and finance of a new Vactor truck for use in the wastewater department in the amount of $424,496.00. The piece of equipment Council was told was necessary for the maintenance of the sewers which could clean, cut roots out, pump out manholes, catch basins, lift stations or even hydro excavate exploratory holes if needed. The equipment purchase was planned due to increasing maintenance matters on the present truck and was approved FY20 budget. This purchase would utilize the Sourcewell Contract #122017-FSC for the purchase and would be financed with a five year loan.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.7. Vehicle Purchase for Police Department Investigations Unit Not To Exceed $20,000

Policy Chief Dossey asked Council's authorization to purchase a vehicle not to exceed $20,000 utilizing funds recovered through assets forfeiture. That money was seized from offenders in illegal drug trafficking and required by law to be spent on equipment used in drug investigations.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.8. Ordinance No. 2831 Amending Title 6, Chapter 2, Section 13 of the City Code of the City of Pekin Regarding Crime Free Property / Chronic Nuisance Property Abatement

Police Chief Dossey requested Council adopt an ordinance updating the Crime Free Property/Chronic Nuisance Property Abatement Ordinance to insert the term "non owner occupied property". Also stated that the attorney did clean up the language terms and formatting.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.9. Ordinance No. 1462-A361-19/20 Amending Title 8, "Traffic Code" of the City Code of the City of Pekin, Illinois To Create a New Section 8-3-21 "Distracted Driving"

Police Chief John Dossey requested Council adopt an ordinance to address issues of distracted driving with the City of Pekin. Distracted driving has become an increasingly important topic locally and nationally. It is clear from the Police Department's most recent distracted driving campaign that the community, while aware of the issues involved with distracted driving, just simply cannot comply with the simple request of not driving distracted. Chief Dossey pointed out that this ordinance does not apply to use of texting and cellular devices but would address other distractions such as pet riding in the drivers lap, fiddling with GPS, etc.

RESULT:	**APPROVED [5 TO 1]**
MOVER:	John P Abel, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Hilst, Hohimer, Orrick, Abel, Luft
NAYS:	Michael Garrison

7.10. Title 6 Chapter 2 Section 14 Vehicle Impound Ordinance Amendment

Police Chief Dossey requested Council approve an ordinance amending the vehicle impound ordinance to bring it up to compliance with the Illinois Compiled Statutes. One of the areas it addresses will not impound for license suspended for unpaid parking tickets and the legal transportation of alcohol, leaving the scene of an accident, but is encompassed elsewhere.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.11. An Ordinance Amending Title 8, Chapter 4, Section 1D, of the Code of the City of Pekin Regarding No Parking Schedule Derby Street between Peoria St. and Morton St.

Fire Chief, Kurt Nelson, requested Council approve an update to the No Parking Schedule to add No Parking on the South side of Derby Street between Peoria Street and Morton Street. Chief Nelson explains that the Traffic Safety Committee recommends to eliminate that area and remove 2-3 parking spaces due to a line of site issue.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Rick Hilst, Councilman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.12. IT Project Purchases For Backup, Server and PD-Computer Replacement

Network Administrator, Bob Schaich, requested Council approve funding not to exceed $105,000 for three IT Department planned projects for backup solution

Minutes Acceptance: Minutes of May 28, 2019 5:30 PM (Minutes Approval) refresh, data server refresh and PD-Computer Replacement. Mr. Schaich explained that the police department squad car servers can expect a 5 year life span. Mr. Schaich added that $40,000 is being requested for this server this year and $40,000 for next year.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.13. Ordinance No. 2833-19/20 An Ordinance Amending The Liquor Code Of The City Of Pekin, Title 3, Chapter 3, Sections 1-4, To Allow For Outdoor Sales Areas In Certain Premises

Liquor Commission recommended to Council to adopt an ordinance to allow holders of a Class A liquor license to serve alcoholic liquor in sidewalk cafes and other outdoor seating areas by applying for a Sidewalk Use Permit to enhance economic opportunities within the City by offering increased dining opportunities and to attract outside visitors. Liquor Commissioner, Mark Luft, explained that if the terms of a Sidewalk Use Permit was violated, the Liquor Commissioner can revoke such permit.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Dave Nutter approached the podium and inquired as to whether there has been a recommendation on the audit and where the City stands on the hot mix/coldmix on State.

City Manager Mark Rothert explained funds came from the jurisdictional transfer but we are still waiting on the State.

Councilmember Abel suggested that the City deserves a representative from Springfield to give Council a status update on the audit.

Mayor Mark Luft made announcements of upcoming events.

EXECUTIVE SESSION 5 ILCS 120/2 (C) 3. THE SELECTION OF A PERSON TO FILL A PUBLIC OFFICE

9.1. Motion to: **Move to Exec Session at 7:50 PM**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

ADJOURN

Council returned to open session at 8:20 PM. There being no further action to come before the Council, motion was made by Council Member Orrick, seconded by Council Member Abel for Council to adjourn. Motion carried viva voce. Mayor adjourned the meeting in open session at 8:20 PM.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY JULY 13, 2020 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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THIS WILL BE A REMOTE MEETING HELD VIA "ZOOM MEETINGS". THE PUBLIC CAN ONLY ATTEND THIS MEETING REMOTELY; DUE TO THE GOVERNOR'S EXECUTIVE ORDER REGARDING COVID-19 AND THE RELAXING OF THE OPEN MEETING ACT REQUIREMENTS, THIS MEETING WILL BE HELD REMOTELY VIA ZOOM MEETINGS WITHOUT AN IN-PERSON MEETING LOCATION FOR THE PUBLIC TO ATTEND. YOU WILL BE ABLE TO LISTEN TO THE MEETING AND SUBMIT COMMENTS DURING THE TIME FOR PUBLIC COMMENTS BY SENDING A DIRECT MESSAGE TO THE MEETING HOST USING ZOOM MEETINGS

TO JOIN IN THE MEETING FOLLOW THIS LINK: HTTPS://ZOOM.US/J/6898035689. BY PHONE, DIAL IN AND LISTEN TO THE MEETING AS FOLLOWS: 1-312-626-6799; THEN ENTER MEETING ID 689 803 5689. PRIOR TO THE MEETING, YOU CAN ALSO SUBMIT A PUBLIC COMMENT REMOTELY BY EMAIL, BY 3 PM THE DAY OF THE MEETING, BY SENDING AN EMAIL TO THE CITY CLERK AT SMCMILLAN@CI.PEKIN.IL.US AND INSERTING IN THE SUBJECT LINE FOR THE EMAIL "PUBLIC COMMENT FOR MEETING ON JULY 13, 2020".

TO VIEW MEETING ONLINE GO TO: HTTP://PEKINIL.IQM2.COM (CLICK BANNER AT THE TOP THAT STATES "VIEW LIVE MEETING") OR CHANNEL 22

PLEDGE OF ALLEGIANCE

Due to the Governor's Executive Order regarding COVID-19 and the relaxing of the Open Meeting Act requirements, this meeting was held remotely via Zoom Meetings without an in person meeting location for the public to attend. Therefore, the provisions of the City Code regarding electronic attendance did not apply. The Pledge of Allegiance was led by Mayor Mark Luft. The Clerk confirmed by roll call vote, that all Councilmembers were physically present except for Councilmember Garrison, who attended via remote electronic attendance.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Remote	
Rick Hilst	Councilman	Present	
Karen Hohimer	Councilwoman	Present	
Dave Nutter	Councilman	Present	
Lloyd Orrick	Mayor Pro-Tem	Present	
John P Abel	Councilman	Present	

Minutes Acceptance: Minutes of Jul 13, 2020 5:30 PM (Minutes Approval)

Mark Luft	Mayor	Present	

APPROVE AGENDA

3.1. Motion to: **Approve Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

APPROVAL OF MINUTES

4.1. Minutes of June 8, 2020 5:00 PM

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

4.2. City Council - Special Meeting - Jun 15, 2020 5:30 PM

RESULT:	**ACCEPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

4.3. City Council - Regular Meeting - Jun 22, 2020 5:30 PM

RESULT:	**ACCEPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

PUBLIC INPUT

Mr. Mangan spoke via electronic attendance regarding agenda item 7.6 regarding TIF dollars in the Southside TIF District urging Councilmembers who are interested in bring jobs to residents to make a motion to amend the agreement requiring DCX to make a good faith effort to her Pekin residents first.

Mayor Luft commented that the school district was utilized along with other organizations to make sure they hired local and they had no problems with doing that. It was discussed as to whether that could be added to the contract.

Mayor Luft read Mr. Jay McNish's comment that had been submitted via email regarding agenda item 7.6 questioning the accuracy of the work completed and felt chip and seal was not appropriate.

CONSENT AGENDA

6.1. Receive and File Bids for the 2020 Sidewalk Improvement Project

6.2. Receive and File Bids for the Gale Court Outfall Erosion Project

6.3. Receive and File Bids for the St. Clair Sewer Repair project

6.4. Receive and File Bids for the 2020 Chip Seal Project

6.5. Police Department Monthly Stats - June 2020

6.6. Tazewell County Animal Control Billing - June 2020

6.7. Accounts Payable To Be Paid Proof List thru July 10, 2020

6.8. Pekin Public Library Annual Report 2020

6.9. Resolution No. 136-20/21 Mayor's Annual Appointments

Motion to: **Approve Consent Agenda**

Mayor Luft read the 9 items on the Consent Agenda.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

NEW BUSINESS

7.1. Resolution No. 137- 20/21 Award Contract for 2020 Sidewalk Improvements to C&G Concrete

City Manager, Mr. Mark Rothert, presented the agenda item to Council to approve and adopt Resolution No. 137- 20/21 Award Contract for 2020 Sidewalk Improvements to C&G Concrete. Mr. Rothert summarized the request to remove and replace sidewalks at various locations within the City most being under the City's annual 50/50 program.

Mayor Luft questioned whether any previous ADA work C&G Concrete completed was checked for accuracy.

City Engineer, Ms. Josie Esker, answered that previous work had been inspected at the time of completed along with staff checking the quality of work at the time of construction. Ms. Esker added that the is C&G Concrete was reputable and familiar with ADA requirements.

Council discussed how it was determined to replace the sidewalks at each location and the City Engineer read the list of repair locations.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.2. Resolution No. 138-20/21 Award the Contract for the Gale Court Outfall Erosion Project to Pipco Companies LTD

City Manager, Mr. Mark Rothert, presented the agenda item to Council to approve and adopt Resolution No. 138-20/21 Award Contract for Gale Court Outfall Project to PIPCO. Mr. Rothert summarized the request to award the contract to make repairs to the storm sewer outlet causing significant erosion to PIPCO. Mr. Rothert added that the City does not have the equipment to complete the project in house. Two bids were received and it was noted that there was an error in the bid tab. City Engineer, Ms. Josie Esker, handed out to Council a corrected bid tab sheet during the meeting. The low bid was over the Engineer's estimate but seemed reasonable and responsible to award.

Council discussed how the project had been held up due to the resident performing another project on the property.

Council thanked the committee for moving forward on the project.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.3. Resolution No. 139-20/21 Award the Contract for the St. Clair Sewer Repair Project to G.A. Rich & Sons Inc.

City Manager, Mr. Mark Rothert, presented the agenda item to Council to approve and adopt Resolution No. 139-20/21 Award Contract for St. Clair Sewer Repair to G.A. Rich. Mr. Rothert explained that this was an emergency sewer repair on St. Clair because of a sinkhole that rapidly developing. The sanitary sewer in the area was almost twenty feet deep and the City did not have the necessary equipment to complete the repair. Mr. Rothert continued to state that the City received two bids for the project with the low bid below the Engineer's estimate. Mr. Rothert added that the bid was reasonable and responsible.

Council discussed past sewer problems at St. Clair and Valle Vista and how the project was beyond the City's scope.

City Engineer, Ms. Josie Esker, stated that the root cause was age and that the pipes have met their expected life. Ms. Esker added that she would like to target these issues before developing by the use of cameras.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.4. Resolution No. 140-20/21 Award the Contract for the 2020 Chip Seal project to United Contractors Midwest

City Manager, Mr. Mark Rothert, presented the agenda item to Council to approve and adopt Resolution No. 140-20/21 Award Contract for Chip Seal to UCM. Mr. Rothert explained the request to award the project to R.A. Cullinan to chip seal the roads as approved in the 2020 Street Maintenance Plan. Only one bid was received for the project as only a limited amount of companies are able to perform the work in this area. Mr. Rothert added that the bid was favorable and 6% under the Engineer's estimate.

Councilmember Able addressed Mr. McNish's comments and stated that chip and seal was the next best alternative to blacktop or concrete considering the City's financial resources.

Council discussed with the City Engineer, Ms. Josie Esker, the 5-7 year life span from chip seal and explained how the City does not have resources to rebuild the load with mill and overlay. Ms. Esker added that the City does not have financial resources to do more than one residential road a year.

Council discussed the millions of dollars it would take to every road in the City and how the focus has been on main streets more so the last couple of years than in the past 10 years. Also discussed by Council was alternative options for funding the roads.

Councilmember Abel pointed that the public was surprised about the cost of ADA compliance on the Willow and 14^{th} Street projects.

Councilmember Nutter suggested communicating with the public on social media regarding motorcycle season.

Ms. Esker discussed the timeline on how quick it was to safely ride a motorcycle after the project and how the chips are recycled after being swept up.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.5. Resolution No. 141-20/21 Addendum to Intergovernmental Agreement for Transportation Services with Tazewell County Health Department

City Manager, Mr. Mark Rothert, presented the agenda item to Council to approve and adopt Resolution No. 141-20/21 Addendum to Intergovernmental Agreement for Transportation Services with Tazewell County Health Department. Mr. Rothert explained that the health department wishes to further engage with the City to participate in their learning program offering a broad range of additional services and activities. The resolution called for an addendum that added language to the existing Intergovernmental Agreement entered into earlier this year for the team reach program.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.6. Ordinance No. 2891-20/21 TIF Redevelopment Agreement with DCX-CHOL Enterprises, Inc.

City Manager, Mr. Mark Rothert presented the agenda item to Council to approve and adopt Ordinance No. 2891-20/21 TIF Redevelopment Agreement with DCX-CHOL Enterprises, Inc. Mr. Rothert pointed out that an amended redevelopment agreement and ordinance was provided to Council before the meeting except for Councilmember Garrison, who was off-site. Mr. Rothert explained that DCX is located in Pekin and they indicated that they are interested in expanding current operations. Mr. Rothert continued to give a background summary about the company that included five different locations across the country and in India. The company reached out to the City to defray the cost of rehabilitation upwards toward $2M. Mr. Rothert continued to explained that the company was on an aggressive timeline and wanted to proceed as soon as possible. The grant funding is in the amount of $700k should they be successful with the shovel ready program. The grant is only effective if the grant with the state is not accepted, therefore the attachment may change. Mr. Rothert pointed out that the big change was a five year loan program with 1/5 being forgiven each year if the company stayed in the same location. Mr. Rothert updated Council on the balance of the TIF Fund.

Mr. Rothert clarified that the City was the applicant and if the City doesn't receive the grant then TIF money would kick in. The City would then purchase the property and transfer it over to DCX.

Council discussed the timeline of awarding the grant with the City Manager from the Department of Commerce. Mr. Rothert added that the company has not officially purchased the property and explained that the goal was to entice them to stay and expand in Pekin.

Council then discussed properties and the money going into the TIF District as displayed on the website.

Council also discussed working with the city on the hiring process to help ensure the company hires local employees and defending economic development.

Mr. Rothert assured Council that the state was very interested in the project as it pertains to growth but there is competition with other applicants.

Council finally discussed the lowered purchase price of the commercial property.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Mr. Jim Mangan spoke via electronic attendance regarding the required thickness of chip and seal. Mr. Mangan also questioned whether the City was reimbursed for March Madness.

Mayor Luft read a comment submitted by Mr. Jay McNish regarding the future demolition of the property on Orchard Street.

Mr. Rothert explained that the City's budget for tree trimming was only $100K and stated that money and resources were scarce. The Orchard property is scheduled to be demolished with CDBG funds but requires the 2019 Action plan be amended per requirements by Federal Government and HUD along with the amendment of the 2020 Action Plan due to money received for COVID-19. Therefore the bids may need to be refreshed.

Mr. Rothert announced that the TIF meeting scheduled had to be canceled and rescheduled due to issues with Zoom's toll free number listed on the public notice not working properly. A new notice would be forthcoming.

Mr. Rothert also stated that Riverway Drive was deteriorating due to truck traffic and staff is looking into options for funding through the construction of Front Street. The City is hoping to receive a grant and if successful will have discussions with contractor to fit into guidelines.

Mr. Rothert continued his announcements regarding the scheduling of a special meeting on Monday and preparing the agenda as if the City was awarding grant funds for Court Street.

Mr. Rothert again gave updates on State grants related to the Coronvirus TEARS application.

Mr. Rothert gave an update on 228 Margaret Street with regards to the asbestos found during the environmental study along with an update on SEICO discussions regarding the property line.

Lastly, Mr. Rothert announced that he had spent some time scrubbing the website by making it more user friendly.

Council discussed the reopening of City Hall at Phase 5.

Councilmember Abel commented on the property at Capitol and Ann Eliza with regards to the 3 foot high grass.

Councilmember Orrick praised Mayor Luft for his hard work and dedication during the pandemic.

Councilmember Nutter questioned the completion of Sheridan Road, the electric rate from the previous Council meeting and the bus departments plan once school resumes.

Mayor Luft thanked D.A. Points for making the golf tournament happen last weekend.

EXECUTIVE SESSION 5 ILCS 1`20/2 (C)

9.1. Motion to: **Move to executive session for the purpose of 5 ILCS 120/2 (c) Purchase of Real Estate**
Mayor Luft stated no action would be taken after the conclusion of Executive Session.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

ADJOURN

There being no further business coming to Council, a motion was made by Councilmember Orrick to adjourn seconded by Councilmember Abel. Motion carried viva voce. Mayor Luft adjourned the meeting at 7:30 PM.

CITY OF Pekin ILLINOIS

PROCEEDINGS OF THE SPECIAL MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON THURSDAY JULY 1, 2021 AT 12:00 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Councilmember Orrick. The City Clerk confirmed all members were present and logged on. A quorum was declared by Mayor Mark Luft.

Attendee Name	Organization	Title	Status	Arrived
Rick Hilst	City of Pekin	Councilman	Present	11:53 AM
Karen Hohimer	City of Pekin	Councilwoman	Present	11:45 AM
Dave Nutter	City of Pekin	Councilman	Present	11:52 AM
Becky Cloyd	City of Pekin	Councilwoman	Present	11:51 AM
Lloyd Orrick	City of Pekin	Mayor Pro-Tem	Present	11:45 AM
John P Abel	City of Pekin	Councilman	Present	11:46 AM
Mark Luft	City of Pekin	Mayor	Present	11:51 AM

APPROVE AGENDA

Motion to: **Amend Agenda to remove item 6.2 Resolution No. 287-20-21 Waiver and Release of Lien of Properties at 5th Street and Amanda Street PIN 04-04-35-123-005 and PIN 04-04-35-123-004**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Becky Cloyd, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

3.1. Motion to: **Approve Agenda as Amended**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

PUBLIC INPUT

No public input was received.

CONSENT AGENDA

Motion to: **Approve Consent Agenda**

Mayor Luft read the one item listed on the Consent Agenda.

Minutes Acceptance: Minutes of Jul 1, 2021 12:00 PM (Minutes Approval)

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

5.1. Receive & Files Bids for 5th / Parkway Concrete & ADA Ramp Project

NEW BUSINESS

6.1. Resolution No. 286-21/22 Award 5th / Parkway Concrete & ADA Ramp Project Contract

City Engineer, Ms. Josie Esker, presented the agenda item to Council to award to Knapp Concrete Contractors a contract to install sidewalk ramps and make curb and sidewalk repairs along 5th Street between Washington & Derby and along Parkway between Willow & Lick Creek. The project was included in the 2021 Street Maintenance Plan approved previously by Council. Ms. Esker stated that the engineer's estimate was 10% under.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

6.2. Motion to: **(Removed) 6.2 Resolution No. 287-20-21 Waiver and Release of Lien of Properties at 5th Street and Amanda Street PIN 04-04-35-123-005 and PIN 04-04-35-123-004**

6.3. Ordinance No. 2993-21/22 Approve Lease Agreement with Leman Property Management at Sunset Plaza Shopping Center for Court Street Construction Field Office

City Engineer, Ms. Josie Esker, presented the request to Council to approve a lease agreement with Leman Property Management at Sunset Plaza Shopping Center for Court Street construction field office. Ms. Esker stated that it was typical to lease a field office to make the project run more effectively and efficiently. Ms. Esker advised that the cost would be $3,500 for the duration of the year plus utilities.

Councilmember Orrick questioned whether the construction money from the State could be used and if it was a month to month lease. Ms. Esker explained that it would be paid out of local funds as it was not an eligible expense and that it was a month to month lease agreement.

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Cloyd, Orrick, Abel, Luft
NAYS:	Dave Nutter

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

EXECUTIVE SESSION 5 ILCS 120/2 (C)

ADJOURN

There being no further business to come before the Council a motion was made by Council Member Orrick, to adjourn, seconded by Council Member Hohimer. Motion carried viva voce. Mayor Luft adjourned the meeting at 12:10 P.M.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY JUNE 28, 2021 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Councilmember Orrick. The City Clerk confirmed all members were present and logged on. A quorum was declared by Mayor Mark Luft.

Attendee Name	Organization	Title	Status	Arrived
Rick Hilst	City of Pekin	Councilman	Present	5:02 PM
Karen Hohimer	City of Pekin	Councilwoman	Present	5:07 PM
Dave Nutter	City of Pekin	Councilman	Present	5:00 PM
Becky Cloyd	City of Pekin	Councilwoman	Present	5:02 PM
Lloyd Orrick	City of Pekin	Mayor Pro-Tem	Present	5:06 PM
John P Abel	City of Pekin	Councilman	Present	5:03 PM
Mark Luft	City of Pekin	Mayor	Present	5:03 PM

APPROVE AGENDA

3.1. Motion to: **Approve agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

APPROVAL OF MINUTES

4.1. City Council - Regular Meeting - Jun 14, 2021 5:30 PM

RESULT:	**ACCEPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	John P Abel, Councilman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

PUBLIC INPUT

No public input was given.

CONSENT AGENDA

6.1. Accounts Payable To Be Paid Proof List thru June 25, 2021

6.2. Financial Reports April 2021

6.3. Receive and File Bids for 2021 Chip Seal Project

6.4. Receive and File Bids for Court Street Traffic Signals Project

6.5. Receive and File Bids from 2021 Asphalt Patching Project

6.6. Receive and File Qualified Submissions for Engineering Roadway Design

Motion to: **Approve Consent Agenda**

Mayor Luft read the six items listed on the Consent Agenda.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Becky Cloyd, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

NEW BUSINESS

Motion to: **Amend Agenda Item 7.1 Ordinance No. 2991-21/22 Amending the Zoning Code Regarding Video Gaming Establishments to include I-1 Light Industrial**

Councilmember Abel motioned to amend the zoning code to allow gaming in I-1 seconded by Councilmember Orrick.

City Attorney, Ms. Kate Swise, clarified the amendment asking confirmation from Council that the motion was to extend video gaming as a permitted use in I-1.

Council agreed.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

7.1. 2663 : Ordinance No. 2991-21/22 Amending the Zoning Code Regarding Video Gaming Establishments as Amended

City Manager, Mr. Mark Rothert, read the request to Council to amend the zoning code to allow video gaming in B-3 and B-2 ancillary to a restaurant or tavern.

Councilmember Hilst questioned whether the current gaming parlors not in B-3 would be grandfathered in.

Mr. Rothert explained that the Council could allow gaming in other districts such as I-1 and suggested Council make an amendment.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

7.2. Ordinance No. 2982-21/22 Amending the Zoning Code Regarding Placement of Self-Storage Facilities

City Manager, Mr. Mark Rothert, read the request Council to amend the zoning code regarding placement of self-storage facilities explaining that the current code did not specifically address the placement of such units. The ordinance was approved unanimously by the Planning Commission.

Councilmember Hilst discussed concern with allowing self-storage on Broadway Street a few months ago and how the language in the ordinance would not allow the placement of storage units adjacent to residential.

Council continued the discussion of the self-storage units on Broadway should the business decided to expand.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

7.3. Ordinance No. 2983-21/22 Amending The City Zoning Code to Provide for Construction of Handicap Access Ramps in Set Back Areas

City Manager, Mr. Mark Rothert read the request to Council to amend the zoning code to provide for construction of handicap access ramps in setback area of any yard on a residential lot. Mr. Rothert explained that the ordinance would remove the requirement that a homeowner seek approval from the Planning Commission and Council to construct a ramp even if it extends into the required set back as long as it met other code building and accessibility codes and did not ingress from or egress onto a city sidewalk or right of way.

Councilmember Hilst expressed concern that he did not have all the information as the minutes of the Planning Commission had not been approved.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

7.4. Ordinance No. Ordinance No. 2984-21/22 A Request to Consider a Special Use at 228 Margaret Street

City Manager, Mr. Mark Rothert, presented the request from the Planning and Zoning Commission to Council to consider a special use at 228 Margaret Street to allow paint-less dent repair in the B-3 District. Although not specifically listed in the municipal code, Council determined that the use would fall under automobile repair as a special use.

Councilmember Nutter discussed with Council if there should be consequences in place for the business for not obtaining a special use before opening the business and the business wanting to add gravel to the parking lot. Councilmember Nutter felt that additional gravel would wash out into the alley and would create a lake effect. Councilmember Nutter also questioned the previous agreement the city had with the owner of the property and whether there was a breach of contract since those plans had subsided.

Mayor Luft explained that in 2019 the city had worked out an agreement to move forward with a project at 228 Margaret Street but due to the pandemic those plans had been delayed. Mayor Luft further explained that the owner was losing revenue and continued with alternate plans.

Councilmember Orrick discussed with Council and staff the possible need for business licenses to help aid staff in determining what new businesses had opened and using those licenses as a mechanism to enforce code violations.

Mr. Rothert reminded Council that the City's goal was to be more business friendly. Mr. Rothert also clarified that the alley was owned by the City and any drainage issues was the City's responsibility.

Councilmember Hilst questioned whether an occupancy permit had been issued.

Mr. Rothert explained that no occupancy permit had yet been issued as inspections had determined that additional work needed to be completed.

Council continued to discuss the need for business licenses and it was the consensus to bring the tabled item back to Council for a vote.

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Hohimer, Nutter, Cloyd, Orrick, Abel, Luft
NAYS:	Rick Hilst

7.5. Resolution No. 285-21/22 Authorization to Execute Agreement Related to Natural Gas and Electric Supply for City Facilities and Street Lights

City Manager, Mr. Mark Rothert, presented the request to Council to authorize the Mayor or City Manager to execute an agreement to purchase Natural Gas for city facilities and to purchase electricity for street lights, for a period of one to three years, at a fixed price, dependent on bids from Good Energy. Mr. Rothert explained that the City had previously entered into service agreements in 2019 with the assistance of Good Energy and that agreement had now expired.

Council discussed the length of the agreement and whether it was optimal timing.

Mr. Jarod McMorris, a representative from Good Energy, explained to Council that in normal circumstances, Spring and Fall showed the lowest rates, but due to the event in Texas and coming out of COVID, they did not see a decrease in the market. Mr. McMorris continued to explain that the pricing for street lights had not yet been determined and that the natural gas contract had been selected for 36 months and for the City to continue to save with that buying group, Council must agree to 36 months. The natural gas contract had been extended only to Pekin and East Peoria through today. Mr. McMorris continued the discussion stating that the rate was still competitive at 3.8 per therm and the City's contract had expired on May 1. The new contract would begin July 1 and Mr. McNorris did not foresee the prices decreasing with the rebound in the market and increased demand. Mr. McMorris also explained that once Council had given approval to proceed with the electricity for the street lights he would present a price proposal and then evaluate the length of the contract. Mr. McMorris did not recommend entering into a contract for more than 3 years for electricity.

Councilmember Nutter questioned whether the city's franchise agreement with Ameren covered the purchase of electricity for street lights.

Mr. McMorris explained that before COVID, Good Energy had worked closely with Ameren on franchise agreements. Mr. McMorris stated that they could now price out electricity for street lights on the open market now that the City was receiving cash instead of a discount, Good Energy could provide the City with an opportunity to save with another program.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

7.6. Ordinance No. 2992-21/22 Honorary Street Naming

City Manager, Mr. Mark Rothert, presented the request to Council to create a program to establish Honorary Street Names to recognize people for their achievement or significant events. Mr. Rothert informed Council that the fee for each sign would be $400. An application would be submitted and brought back to

Minutes Acceptance: Minutes of Jun 28, 2021 5:30 PM (Minutes Approval)

Council for approval. Mr. Rothert complemented Councilmember Orrick for championing the program.

Councilmember Orrick thanked City Clerk, Ms. Sue McMillan, for her help.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

7.7. Resolution No. 284-21/22 Designating Replacement of Bus Lease to Midwest Transit Equipment Inc. as a Qualified Tax-Exempt Obligation

Finance Director, Mr. Bruce Marston, reminded Council that back in February they had approved a bus lease to Midwest Transit Equipment to lease to the City a total of 88 school buses and in order to finalize that lease it was necessary to designate the lease as a Qualified Tax-exempt Obligation under the Internal Revenue Code for the current 73 buses.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

7.8. Ordinance No. 2981-21/22 Amendment #1 to FY22 Budget

City Manager, Mr. Mark Rothert, presented the ordinance to Council for the first amendment to the FY22 Budget to reflect changes made with the State Budget, account for recent purchases by departments, correct budgetary imbalance in the Solid Waste Fund and to shift funding sources around to aid with operational planning. Mr. Rothert touched on some of the major amendments of the operational budget that included the addition of the 10% anticipated cut to income tax, increased cannabis revenue, increased street construction for Court Street by $200K, decreased allocations from CDBG anticipated to fund fire expenses and reallocated for sewer expenses. Mr. Rothert continued to discuss the detailed changes to the budget that also included recalculating the Business Development District Revenue from 8 months to 10 months, reduction of sewer fees, changes to the solid waste fund for balancing, and increased staff person. Mr. Rothert explained that with the amendment the operating budget indicated a better overall savings. Mr. Rothert proceeded to discuss changes to the capital budget that included renaming the surplus column to reserve funds, increased funding in CDBG that were not included, fire and CDBG shifting, fire station discussion, fire engine cost moved to CDBG loan and reallocating monies for sewer repairs for downtown Derby Street design engineering.

Mayor Luft spoke in favor of addressing the fire station buildings with the current Council and not postponing the discussion to a future Council.

Councilmember Nutter discussed the surplus figure and whether the number needed to be increased to add more work. Councilmember Nutter also questioned the tourism line item and the funding of $25K in sponsorship.

Councilmember Orrick requested a complete plan for the fire department to begin engineering and design work on the building requesting an outside firms opinion.

Councilmember Hilst questioned whether approving the amendment to the budget approved building new fire stations. Mayor Luft explained that that the intent of the vote was to move forward and that Council would still need to approve the design firm.

Council had detailed discussion on the condition of the current fire stations, the cost of repairs, and the allocated funding sources along with the CDBG criteria of low to moderate income areas.

CDBG Program Manager, Mr. David Bess, explained that to qualify for CDBG funding 51% or more would have to service low to moderate income households. Fire district areas did not just go along the line of the census tract as some could be rural and turn into a non-low to moderate income area, but that the census data also required a margin of error. Mr. Bess stated that it would be very possible to qualify but a census of the area and would not be guaranteed. Mr. Bess added that the service area was key not necessarily the location but the area it serviced.

Councilmember Hilst questioned the yearly cost of the bond how many fire stations would be built. Mr. Rothert stated that it would depend on due diligence, on call load and response time and that a specific number could not be given yet.

Councilmember Cloyd encouraged any Councilmember to visit the fire stations and described one comparable to a third world country.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Becky Cloyd, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

7.9. Resolution No. 275-21/22 Support for 2021 Bike Night & Downtown Super Cruise

Pekin Bike Night and Downtown Super Cruise were annual events that had been held in the City for the last 15 years that had been supported by the City through its Tourism Fund.

Councilmember Orrick questioned what organization would receive the $3,500. Mr. Rothert explained that it was a volunteer group ran by firefighter Steve Bresnahan.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

Motion to: **Approve Agenda Items 7.10 through 7.15 as a Block Vote**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

Motion to: **Approve and Adopt Agenda Items 7.10 through 7.15 TIF Redevelopment Agreements**

City Manager, Mr. Mark Rothert, informed Council that Agenda Items 7.10 through 7.15 were all similar in form, each requesting funding through TIF to help businesses in one way or fashion.

Economic Development Director, Mr. Matt Fick, explained to Council that the deadline for this round of funding was June 4, 2021. The EDAC received 14 applications and based on the scoring system put in place by CivicServ, 6 applications were rated the top most eligible, and 5 were chose by the committee. Mr. Fick explained that Mr. Matt Scachette, President of Civicserv, created a scoring system that put more analytics behind the selection process. Pekin was being used as the pilot program, and Civicserv has also been working with other communities.

Mr. Matt Scachette explained the details of the software system and how it scored based on the goals of the City which included driving additional sales tax, adding new full-time employment jobs, constructions activities in higher tax assessment and local favor ship.

Councilmember Hilst felt that the system should have ranked all 14 applications to be placed on a list for approval. Councilmember Hilst did not feel he was given the same information as the advisory committees.

Councilmember Nutter also expressed concern that not all the applications were presented to Council. Councilmember Nutter also questioned the funding source in the budget. Mr. Rothert stated that there was $830K budgeted across all three TIF funds.

Councilmember Cloyd confirmed that $250K was budgeted for only this round.

Councilmember Orrick stated to Council that he had confidence that the staff handling the selection process were professionals and had faith in their decisions.

Council continued to discuss the selection process in detail along with prevailing wage requirements.

Mr. Rothert stated that Council not receiving all 14 applications was a misunderstanding on his part.

RESULT:	**ADOPTED [6 TO 0]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hohimer, Nutter, Cloyd, Orrick, Abel, Luft
ABSTAIN:	Rick Hilst

7.10. 2656 : Ordinance No. 2985-21/22 TIF Redevelopment Agreement with Yesterday's Bar and Grill, Inc. as Amended

7.11. Ordinance No. 2986-21/22 TIF Redevelopment Agreement with Kelly Madden (DBA Primo Strength and Conditioning)

7.12. Ordinance No. 2987-21/22 TIF Redevelopment Agreement with Steger's LTD dba Steger's Furniture

7.13. Ordinance No. 2988-21/22 TIF Redevelopment Agreement with IDUNNTHAT, Inc.

7.14. Ordinance No. 2989-21/22 TIF Redevelopment Agreement with 8th Street Sweet Spot Operating Company

7.15. Ordinance No. 2990-21/22 TIF Redevelopment Agreement with SNH Investment, Inc.

7.16. Discussion - TIF Incentive Policy for New Residential Homes

City Manager, Mr. Mark Rothert, led the discussion regarding the TIF incentive policy for new residential homes. Mr. Rothert reminded Council that the City created a new tax increment finance district in January 2021 to help foster growth and development in the community. Mr. Rothert proposed that the city would establish an incentive program designed to incentivize individuals and families to build a new primary residence on property located in a residentially zoned area of an existing TIF District in the City. Mr. Rothert explained the two reimbursement options of 80% or 100%.

Councilmember Orrick questioned how many lots were available to build on. Mr. Rothert said that he spoke to Dave Whitehurst and he had 20 or so to be purchased and possibly 50 homes.

Councilmember Orrick expressed concern that the program targeted upscale wages and felt the city should look at older homes for rehab or a first time home buyer program.

Mr. Rothert explained that what would make the program work is it being in a TIF district and Council could choose to expand the Court Street TIF to the entire south side.

Councilmember Hohimer also expressed interest in targeting new homeowners and veterans and giving incentives to rehab older homes they could afford.

Councilmember Nutter also agreed to target renovation of current residences.

Councilmember Orrick spoke in favor of expanding the TIF district.

Mr. Rothert explained that the TIF fund grows by promoting new growth and reimbursing for eligible expenses like land acquisition.

Mr. Rothert added that working on a rehab program was more time intensive hence more staff time.

Councilmember Cloyd suggested sticking with the proposed plan and expanding on other options later.

Councilmember Orrick stated he supported either option.

Mr. Rothert said he would bring forward additional recommendations.

7.17. Resolution No. 276-21/22 Approving Master Service Agreement with Hanson for Roadway Design Engineering

City Engineer, Ms. Josie Esker, presented the request to Council to approve a masters service agreement with Hanson Professional Services for roadway design engineering professional services over the course of the next five years. To ensure compliance staff chose to follow the Qualifications Based Selections procedure. Ms. Esker assured Council that Hanson had done quite a bit of work in the past and were one of the top firms in the area. Ms. Esker also stated that the agreement would simplify task time.

Councilmember Hilst requested clarification on the language under Section 2 that stated that the City Manager or mayor could modify the agreement without coming back to Council.

City Attorney, Ms. Kate Swise, stated that Councilmember Hilst was correct and that it was standard language but the Mayor or City Manager could not make any substantial changes, only modify minor changes.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Becky Cloyd, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

7.18. Resolution No. 277-21/22 Approving Agreement with Hanson for Design Engineering on Derby

City Engineer, Ms. Josie Esker, presented the request to Council to enter into an agreement with Hanson Professional Services for Phase One of the Derby Street Project between 2nd and 4th Street. Ms. Esker stated that Phase 2 would be an additional cost.

Councilmember Orrick questioned if Phase 1 would determine if more right-of-way was required. Ms. Esker stated that it was one of the primary objectives in Phase One.

Cindy Lewis from Hanson Professional Services stated that alternatives for the different blocks and public involvement would be included with Council's direction to move forward.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Becky Cloyd, Councilwoman
SECONDER:	John P Abel, Councilman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

7.19. Resolution No. 278-21/22 Approving Master Service Agreement with Terra for Roadway Design Engineering

City Engineer, Ms. Josie Esker, presented the request to Council to approve a master services agreement with Terra Engineering Ltd. For roadway engineering professional services over the course of the next 5 years. To ensure compliance staff chose to follow Qualifications Based Section procedure. Ms. Esker stated that Terra would assist the City with roadway design and project administration on an as needed basis. Ms. Esker added that she felt the application was a strong submittal.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Becky Cloyd, Councilwoman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

7.20. Resolution No. 279-21/22 Approve Agreement with Terra for Design Engineering in Downtown

City Engineer, Ms. Josie Esker, presented the request to Council to enter into an agreement with Terra Engineering Ltd for the engineering design of the Downtown Rehabilitation Project. Ms. Esker stated that this was the follow up to the previous agenda item and that the first project was the downtown rehabilitation project with a heavy ADA aspect of getting ramps up to current standards. Ms. Esker explained that staff has been working with the railroad to provide pedestrian crossing, which will include Phase 1 and Phase 2 design and preliminary sewer storm cost estimate. Ms. Esker added that there was currently a combined sewer but was something that still needed discussed to separate the system like Court Street downtown area.

Mr. Rothert confirmed with Council that funding would come from TIF in the column for the reserve funds coming from the $2M allocated. Mr. Rothert further explained that it was a lot of mixing and matching of funding sources with Derby Street being paid out of TIF, BDD, and reserve funds, and downtown was being paid out of reserve funds because it was a lower amount needed. Construction would begin in the next few weeks.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Becky Cloyd, Councilwoman
SECONDER:	John P Abel, Councilman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

7.21. Resolution No. 280-21/22 Approve Local Public Agency Agreement with IDOT for Parkway Drive Construction (19-00194-00-RS)

City Engineer, Ms. Josie Esker, explained to Council that the request was an agreement with IDOT to utilize federal funding for Parkway Drive project to resurface the road with new asphalt from Willow Street to City limits at Lick Creek. Ms. Esker advised that the project was awarded federal Surface Transportation Program – Urban funding for construction of the project up to $268,000. Total cost of the project was estimated at $962,000, the difference to be paid for with the Rebuild Illinois funds previously approved by Council.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

7.22. Resolution No. 281-21/22 Award the Court Street Traffic Signals Project to Laser Electric

City Engineer, Ms. Josie Esker, presented the request to Council to award a construction contract for traffic signal work at Valle Vista and Court and at Entrance and Court to Laser Electric, Inc. Ms. Esker explained that it was preferable to have included the award in the original contract but was required to bid it out separately. Signal work would include emergency traffic signals at the fire station that could only be activated by the press of a button from inside the fire station or emergency vehicles that approach with their lights on. Ms. Esker concluded that three bids were received for the project with the low bid being 24% over the Engineers estimate.

Councilmember Orrick spoke in favor of the agenda item stating that the City had previously tried to get the State to do the project and it was denied because it was a T intersection.

Councilmember Nutter pointed out that the resolution had a budgeted amount of $3.5M but the amended budget had an amount of $3.3M. Ms. Esker explained that there was another figure off to the side on the capital budget located on the front sheet. Mr. Rothert confirmed that it stated $3.3M with a total of $3.5M available.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Becky Cloyd, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

7.23. Resolution No. 282-21/22 Award 2021 Hot-Mix Asphalt Patching Project to R.A. Cullinan

City Engineer, Ms. Josie Esker, presented the request to Council to award street maintenance patching to R.A. Cullinan and Son to hot-mix asphalt patch the roads in the previously approved 2021 Street Maintenance Plan in advance of the chip seal project. The City received two bidders and was significantly over budget by 39%. Ms. Esker stated that because it was a fairly low dollar amount it could be fit into the MFT resolution budget.

Councilmember Hilst pointed out that the request stated that because of the overage some reductions in scope may be needed in order to stay within the MFT resolution amount and questioned whether that was referring to the asphalt patching project. Ms. Esker explained that it would depend on what the other bids came back at but felt if the bids came back lower on some of the other projects it would even itself out. Should the bids come back higher, the City may have to reduce what roads are patched and chip sealed, but felt it would not be a huge reduction.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

7.24. Resolution No. 283-21/22 Award 2021 Chip Seal Project to R.A. Cullinan
City Engineer, Ms. Josie Esker, presented the request to Council to award R.A. Cullinan and Son the chip seal project in the approved 2021 Street Maintenance Plan. The City received one bid for the project which was typical due to the limited amount of companies that perform that type of work in the area. Ms. Esker stated that the bid was 2% over the engineer's estimate.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

City Engineer, Ms. Josie Esker, announced that there would be a special meeting of the Council on Thursday at Noon.

Councilmember Hohimer stated that she and her family enjoyed the Downtown Street Party last weekend.

Councilmember Abel thanked the street department for the big cleanup after the storm and questioned why police vehicles were being serviced in East Peoria.

Fleet Manager, Mr. Dan Jost, explained that East Peoria's turnaround time was days as opposed to weeks locally.

Councilmembers Hilst and Nutter also thanked the street department for the big cleanup after the storm.

Councilmember Cloyd stated that as a newly elected official she has immersed herself in all information she can find but proposed that the City of Pekin Code of Conduct voted on March of 2010 be updated and amended.

Mayor Luft announced that after 42 years and 9 months, Yvonne Johnson, the bus department coordinator, retired. Mayor Luft also commented on the success of the Downtown Street Party event over the weekend and thanked Amy McCoy from the Chamber, the Matthews Family, the Tourism Committee and all staff involved. Lastly, Mayor Luft also announced the ground breaking ceremony for Court Street that took place earlier that morning.

EXECUTIVE SESSION 5 ILCS 120/2 (C)

ADJOURN

There being no further business to come before the Council a motion was made by Council Member Orrick, to adjourn, seconded by Council Member Hohimer. Motion carried viva voce. Mayor Luft adjourned the meeting at 8:58 P.M.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE SPECIAL MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY JULY 20, 2020 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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THIS WILL BE A REMOTE MEETING HELD VIA "ZOOM MEETINGS". THE PUBLIC CAN ONLY ATTEND THIS MEETING REMOTELY; DUE TO THE GOVERNOR'S EXECUTIVE ORDER REGARDING COVID-19 AND THE RELAXING OF THE OPEN MEETING ACT REQUIREMENTS, THIS MEETING WILL BE HELD REMOTELY VIA ZOOM MEETINGS WITHOUT AN IN-PERSON MEETING LOCATION FOR THE PUBLIC TO ATTEND. YOU WILL BE ABLE TO LISTEN TO THE MEETING AND SUBMIT COMMENTS DURING THE TIME FOR PUBLIC COMMENTS BY SENDING A DIRECT MESSAGE TO THE MEETING HOST USING ZOOM MEETINGS

TO JOIN IN THE MEETING FOLLOW THIS LINK: HTTPS://ZOOM.US/J/6898035689. BY PHONE, DIAL IN AND LISTEN TO THE MEETING AS FOLLOWS: (TOLL FREE) 1-888-788-0099 OR 1-312-626-6799; THEN ENTER MEETING ID 689 803 5689. PRIOR TO THE MEETING, YOU CAN ALSO SUBMIT A PUBLIC COMMENT REMOTELY BY EMAIL, BY 3 PM THE DAY OF THE MEETING, BY SENDING AN EMAIL TO THE CITY CLERK AT SMCMILLAN@CI.PEKIN.IL.US AND INSERTING IN THE SUBJECT LINE FOR THE EMAIL "PUBLIC COMMENT FOR MEETING ON JULY 20, 2020".

TO VIEW MEETING ONLINE GO TO: HTTP://PEKINIL.IQM2.COM (CLICK BANNER AT THE TOP THAT STATES "VIEW LIVE MEETING") OR CHANNEL 22

PLEDGE OF ALLEGIANCE

Due to the Governor's Executive Order regarding COVID-19 and the relaxing of the Open Meeting Act requirements, this meeting was held remotely via Zoom Meetings without an in person meeting location for the public to attend. Therefore, the provisions of the City Code regarding electronic attendance did not apply. The Pledge of Allegiance was led by Mayor Mark Luft. The Clerk confirmed by roll call vote, that all Councilmembers were physically present.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	
Rick Hilst	Councilman	Present	
Karen Hohimer	Councilwoman	Present	

Dave Nutter	Councilman	Present	
Lloyd Orrick	Mayor Pro-Tem	Present	
John P Abel	Councilman	Present	
Mark Luft	Mayor	Present	

APPROVE AGENDA

3.1. Motion to: **Approve Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

PUBLIC INPUT

CONSENT AGENDA

5.1. Receive & File Bids for the Court Street Rehabilitation Project

5.2. Comparison of State Distributions

Motion to: **Approve Consent Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

NEW BUSINESS

6.1. Resolution No. 142-20/21 Award and Execute Construction Contract for the Court Street Rehabilitation Project from Valle Vista to Veterans to United Contractors Midwest

Councilmember Orrick motioned that Resolution No. 142-20/21 Award and Execute Construction Contract for the Court Street Rehabilitation Project from Valle Vista to Veterans to United Contractors Midwest be layed over until the Fast Track State of Illinois Projects are awarded, seconded by Councilmember Abel.

Mr. Rothert stated that the City had applied for a Rebuild Illinois Fast Track grant and it was indicated by the Department of Commerce that it be awarded as anticipated but felt it would be awarded soon. Conversations were had with UCM and they have graciously indicated to wait for the grant to be determined in the City's favor or not and willing to wait on any bid. Should the City be awarded the grant, the project would have to be re-bid because the scope only covered Valle Vista to Veterans. If awarded the grant it would allow the scope to cover Hilltop Drive to Veterans with prolonged start date. Should the grant not be awarded Council would be asked to award the bid at the next Council meeting.

Council discussed how grant rules do not allow the City to separate the bids and the total one month timeframe of a new Request for Proposal to be bid on.

City Engineer, Ms. Josie Esker, stated that she believes concrete could be poured instead of asphalt. Ms. Esker also stated that if the project was re-bid the completion date would be changed to allow for Spring.

Council discussed adding funds to the grant money and how that could open the City up for liability. Council also questioned the Department of Commerce guidelines with regards to change orders.

RESULT:	**POSTPONED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Councilmember Orrick thanked the City Engineer and Street Department for documenting issues and future work due to the 100 year rain recently received, an estimated 9.3 inches.

Mr. Jim Mangan spoke via electronic attendance to question Council regarding the definition and qualifications of shovel ready jobs.

City Manager, Mr. Mark Rothert, clarified that shovel ready was a State grant program and that DCX was the only project involved in the shovel ready program through the City.

EXECUTIVE SESSION 5 ILCS 120/2 (C)

ADJOURN

There being no further business coming to Council, a motion was made by Councilmember Orrick to adjourn seconded by Councilmember Abel. Motion carried viva voce. Mayor Luft adjourned the meeting at 5:46 PM.

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY JULY 22, 2019 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Mark Luft.

The Clerk confirmed all Council Members were present. A quorum was declared by Mayor Luft.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	4:19 PM
Rick Hilst	Councilman	Present	4:16 PM
Karen Hohimer	Councilwoman	Present	5:21 PM
Dave Nutter	Councilman	Present	4:12 PM
Lloyd Orrick	Mayor Pro-Tem	Present	4:06 PM
John P Abel	Councilman	Present	4:03 PM
Mark Luft	Mayor	Present	4:13 PM

APPROVE AGENDA

3.1. Motion to: **Approve agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

APPROVAL OF MINUTES

4.1. Motion to: **Approval of Minutes**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

4.2. City Council - Regular Meeting - Jul 8, 2019 5:30 PM

PUBLIC INPUT

A resident of Tazewell Road adjacent to Coal Miner's Park spoke of her concerns that the grass was overgrown and had not been mowed. She stated that it is miserable to be there due to all the animals. The walking trail is not accessible due to the tall grass.

CONSENT AGENDA

6.1. Intellectual Disabilities Week Friday, September 20, 2019 - Sunday, September 22, 2019
Mayor Mark Luft presented and read his proclamation to Steve Sutton representing the Knights of Columbus.

6.2. Tazewell County Animal Control Billing - June 2019

6.3. Police Department Monthly Stats - June 2019

6.4. June 2019 Building Department Report

6.5. Accounts Payable Bill Run through 7/12/19

6.6. Financial Reports May 2019

6.7. Receive bids for the HMA Surface Patching Project

6.8. Receive bids for the Crack Routing and Crack Filling Project

6.9. Motion to: **Motion to Approve Consent Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

NEW BUSINESS

7.1. Ordinance No. 2842-19/20 2010 G.O. Bond Re-Finance

City Manager, Mr. Mark Rothert, presented the agenda item to adopt an ordinance authorizing staff to initiate re-financing of the 2010 G.O. Bond Issue. Mr. Rothert stated that it is favorable to refinance now. These are the only bonds that are eligible to refinance. Mr. Rothert introduced Finance Director, Bruce Marston.

Finance Director, Mr. Bruce Marston, emphasized that these are the only bonds we currently hold that are available for refinancing. The other two bonds that the City holds are not eligible to refinance, the interest rates are favorable and will benefit for refinancing.

Municipal Bond Specialist, Mr. John Vezzetti from Bernardi Securities added that the 2010 bonds for the Wastewater Treatment Plant have come to an opportunity to lower the interest rates from a 4.2% to a 2.6% range, assuming the Federal Reserve lowers interest rates. We will continue to monitor that as it progresses. This ordinance allows the administration to continue the work on the refinance and should take about 30-45 days. The City has a good and favorable credit rating at a AA-, three notches below the best it can be.

Mayor Luft questioned what kind of savings we would have. Mr. Vezzetti explained that the City has approximately 10 years left to pay on this, the expiration date is August 1, 2030. Mr. Vezzetti described two options, either save $250-260K on a level basis for approximately $25-26K per year until 2030 or monetize the savings and collect it upfront and save $210-220K in year one and up to $5K per year for the remaining 9 years.

Council Member Nutter questioned what happens if rates go up can we go back and refinance again. Mr. Vezzetti explained that typically municipal bonds are not very exciting investments so do not change hands very often. Typically, they are issued with a 8-10 year call feature in the event you wanted to refinance them. In the event you want a shorter call feature you would have to pay a premium for that but allowable.

Councilmembers and Mr. Vezzetti continued the discussion regarding the details of the bond refinance. It is at Council direction on which option to choose. Mr. Vezzetti added that there are parameters in the ordinance authorizing to execute up to a certain threshold.

City Manager Mr. Rothert, asked Council to give direction on what to do with the savings the City will receive per year.

Council's consensus is to monetize these bonds upfront and transfer to a savings account.

Mr. Vezzetti added that one of the pros of monetizes is that it provides a cash flow in the budget next fiscal year to be used. The negative to that is that it is the least economical, like a mortgage, pushing all the principal back and taking first year of interest savings up front.

Mr. Marston recommended not monetizing the bonds and save on a level basis for the next ten years.

Mr. Rothert added that the City has a number of projects, including storm water projects at the infrastructure committee, that could be used with that savings.

Mr. Vezzetti also explained a third option is to take it all in the back end. Would not realize any savings until that tenth and final year. If a four year provision is written, it is allowable to go back and refinance. Whatever you state the provision and length of time.

Mayor confirmed staff's recommendation is to take that money upfront and monetize.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.2. Resolution No. 13-19/20 Authorization to Execute Agreement with Professional Benefits Administrators for Third Party Administration

City Manager, Mr. Rothert, introduced the item to approve a resolution to enter into the Claims Administration Agreement with Professional Benefits Administrators.

Ms. Newcomb explained that four companies responded to the request. One immediately was more expensive and didn't have qualifications. The decision was made to interview in-house. Dollars were not a huge factor, comparing them with Group Plan Solutions, it was only a $300 difference.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.3. Use of Tourism Funds to Pay for Street Maintenance Overtime

Mr. Rothert introduced the request to approve a resolution to utilize up to $30,000 in cash balance reserves of the City's Tourism Fund for overtime expenses related to street maintenance. Due to inclement weather a lot of washouts have incurred. To catch up on the regular schedule street maintenance, it is requested to use Tourism funds to pay overtime rates to existing Street Department employees.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.4. Award Crack Routing and Crack Sealing Project contract to SKC Construction Inc.

City Manager, Mr. Mark Rothert, introduced the item to award the crack routing and crack sealing project contract to SKC Construction. Mr. Rothert stated that the bid came in below the estimate.

Assistant City Engineer, Ms. Josie Esker, explained that the project would take place on Hanna Drive, Veterans Drive, Griffin Drive and Ashwood Lane.

Councilmember Hilst showed concern of the estimate of the length of the cracks.

Ms. Esker explained that it is not always safe to go out and measure so linear footage is used. The options are to complete the project as it is or use a do not exceed amount. Always a possibility that the estimate can be off as it is difficult to estimate. Ms. Esker assured that she will be on the site to monitor the work.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.5. Award HMA Surface Patching contract to Tazewell County Asphalt

City Manager, Mr. Mark Rothert deferred the item to Ms. Esker.

Assistant City Engineer, Ms. Josie Esker explained that the request is to award the HMA Surfacing Patching project contract to Tazewell County Asphalt in the amount of $97,785.00. The project came in significantly below the Engineer's estimate and below the other bidder.

The project will cover Koch Street, Sommerset and Derby intersection at 14th Street.

Mr. Rothert added that an updated memo to the Council was provided before the meeting.

Councilmember Nutter inquired about 5th and Derby Street. Ms. Esker explained that it was her understanding to take 5th and Derby off.

Mr. Rothert added that if Council wishes to include this project it can be added back in.

Council expressed consensus to bring that project back. The area on 5th would not affect future projects on Derby or 5th Street, the projects can be worked around this area. The amount on the request does include 5th and Derby.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.6. Approve Pekin Insurance's Contractor, Illinois Civil Contractors Inc., to install new curb and sidewalk on Court Street.

City Manager, Mr. Rothert introduced the item to approve Pekin Insurance's Contractor, Illinois Civil Contractors Inc., to install new curb and sidewalk on Court street.

Mayor Luft stated that with this replacement it would not affect Court Street reconstruction.

Ms. Esker met with Pekin Insurance and is hopeful they will increase their sidewalk 4-6 feet to make it wider and safer for pedestrians.

RESULT:	**APPROVED [6 TO 1]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
NAYS:	Rick Hilst

7.7. Petition for a Map Amendment to Rezone Certain Property on N. Parkway Drive from R-1, One-Family Residential to AG, Agricultural District

Building Inspections Supervisor, Mr. John Lebegue presented the item to deny a petition for the rezoning of certain property on N. Parkway Drive from R-1, One-Family Residential to AG, Agriculture District based on the Pekin Planning Commission recommendation.

Mr. Lebegue stated that this was a request by the Pekin High School to change the zoning map. They would like to transform the area to a natural prairie. The agreement with the Park District to mow that area is no longer in effect and the high school is struggling maintaining this area. The Planning Commission felt that rezoning this area to Agriculture would allow other uses like a pig farm or horse stables or crops and expressed concerns that the City would lose control of the property. The Planning Commission also felt that without staffing to maintain the area it would not be maintained and become a problem for the City.

RESULT:	**APPROVED [6 TO 1]**
MOVER:	Rick Hilst, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Abel, Luft
NAYS:	Lloyd Orrick

7.8. Discussion Allowance of Boats in Driveways

Mayor Luft led the discussion with regards to the allowance of boats in driveways. Mayor Luft stated that he received a lot of inquiries on this ordinance. This being a river community there are a lot of boats in town and an issue exists with storage of those boats. Mayor Luft added that there would be stipulations.

Mr. Lebegue added that other municipalities stipulated a timeframe such like April 1 to October 1 with no limits on the type of boats.

Councilmembers continued the discussion regarding size of boats like a cabin cruiser that would cover the whole front yard, and other watercrafts. Most residents store their boats in the winter months.

Mayor Luft and Councilmember Orrick agreed that the City can make this more friendly to alleviate some of the pressure and allow residents to use their own property.

Councilmember Garrison expressed that he commercial fishes in the winter months.

Councilmember Hohimer expressed that residents should also be good neighbors.

City Attorney Swise added that communities vary their rules throughout the area and it will be what this community feels is feasible.

Mayor Luft is hopeful that citizens will communicate their concerns to Council.

7.9. Discussion Local Motor Fuel Tax Fund Purpose

Council Member Hilst led the discussion item regarding the local motor fuel tax fund. He would like to see this deposited into a restricted fund. Motor Fuel tax funds have been used to purchase items that should not fall under this line item. He believes it should be up to the Council how to spend that money. Items that have been spent include utilities, cell phones and Ipads, dues and subscriptions, tree removal, training and education, office supplies. Councilmember Hilst does not believe these items should be purchased with MFT revenue and a Local Motor Fuel Tax Fund should be created.

Mayor Luft inquired as to what the 4 cents brings in a year. Councilmember Hilst stated $500-$550K per year.

City Manager, Mr. Mark Rothert added some background regarding the fund. In April 2008 Council approved an amendment clarifying that the revenue is to be deposited in the Capitol Fund and that such funds are designated for the express purpose of capital expenditures and improvements. We do have other capitol revenues and expenditures in that fund, not limited to just local motor fuel tax revenue. With that action Council made a step to separate that fund into a different pot.

Mr. Marston explained that it is a special revenue fund restricted to certain uses. When that money goes into the street department the total expenditures in street department are $1.2M the expenditures that you indicated are minimal compared to the other expenses for street repair. The majority of the direct street repair dollars exceed the minimal expenses that were used.

The total direct cost without labor, just take in material items, all of those costs exceed the total revenue provided by the MFT fund, the rest of the costs are justified by the General Fund.
All the MFT funds going into that fund are used for direct street department funds. The General Fund is subsiding the majority of that fund.

Councilmember Orrick added that it was originally set up that 2 cents went into the fund for new construction, then added one cent for current street maintenance and one cent for property tax reduction. The next year it wasn't for property tax reduction.

Mr. Marston added that creating funds to capture revenues and expenditures in another fund creates complexity and the opportunity for errors. Mr. Marston can account for however the City wants to spend those funds.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Jim Mangan addressed the Council and thanked Mr. Marston for refinancing the bonds. Mr. Mangan also addressed the Council on the issue of wastewater and garbage billing processes for the low income residents. Mr. Mangan provided the Council with a handout.

EXECUTIVE SESSION 5 ILCS 120/2 (C.) 6. THE SETTING OF A PRICE FOR THE SALES AND LEASE OF PROPERTY OWNED BY THE PUBLIC BODY

9.1. Motion to: **Motion to move into Executive Session**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

NEW BUSINESS

10.1. Ordinance No. 2841-19/20 An Ordinance Accepting An Agreement Authorizing The Purchase of Real Property Within the City of Pekin, Illinois

Council returned to open session by motion of Council Member Orrick and seconded by Council Member Garrison. All members were present to consider an ordinance authorizing the purchase of property. Council was advised the parcel identified as PIN 04-04-34-424-008 located on Front Street between Susannah Street and Sabella Street had adjacent parcels on either side owned by the City of Pekin. The parcel's purchase was inadvertently missed or the sale not completed when the block was transferred to the City. The City negotiated a purchase contract with Tazewell County as trustee. The Council discussed and agreed to the purchase price plus recording of $807.40 to a delinquent tax agent.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

ADJOURN

City Manager, Mr. Rothert, addressed the Council regarding meetings with Mr. Peterson. An official meeting notice will come shortly.

Mayor Luft announced that he was impressed with the street department for working up and down Court Street and City property safely pulling weeds. Also, kudos to the street department for doing a great job.

A motion was made by Council Member Abel to adjourn seconded by Council Member Orrick. There being no further action to come before Council, Mayor Luft adjourned the meeting at 9:00 PM.

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PROCEEDINGS OF THE WORK SESSION
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE PEKIN PUBLIC LIBRARY OF CITY HALL
301 S. 4TH ST
ON MONDAY JULY 29, 2019 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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Notice of a special City Council Goal Setting Session was properly posted and received by the Council on Friday July 26, 2019. The purpose of the meeting was for Council to prioritize goals of the administration for the City.

The **Pledge of Allegiance** was led Mayor Luft.

Roll was called and all Council Members were physically present. A quorum was declared.

Also Present: City Engineer Michael Guerra, Attorney Kathrine Swise, City Manager Mark Rothert, City Clerk Sue E. McMillan, Deputy Fire Chief Trent Reeise, Human Resources Director Sarah Newcomb, Fleet Service Superintendent Dan Jost, Finance Director and Treasurer Bruce Marston, Deputy City Clerk Nicole Stewart, Building Inspections/Development Director John Lebegue, Deputy Chief Jeff Little, Airport Manager Todd Dugan, Library Director Jeff Brooks, Interim Operations Superintendent Brett Olson, System Administrator David Hess, Economic Development Manager Matt Fick, Network Administrator Nicolas Fitzanko, CDBG Program Manager Melissa Eaton, Bob Henderson.

PUBLIC INPUT

No one was present from the public. No comments or questions were heard.

COMMUNICATIONS

COUNCIL MEMBERS GOAL SETTINGS

Facilitator Mr. Mark Peterson was introduced by the Mayor. Mr. Peterson stated he had met with each member of the Council for approximately an hour to review their individual listing of topics, problems to solve, and goals they felt were a priority to them. His purpose of meeting was to orchestrate how the Council would go from that point and build a foundation work plan for the next 2 years.

A Process Outline was distributed:

1. Review and approve proposed goal setting process objectives and ground rules
2. Review goal suggestions from Mayor & Council - 7-19-19 interviews
3. Review goal suggestions from staff
4. Combine goals if appropriate; eliminate goals that do not comply with process objective
5. Create "Guiding Principles"
6. Brainstorm additional goal suggestions
7. First goal prioritization exercise by Council

8. Discussion of resulting high priority goals (questions & concerns)
9. Second goal prioritization exercise by Council
10. Final Top Priority Goals for 2019-2021
11. Next steps?
12. Concluding comments by Mayor, Council Members and City Manager

Priority projects, initiatives, policies, and programs identified by the Council were posted. Through discussion Council eliminated listings that were considered duplication, combined others, and eliminated listing that were not clearly defined, achievable or measurable. Some listings that were not goals but were important enough to identify and follow were moved to a separate heading of Guiding Principles.

Council also discussed the Staff's postings of what they submitted for Council to consider as priorities. Staff's items were grouped by

Financial Stability

Infrastructure

Public Safety

Growth and Development

High Priority Organization

A first goal prioritization exercise was completed by Council having each member narrowing the list. Duplicated goals of members were considered as remaining for discussion of priority.

Council Members offered additional comments on the following:

Creating a work environment in which employee safety is a high priority.

Increasing efforts to eliminate abandoned and dilapidated houses with goal to remove at least 25 of those houses each year.

Developing metrics and performance measures for which all employees will be evaluated and which will relate directly to any meritorious pay increases.

Seek creative approaches to identifying / creating new, non-tax, revenue sources for the City.

Funding pension liability.

Develop street maintenance plan / increased staffing street department.

Improve gateways to City.

Creating a business friendly environment.

A second goal prioritization exercise placing another series of posted notes on the member's chosen 5-7 high priority goals was completed. Priority Goals were:

- Develop a 5 year Capital Improvement Plan
- Enhance code enforcement services.
- Better control public safety costs
- Review all municipal operations to ensure that efficiency and effectiveness are being maximized.
- Develop a plan to meet the state mandated pension funding obligations.
- Require City employees live within the City limits of Pekin
- Improve Pekin's image as a business friendly municipality

Mr. Peterson advised the Council that he would follow-up with a final document in approximately 3 weeks for adoption by the Council.

Motion by Council Member Orrick, seconded by Council Member Garrison to adjourn. Motion carried viva voce.

COUNCIL ADJOURNED AT 7:50 P.M.

Sue E. McMillan

City Clerk

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY JULY 8, 2019 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

****

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Mark Luft.

The Clerk confirmed all Council Members were present. A quorum was declared by Mayor Luft.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	5:17 PM
Rick Hilst	Councilman	Present	5:12 PM
Karen Hohimer	Councilwoman	Present	5:31 PM
Dave Nutter	Councilman	Present	5:30 PM
Lloyd Orrick	Mayor Pro-Tem	Present	5:11 PM
John P Abel	Councilman	Present	5:11 PM
Mark Luft	Mayor	Present	5:34 PM

APPROVE AGENDA

3.1. Motion to: **Motion to Amend Agenda Switching Item 8.1 and 8.2 and to Approve the Agenda as Amended**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

APPROVAL OF MINUTES

4.1. City Council - Regular Meeting - Jun 24, 2019 5:30 PM

RESULT:	**ACCEPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

PUBLIC INPUT

Bill Fleming, a member of the Parish Council, Devin Birch of Asten Engineering, and Mary Ann Landendorf spoke in favor of agenda items 8.1 regarding the approval of a petition of vacation of the St. Joseph Place right-of-way and 8.2, the addition to St. Joseph Catholic Church.

Bruce McCoy, Susan McCabe, Rebecca McAroy, Charity Gullett, Bonnie Dancey, Christine Christensen, Lou Miller, and Connie Everson spoke against items 8.1 and 8.2.

Mayor Luft stated that agenda item 8.2 would be a moot point if the vacation did not get approved. Mayor Luft suggested that the neighborhood find fair ground with the Parish. Council Members continued with a lengthy discussion regarding the neighborhood issues that included property value, storm water issues, cost, timeframe and offered different scenarios to the Parish that could help reach a compromise.

Bill Fleming, member of the Parish Council, explained to Council that the parish has not yet begun fundraising efforts and that the City would maintain ownership of the property until construction begins, up to 5 years.

Mayor Luft urged the neighborhood and the Parish to go back and resolve the underlying issues.

CONSENT AGENDA

6.1. Accounts Payable Bill Run through 06/28/2019

6.2. Pekin Public Library Annual Report 2019

6.3. Financial Reports April 2019

6.4. Front Street Improvement Project

6.5. Bids for the Jane Street Sewer Improvements

6.6. Vista Grande Storm Water Improvement Project Bids

6.7. Motion to: **Motion to Approve Consent Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

OLD BUSINESS

1782 : Annual Chamber Dues - Tabled 06/24/2019

7.1. Motion to: **Motion to Return to the Table Pekin Area Chamber of Commerce Dues**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.2. Motion to: **Motion to Amend the Agreement to Fund Annual Pekin Area Chamber of Commerce Dues in an amount not to exceed $14,000 to $7,500**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.3. Motion to: **Motion to Approve the Agreement as Amended to fund the Annual Pekin Area Chamber of Commerce Dues in an amount not to exceed $7,500**
City Manager, Mr. Mark Rothert introduced the item to approve an agreement to fund the annual Pekin Area Chamber of Commerce Dues in an amount not to exceed $7,500. Mr. Rothert explained that provided in the packet to Council is a memo brief describing the various benefits, services and events provided by the Chamber, including the Leadership Academy that sponsors two staff members each year.

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Hilst, Hohimer, Nutter, Orrick, Abel, Luft
NAYS:	Michael Garrison

NEW BUSINESS

8.1. Recommendation from the Pekin Plan Commission to City Council to Approve a Petition of Vacation of the St. Joseph Place Right-of-Way

The new 8.1 is in relation to the vacation of the alleyway property.

Director, John Lebegue, summarized the consideration of the vacation. The church wishes to connect the new addition to the existing church. In order to do so the vacation is required to provide a corridor connecting the two structures. Mr. Lebegue explained the Pekin Plan Commission considered the request and the neighborhood concerns with regards to traffic, parking and the impact property values. The Pekin Planning Commission felt it would be in the best interest to approve the vacation.

Mr. Rothert added that if the vacation request fails, 8.2 would be a moot point.

Mayor Luft stated that he had 62 people contact him to address the situation and help the neighborhood, but only had 4 people from the church contact him. Mayor Luft expressed that a resolution could be agreed upon by all parties involved. Council Member Garrison concurred.

Council Members continued discussion with the neighborhood and Church about possible solutions. Questions were raised regarding the detention pond, pipe and rainwater off the roof.

Bill Fleming added that if construction did not start within 5 years the street would then go back to the City.

No motion was heard on the Special Use recommendation by the Pekin Planning Commission to approve the request for the construction of an addition onto the South side of the existing St. Joseph Catholic Church at 303 S. 7th Street.

RESULT:	**FAILED [2 TO 5]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Lloyd Orrick, John P Abel
NAYS:	Garrison, Hilst, Hohimer, Nutter, Luft

8.2. Jane Street Storm Sewer Improvements

City Manager, Mr. Mark Rothert introduced the agenda item. He explained that this project is to reduce the flooding on Jane Street. The City received three bids with Stark Excavating being the lowest bidder. The project will relocate the drainage from four catch basins from the combination sewer at Jane Street at connect them to the storm sewer along Jane Street. Mr. Rothert added that the dicussion on CSO sewer is timely. Three new manholes will also be installed to make the connection to the storm sewer.

City Engineer, Mr. Michael Guerra, added that Jane Street is one of the projects prioritized by the Storm Water Committee. Mr. Guerra explained that Jane Street is still a low location compared with the river so a couple of safety features were put in and a valve will be added to have the ability to shut off if the Illinois River is running backflow. This project should greatly reduce the amount of flooding in the area.

Council Member Orrick commented that the City was the only solution for the residents in this area.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.3. Vista Grande Storm Water Improvement Project

City Manager, Mr. Mark Rothert introduced the agenda item. City Engineer, Michael Guerra, presented the item for the Vista Grande storm water improvements. Mr. Guerra explained that the bids received were $150,000 higher than what was estimated. The City does not have a budget forecasted for this item. Mr. Guerra reached out to the lowest bidder to provide clarification in terms of the engineers estimates and their consultants. Issues include the timing of this project, temporary easements and the cost of pipe. The recommendation is to reject all bids and to bring back to the Storm Water Committee to review in hopes of getting a more favorable bid.

Council Member Nutter questioned Matt Culp from Midwest Engineering regarding the cost estimate of each pipe and how the dollar amounts were so far off.

Mr. Culp explained that the forecast was not what they estimated, the inflation price of the pipe doubled in the last two years.

Council continued the discussion with regards to the type of soil, easement considerations, delaying the project, and reducing the trucking cost.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

Motion to: **Motion to Authorize a vehicle purchase for the Police Department Investigations Unit not to exceed $20,000**

City Manager, Mr. Mark Rothert introduced the item to authorize a vehicle purchase for the Police Department Investigations Unit. In May, Council approved a vehicle purchase using the City's Iron Eagle Forfeiture Fund. The request is a follow-up request using additional Iron Eagle Forfeiture Funds. Police Chief John Dossey added that a vehicle was located at Lighthouse in Morton with a warranty and low miles. The vehicle was inspected by Fleet Manager Mr. Dan Jost. The offer was lower than the NADA value. The purchase price was $17,984 and NADA's appraisal was $21,675 for fair market value.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.4. Police Department Investigations Vehicle Purchase

8.5. Annual Agreement Between City of Pekin and Pekin Community High School for School Resource Officer

City Manager, Mr. Mark Rothert, introduced the agenda item to approve the agreement between the City of Pekin and Pekin Community High School for a School Resource Officer. This agreement would allow the City to place a Police Officer on-site at the school. The school has agreed to pay 50% of the cost of the officer including their benefits. Staff recommends approval.

Council Member Orrick inquired what the officer does during school breaks.

Chief Dossey explained he comes back to the special services unit and work on minor case load or pick up slack where needed. He receives all police officer benefits.

Mr. Rothert added that the officer's days in the contract are for approximately 176 days and 50% of that time is what gets reimbursed. That amount equated to approximately $67,000 last year. This item is a revenue for the City and an expense budgeted in personnel costs. Mr. Rothert also explained that the City is currently in police negotiations, so the exact number to be reimbursed cannot be determined yet.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.6. Ordinance Amending City Code Regarding Bodyworks Establishments

City Manager, Mr. Mark Rothert introduced the item to adopt an ordinance amending Title 3 of the City Code regarding bodyworks establishments. Mr. Rothert explained that this ordinance provides for minor technical changes such as the fiscal year and other Scribner's errors.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.7. Sale of Tobacco Products to Persons Under 21

City Attorney, Katherine Swise, presented the agenda item to adopt an ordinance amending Title 3, Chapter 2 of the City Code regarding sale and possession of tobacco products to persons under 21. Ms. Swise explained that this is an update to the code to be consistent with the State law that was passed and went into effect July 1. The changes include raising the tobacco age to persons selling to those under 21 . The State law removed possession as an offense and focuses on the establishments that sell and provide tobacco products to minors. The ordinance updates the City Code in that it will no longer be unlawful to use or possess tobacco under the age of 21. This includes electronic smoking devices and alternative nicotine sources. Ms. Swise added that the ordinance also prohibits the use of electronic spoking devices any place where smoking would be prohibited under the smoke free Illinois Act.

Mayor Luft inquired as to the backlash of not passing the ordinance. Ms. Swise explained that there is no statutory backlash but the local police would not be able to issue a local city citation. This allows the fines and fees to be distributed locally.

Council Member Hilst asked Ms. Swise to clarify the ordinance regarding selling and possessing.

Ms. Swise explained that under Tobacco 21 the State has shifted the law from penalizing minors from having or using tobacco products to shifting the focus to penalizing those that are providing it to minors.

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Orrick, Abel, Luft
NAYS:	Michael Garrison

8.8. Illinois Solar For All Program Application

City Manager, Mr. Mark Rothert, introduced the request to approve the resolution authorizing and directing the City Manager to proceed with making application to the Illinois Solar for All Program and to self-designate the census tract where the City's solar project is located as an Environmental Justice Community at the Pekin Airport. This is the next step to be progressive and self-designate the Pekin Municipal Airport as a EJC community. Pekin's project was not successful in the first round of the lottery that was held by the Illinois Power Agency which oversees the program to issue the solar energy credits. The next phase in pursuing these credits is through the Illinois Solar for All Program to serve low income households and communities throughout the State to fund new solar generated systems. The systems will benefit qualifying households, nonprofits and public agencies and facilities. The City is hoping to make the second application. Solely for the purpose of the incentive program. This does not bind us to an obligation for environmental issues.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Rick Hilst, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.9. 2020 - 2023 Budget Year Triennial Microsoft EA Agreement

City Manager, Mr. Mark Rothert, introduced the agenda item to approve the Third Triennial Microsoft Enterprise Software Agreement. This agreement allows users to use all Microsoft software products.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

John McNish thanked Council regarding the vote on St. Joe's Place. Mr. McNish referenced the City's booklet on Boards and Commissions and vacant or expired spots.

Council Member Abel stated that he feels there is a lot of vacant lots due to dilapidated or demolished property. The word needs to be spread they are available for development.

Finance Director, Mr. Bruce Marston gave an update on the financial reports in the Council packet. He explained the surplus of revenue over $600,000. The Enterprise fund experienced a surplus in revenue over $2M.

City Manager Mr. Mark Rothert asked Council to give direction on what the policy is when there is a surplus of revenue.

Mr. Marston updated Council on the audit for Council Member Nutter. Mr. Marston gave a summary of the process.

Council member Hilst asked that a travel policy be implemented to the City Manager. Council Member Hilst expressed that he would like a policy in place for the duties for Human Resources Director for advertising City employee positions. Council Member Hilst also stated that the Consent Agenda item regarding accounts payable and financial reports, displayed expenses that are being spent that have money or no money in that line item which he believes is not following the Procurement Policy.

In support of Council Member Hilst, Council Member Orrick stated that Council had asked a travel policy be implemented in the past.

Mayor recognized a former City employer Etta Martis who passed away.

EXECUTIVE SESSION 5 ILCS 120/2 (C)

ADJOURN

A motion was made by Council Member Orrick to adjourn seconded by Council Member Abel. There being no further action to come before Council, Mayor Luft adjourned the meeting at 8:25 PM.

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY AUGUST 12, 2019 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

****

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Luft.

The Clerk confirmed all Council Members were present. A quorum was declared by Mayor Luft.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	4:17 PM
Rick Hilst	Councilman	Present	4:24 PM
Karen Hohimer	Councilwoman	Present	5:07 PM
Dave Nutter	Councilman	Present	4:24 PM
Lloyd Orrick	Mayor Pro-Tem	Present	4:19 PM
John P Abel	Councilman	Present	4:29 PM
Mark Luft	Mayor	Present	4:27 PM

APPROVE AGENDA

3.1. Motion to: **Approve agenda**
On roll call vote by the Clerk the motion was approved.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

APPROVAL OF MINUTES

4.1. Motion to: **Approval of Minutes**
On roll call vote by the Clerk the motion was approved.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

4.2. City Council - Work Session - Jul 29, 2019 5:30 PM

4.3. City Council - Regular Meeting - Jul 22, 2019 5:30 PM

PUBLIC INPUT

Charity Gullett addressed the Council on New Business item of possible consideration to make the Zoning Board of Appeals an advisory body only. She expressed concern of delaying residents' request if a recommendation from the Zoning Board had to proceed the action of a Council meeting for decisions on variances.

Rich Root spoke in opposition to amending the Zoning Board of Appeals function as advisory commission only and felt the action would negate the purpose of the board. He suggested the board retain the authority given to them but to amend the provisions to allow people that were denied an appeal process through the Council.

CONSENT AGENDA

Mayor Luft presented the following:

Tazewell County Animal Control July Billing

Accounts Payable Bill Runs 7-26-29 and 8-9-19. The Consent Agenda was approved by Omnibus vote of the Council.

6.1. Tazewell County Animal Control Billing - July 2019

6.2. Accounts Payable Bill Run through 07-26-19

6.3. Accounts Payable Bill Run through 08-09-19

MOTION TO APPROVE CONSENT AGENDA

NEW BUSINESS

7.1. Resolution No. 16-19/20 Directing the Planning Commission to hold a Public Hearing to amend the Zoning Code of the City of Pekin to allow parking of watercraft and watercraft trailers in residential districts

City Manager Mark Rothert stated at the July 22, 2019 meeting the members discussed the issue of amending the Code of the City to allow parking of boats and other watercraft and their trailers on a residential driveway in residential zoning districts. Council was advised the potential amendment would need to be heard at Planning Commission for a recommendation to change the zoning code prohibiting the use in 9-10B-1-1, (B), (3), (b).

On roll call vote by the Clerk the motion was adopted.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.2. Resolution No. 17-19/20 Directing the Planning Commission to hold a Public Hearing to consider an Amendment to the Zoning Code of the City of Pekin to make the Zoning Board of Appeals an Advisory Body

Because the matter had the potential to amend the Zoning Code it would need to be recommended by the Pekin Planning Commission to consider the ZBA as advisory body for final decisions on variances and zoning exceptions be made by the City Council. Mayor Luft encouraged the members to do their due diligence on the advantages and disadvantages of the duties of the ZBA and attend the meeting where a public hearing would take place to hear from citizens regarding consideration to amend the Zoning Code to make the Board of Appeals an advisory body only.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.3. Resolution No. 15-19/20 to Direct Plan Commission to Conduct a Public Hearing and Make a Recommendation in Regard to the Rezoning of City Owned Property Adjacent to Hanna Drive

City Manager, Mr. Mark Rothert presented the item to direct the Plan Commission to conduct a public hearing and make a recommendation in regard to rezoning of City owned property adjacent to Hanna drive. Mr. Rothert explained that two large parcels that are City owned are asking to be rezoned by the Plan Commission to enhance marketability of the vacant parcels. They have been used as farmland in its entire history, to use the land more effectively and sell to potential developers the Plan Commission is requesting to a public hearing to conduct the rezoning of these properties.

Councilmember Orrick questioned whether it was just City properties or the others as well. City Manager, Mr. Rothert explained they will be notified through a public hearing.

Council Member Hilst questioned if any residents had any issues with rezoning of these properties. Mr. Rothert explained that as of now, no. The goal is to have effective communication with the residents so they are fully aware. The Park Board will also be notified.

Building Inspection Supervisor, Mr. Lebegue explained the next meeting will be September 11, 2019.

Councilmember Orrick asked if there will be a public hearing at the council meeting. Mr. Rothert explained that it was not necessary but allowable.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.4. Agreement for Construction and Maintenance with Tazewell and Peoria Railroad for the Front Street Grade Crossings

City Manager, Mr. Mark Rothert introduced the item.

City Engineer, Mr. Michael Guerra, gave background of the project and explained the agreement. He added that the agreement is in draft form and needs to be submitted to IDOT. Normally, the railroad prepares the agreements and the City is reimbursed, but due to the timeline, the City is drafting the agreement. Mr. Guerra explained that 80% will be reimbursed and the City will be able have control of the phases of construction. The cost is up in the air, the City does not have the costs right now due to the timing. The Agreement outlines responsibilities between the City and railroad right. The City will pay out right and the railroad will just approve the construction.

Mayor Luft asked about the competitor freight funding. Mr. Guerra explained that it is funds we receive, CSO Phase 3 project, we need to remove these tracks and replace them, working these two projects in conjunction. Funds we receive from the state is 80% of a $6M dollar cost. Programed for certain years and if the City does not hit those timelines we don’t receive funding. The City is in line to hit those timelines. It is also planned to raise those tracks up to get them out of the flood line. Roads have been shut down 3 times this year. Traffic then has to be re-routed. If they are raised 6-8 inches the roadway will not have to be shut down during high river levels. Mr. Guerra explained that the IL Economic Development Assistance Program does not provide as much funding, about 20%.

Council Member Hilst asked why the cost replacement was not included in the initial project and if the loan for CSO Phase 3 project has been approved. Mr. Guerra, explained at Council, yes, but not through the IEPA. Mr. Guerra explained that the City is guaranteed a spot to get a loan but the question is where does it fit in the funding.

Councilmember Orrick questioned which railroads. Mr. Guerra explained it goes back to who owns the rights to the tracks.

Councilmember Nutter asked the timeframe on the funding. Mr. Guerra explained that the moment it goes to award with IDOT it is locked in. The City has TARP and IL Economic Development Assistance Program that have already been awarded. With IEPA we are getting a loan and can always ask for increases. Usually awarded fairly quick throughout.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.5. Amendment to the Professional Services Agreement with Hanson Professional Services Inc. for the Runway Lighting Project

City Manager, Mr. Mark Rothert introduced the item to approve the amendment to the Professional Services Agreement with Hanson Professional Services, Inc. In that amount 5% is the City's to pay. The overall construction project was extended several weeks due to the beacon pole. The project did come in under budget, it is yet to be determined whether it has been paid.

Mr. Guerra, the construction was completed, IDOT has reviewed and justified. The final bid was $670,760.06 and the overall is $663,535.76. Anticipating no additional cost out of pocket for this project other than the $1,244.30.

We did all the lighting along the runway. The beacon pole, the bid last November and awarded in December, once the contractor placed the order they were told 3 months, extended 9 months. This blows up the construction schedule, they moved forward with what they could then waited for the pole, had to call crews back out to install it and IDOT required additional documentation and with this being an electrical project a lot of components need reviewed.

Councilmember Abel thanked the airport manager, Mr. Todd Dugan. A lot has been done and were turning it around. Credit goes to City in general and Todd specifically.

Councilmember Hilst asked if this did not get approved, since work is already finalized. MR. Guerra explained that it would not get paid and open to lawsuit.

Councilmember Nutter FY18's budget.

Mayor Luft mirrored Councilmember Abel. This is an exciting time for the airport encourage you to drive out. Well overdue, excited about the future of the airport.

RESULT:	**APPROVED [6 TO 1]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
NAYS:	Rick Hilst

7.6. Resolution No. 18-19/20 to approve the Joint PPUATS Funding Agreement for FY2020

City Manager, Mr. Mark Rothert introduced the item to approve the Joint PPUATS Funding Agreement to prioritize and distribute federal funding. Pekin has been a long standing member of PPUATS, the amount of our share is $13,021 based on a per capita basis based on the money they receive every year. The City has been successful for receiving funding. FY22 funding went towards Parkway Drive.

Mayor Luft discussed the PPUATS last meeting and was impressed. Mayor Luft watched a program that shot over the City and lit up every crack in the city with heat monitors.

Mr. Rothert added that this resolution is also related to Agenda Item 7.7.

Mr. Guerra explained the past funding for being members of PPUATS.

Councilmember Hilst asked if we received funding for Allentown road. Mr. Guerra, explained that that was through a direct application to the State.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.7. Resolution No. 19-19/20 Motor Fuel Tax for Joint PPUATS Funding Agreement FY2020

City Manager, Mr. Mark Rothert introduced the item that is related to item 7.6. No comments or questions from Council were heard.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.8. City of Pekin Policy No. 22-19/20 Policy for Placing Items on the Agenda for Meetings of the City Council

City Manager, Mr. Mark Rothert, introduced the item to create a policy for placing items on the agenda for meetings of the City Council.

Councilmember Nutter stated that he feels this is a good policy that needs to be started.

Mayor Luft agreed that he received some input and Councilmember Nutter asked if we need to amend it.

Mayor Luft states the area of concern is the part that it is still up to the Mayor to bring the action forward. By the term action that it was ready to be brought forward as an agenda item as a vote, not that the Mayor would determine if it is put on the agenda or not.

City Attorney, Ms. Katherine Swise, added that the Mayor's discretion is when to bring it for discussion. Language was added that the Mayor would add items to the agenda as quickly as possible.

Councilmember Nutter explained that it is a new process and possibly could be amended or adjusted in the near future.

Councilmembers continued with a short discussion.

On roll call vote by the Clerk the motion was adopted.

7.9. Motion to: **adopt City of Pekin Policy No. 22-19/20**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Elaine Ritchie approached the podium regarding adopting policies and feels steps need to be taken regarding the residency requirements.

Richard Root addressed the Council and referred to policy and goals and how it talks about Pekin's goals. He adds that our infrastructure continues to be an issue and understand it is a financial issue. He discussed how Route 9 has a lot to be desired. When Veteran's drive was the alternative people hollered about the expense, made sense to keep them off of Court Street. But they are still on Court street doing damaged. A lot of streets that are being looked at, that street hasn't been addressed in 20 years. It's a brick street. No return phone calls, recorded message.

Mr. Rothert announced that due to all the high weeds, he has instructed the Street Department to spray in time for Marigold Festival.

Mr. Rothert continued and gave an update on goals and how he is working with Mr. Peterson on a draft possibly ready at the next meeting.

Fire Chief Kurt Nelson, added that we are under a severe thunderstorm threat between 8-10 pm with possible tornadoes.

Councilmember Hilst announced that people have been complaining about Derby and 5th and how it is washed out. He was at the post office, and a man could not cross the lane where people have to cross because there is no handicapped access. Councilmember Hilst added that Best Ball was last weekend, 51 years. They do it all without asking for sponsorship fees. Congrats to Ethan for the scholarship.

Councilmember Hohimer reminded everyone that school is about to start and to be mindful.

Councilmember Abel asked Mr. Lebegue about house abandoned on South Street. Mr. Lebegue answered that with CDBG money it will be coming down in the next month. Remember when we go to staff member go to the correct person, the City Clerk. We have a liberal open door policy most aren't like that. Be thankful.

Councilmember Orrick stated that the Marigold Festival is coming up and the Mayor will be participating.

Mayor Luft announced that he did request through the City Clerk a list of properties to take a look at. Whether donated to a contractor to build a house for that neighborhood, or homeowner wanting a lot next to them, programs through Habitat for Humanity etc., helps us, less to maintain and has the capability of generating property tax. Maybe we could get some aerials of the list color coded with zoning.

Mayor Luft added that the Ledgestone gold disc tournament started this morning. Gerry Anderson has done a great job out there. Women play this weekend. Personally thank staff for their hard work. Also thanked taxpayers for paying attention enough to bring forward your issues.

EXECUTIVE SESSION 5 ILCS 120/2 (C)

ADJOURN

No further business to come before the Council, motion made by Council Member Garrison, seconded by Council Member Abel to adjourn. Motion carried viva voce.

Mayor Luft adjourned the meeting at 7:07 p.m.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY AUGUST 23, 2021 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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FLAG PRESENTATION FROM TYLER RUE TO CITY OF PEKIN

Mayor Mark Luft, Fire Chief Trent Reeise and Police Chief John Dossey were each presented with a Certificate of Appreciation and American Flags that were flown for not less than 24 hours over Afghanistan during an operation in 2019. Illinois National Guard member Tyler Rue, whose troop was deployed to Afghanistan out of Bartonville, presented the flags on behalf of himself and his family in gratitude for the protection provided to the City of Pekin by the police and fire department.

PLEDGE OF ALLEGIANCE

National Guard Service member, Tyler Rue, led the Pledge of Allegiance. City Clerk, Sue E. McMillan, confirmed all members were present and logged on for electronic voting. A quorum was declared by Mayor Luft.

Attendee Name	Organization	Title	Status	Arrived
Rick Hilst	City of Pekin	Councilman	Present	5:10 PM
Karen Hohimer	City of Pekin	Councilwoman	Present	5:12 PM
Dave Nutter	City of Pekin	Councilman	Present	5:28 PM
Becky Cloyd	City of Pekin	Councilwoman	Present	5:09 PM
Lloyd Orrick	City of Pekin	Mayor Pro-Tem	Present	5:13 PM
John P Abel	City of Pekin	Councilman	Present	5:12 PM
Mark Luft	City of Pekin	Mayor	Present	5:11 PM

APPROVE AGENDA

4.1. Motion to: **Approve agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

APPROVAL OF MINUTES

5.1. **City Council - Regular Meeting - Aug 9, 2021 5:30 PM**

RESULT:	**ACCEPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

PUBLIC INPUT

Mr. John Marshall spoke to Council questioning why the City does not provide land surveys and expressed his concern regarding the pig at 1408 Charlotte.

Amy McCoy, Executive Director of the Pekin Chamber of Commerce, informed Council the details of the upcoming Marigold Festival hosted September 9-12, 2021.

CONSENT AGENDA

Motion to: **Approve Consent Agenda**

Mayor Luft welcomed comments or questions regarding the Consent Agenda.

Councilmember Hilst questioned the $600 yearly subscription to the Journal Star newspaper on the Accounts Payable report that was charged to the Street Department. City Clerk Sue McMillan explained that the Journal Star was delivered to the Street Department in order to check legal notices as they are published in the paper. City Manager, Mr. Mark Rothert, informed Council that he would investigate cost savings to switch to the online service.

Councilmember Hilst also questions the premiums paid from Risk Management totaling $231,000 that was being charged to this years' budget. Human Resources Director, Ms. Sarah Newcomb, explained that the amounts were from previous years and that they added up to the mid/max difference.

Finance Director, Mr. Bruce Marston, explained to Councilmember Hilst that they items were charged to the current fiscal year and that they were not budgeted as they were unknown amounts.

Council continued to discuss the insurance premiums and how the min/max program works.

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Becky Cloyd, Councilwoman
AYES:	Hohimer, Nutter, Cloyd, Orrick, Abel, Luft
NAYS:	Rick Hilst

7.1. Police Department Stats - July 2021

7.2. Accounts Payable To Be Paid Proof List thru August 20, 2021

7.3. Financial Reports June 2021

7.4. Resolution No. 305-21/22 Mayor's Appointment of Becky Cloyd to the Infrastructure Improvements Committee

7.5. Resolution No. 306-21/22 Grant Justin Reeise Signature Authority for IDOT Documents

7.6. Resolution No. 307-21/22 Add Handicap Parking Signs at 4 N. 19th St.

7.7. Resolution No. 308-21/22 Add Deaf Child Sign at 101 N. 18th St.

7.8. Resolution No. 309-21/22 No Parking Zone on Prince Between 7th & 8th

7.9. Ordinance No. 3005-21/22 Final Plat for El Camino Fields 2nd Addition

7.10. Ordinance No. 3006-21/22 Variance Request for Property Located at 905 Derby Street

NEW BUSINESS

8.1. Ordinance No. 3007-21/22 Special Use Request for a Vehicle Impound Yard located at 1500 S 2nd Street

City Manager, Mr. Mark Rothert, explained to Council that Staff made the recommendation to deny the special use request for a vehicle impound yard located at 1500 S 2nd Street.

Economic Development Director, Mr. Matt Fick, explained to Council that the request went before the newly formed Board of Appeals. The applicant was a previous business owner in Pekin that had issues with the previous property he owned. The Zoning Board of Appeals voted to recommend denial. Mr. Fick answered the Council's questions and explained that the applicant could not come back to the Board of Appeals for the same request on the same property but Mr. Mackey had another use in mind that would also require a special use that was similar to a retail use.

RESULT:	**FAILED [0 TO 7]**
MOVER:	Dave Nutter, Councilman
SECONDER:	John P Abel, Councilman
NAYS:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

8.2. Ordinance No. 3008-21/22 An Ordinance Amending Article IV, Division 5 Section 5-4-5-2 of the Pekin City Code Regarding Sidewalk Use Permits

City Manager, Mr. Mark Rothert, presented the request to council to approve and adopt an ordinance amending the code regarding the Sidewalk Use Permit that was passed by Council earlier in the year. The current code stated the application shall be submitted to the Building Department/Development Director but upon dealing with various applications it was determined that an inspection of the sidewalk to ensure ADA compliance would be best performed by the Public Works Department or his designee. Staff recommended approval to amend Section 5-4-5-2 of the city code to have all applications and form be submitted to the Public Works Department for review, inspection and approval.

Council discussed violation procedures regarding ADA compliance. City Attorney, Ms. Kate Swise explained that a repeated violation would result in their permit being pulled and they could also be charged with a code violation.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

8.3. Resolution No. 310-21/22 Purchase of Additional Garbage and Recycle Carts from Cascade Engineering

City Manager, Mr. Mark Rothert, presented the request to Council to purchase 510 garbage carts for the Solid Waste Department due to the low number of carts in the current inventory. The vendor chosen in the Sourcewell contract was Cascade Engineering. A 10 year warranty was included but it did not cover damaged wheels, cracks or broken bars. Delivery time was estimated to take 3—4 weeks.

Council questioned what the warranty did cover and was told that lids were the only part of the cart that was not excluded.

RESULT:	**APPROVED [6 TO 1]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	John P Abel, Councilman
AYES:	Hohimer, Nutter, Cloyd, Orrick, Abel, Luft
NAYS:	Rick Hilst

8.4. Resolution No. 311-21/22 Approve Change Order for Court Street

City Engineer, Ms. Josie Esker, presented the request to approve a change order with R.A. Cullinan due to deteriorated concrete pavement that was discovered during median and pavement repairs between Valle Vista and Veterans Drive. The deteriorated concrete pavement was mostly limited to the turn lanes between Olt and Veterans. Ms. Esker explained that cores were taken in advance but it was not discovered in the samples.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Becky Cloyd, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

8.5. Resolution No. 312-21/22 Purchase of Motorola Starcom Radios for the Police Department

Police Chief John Dossey, addressed the Council regarding the purchase of Motorola Starcom Radios for the police department. Chief Dossey explained that the police department radio system was failing with many system failures and part replacements becoming obsolete. Chief Dossey explained with the Starcom replacement, the area would be the biggest hub in the State of Illinois. The replacement would reap many benefits for public safety not only in Tazewell County but would simulcast out of Peoria County. A 5 year warranty, a lower cost with a radio package that included chargers, microphones, belt holders and batteries, was negotiated as part of the contractual agreement entered into by Tazewell County ETSB and Motorola last December. Chief Dossey explained that the police department had been working on this project since 2015.

Council discussed whether the old radios could be sold for parts. Chief Dossey suggested he could list them on Govdeals but did not believe the city would get very much for them. Chief Dossey added that once the equipment was installed at the dispatch area they could go live immediately. The tentative live date as June 2022.

Councilmember Nutter spoke in favor of the purchase.

Chief Dossey addressed the Councils questions regarding funding. Chief Dossey explained that with the dissolution of TP/CCC the remaining funds in the accounts were split between the City of Pekin and Tazewell County Sheriff with the City’s share of $233,898.28 that was deposited into the General Fund on April 23, 2021. The City also received a grant for $2,000 through the Police Foundation. The difference between the requested amount of $180,694.87 and the budgeted amount of $178,000, would come out of the operating budget. The Fire Department may utilize the remaining funding for radios at a later date as well.

City Manager, Mr. Mark Rothert, applauded the Police Chief for taking a leadership role across the county and felt fortunate to have him with Pekin. Mayor Luft concurred.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

8.6. Resolution No. 313-21/22-Approval of the CDBG 2020 Consolidated Annual Performance and Evaluation Report (CAPER)

CDBG Program Manager, Mr. David Bess, presented the approval of the CDBG 2020 Consolidated Annual Performance and Evaluation Report explaining that HUD requires each year to produce a report of how many benefited from CDBG. Mr. Bess added that a public comment period was provided during the public hearing. Mr. Bess pointed out that due to a calculation error in the HUD system, a modification was made on Page 199 correcting the number to include a few of the activities.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Becky Cloyd, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

Motion to: **Amend Resolution 314-21/22 Amendment to TIF Incentive Program for New Residential Home Building Effective as the Adoption Date of the Court Street TIF**

Following Council discussion of the TIF Incentive Program for new residential home building, Councilmember Orrick made a motion to amend Resolution No. 314-21/22 Amendment to TIF Incentive Program for New Residential Home Building effective as of the adoption date of the Court Street TIF, seconded by Councilmember Hohimer. All present vote Aye by electronic vote. Motion passed.

City Manager, Mr. Mark Rothert, believed the adoption of the Court Street TIF was January 12, 2021.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Becky Cloyd, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

8.7. 2743 : Resolution No. 314-21/22

Amendment to TIF Incentive Program for New Residential Home Building as amended

City Manager, Mr. Mark Rothert, presented the request to Council to approve the resolution regarding the amendment to the TIF Incentive Program for new residential home building. Mr. Rothert explained that at the July 12, 2021 Council meeting, a new residential tax increment financing incentive program was created to help foster residential growth and development within the community. The program was designed to incentivize individuals and families to build a new primary residence on property located in a residentially zoned area of an existing TIF District in the City of Pekin. Mr. Rothert further described the program affirming that any homeowner building a new home on residentially zoned property within the City's TIF District would be eligible for incentives that included an annual reimbursement of 80% of net TIF increment generated by paid property taxes, up to a cumulative reimbursement total of $30,000 and over a ten-year timespan. Incentives would also be funded on a pay-as-you-go basis where homeowners pay their annual property taxes and are then reimbursed in accordance with a redevelopment agreement with the City. Mr. Rothert declared that reimbursement benefit stayed with the property and was transferable to any new homeowner of that property if sold within the ten year incentive timeframe. The benefit would be limited by the life expectancy of the tax increment finance districts in the City which were set to expire at varying times. Mr. Rothert continued to discuss the program describing the proposed tiered system that would allow homeowners to sell and to increase incentive to purchase lots to help trigger development.

Mayor Luft spoke in favor of the program.

Council discussed scenarios in which the homeowner would benefit and the start date of the program.

RESULT:	**APPROVED [6 TO 1]**
MOVER:	Becky Cloyd, Councilwoman
SECONDER:	John P Abel, Councilman
AYES:	Hohimer, Nutter, Cloyd, Orrick, Abel, Luft
NAYS:	Rick Hilst

8.8. Discussion - Police Operations and Staffing

Police Chief John Dossey led the discussion regarding police operations and staffing. Chief Dossey enlightened the Council of new concerns of the house bill that will affect the future of the department. Chief Dossey informed Council that two officers had retired and many individuals were out on injuries creating inadequate staffing levels. Due to the massive amount of overtime officers are becoming overworked. Chief Dossey outlined the intricate details of hiring and training officers and how it affects the department. He has been looking at other options to stay competitive with other agencies that offer incentives. Offering the ability to allow a lateral transfer with time and rank would allow a cost saving of $7,000 by not having to send them to academy as the City of Peoria and Peoria County do. Another incentive would be to lift the residency requirement in order to further expand the pool of hiring officers. Chief Dossey stressed that there were several officers able to retire and he would like to plan ahead.

Mayor Luft commented that between the new House Bill and the residency specifications there has been a trend of incentives to bring police officers to other areas. The highest incentive he had seen was $30,000 with no residency requirements, a relocation fee and good salary.

Council discussed the current crime rate in Pekin and drug related arrests.

Chief Dossey asserted that a lateral candidacy ordinance would be forth coming and residency would be contractual.

8.9. Discussion - Five Year Capital Improvement Plan FY22-FY26

City Manager, Mr. Mark Rothert, led the discussion regarding the Five Year Capital Improvement Plan for FY22-FY26. Mr. Rothert presented a list of 150 projects that included streets, sewers, sidewalks, and vehicle purchases to be completed over the next 5 years. The CIP will be discussed at the next Public Infrastructure meeting in September for additional input and a recommendation to be forwarded at the second City Council meeting in September.

Mayor Luft encouraged Councilmembers to attend next month’s Public Infrastructure Meeting, to look over the projects and to meet with the City Manager to absorb information before Council meets again with too many questions.

8.10. Discussion - Goal Setting for City Council

City Manager, Mr. Mark Rothert, led the discussion with Council regarding goal setting for the City Council. Mr. Rothert reviewed the goals set in 2019 and how it could be found on every request for Council action. Mr. Rothert informed Council that 90% of those objectives were obtained with the exception of the Five Year

Capital Improvement Plan that was presented in draft form. Mr. Rothert questioned Council's desire to revisit the goals for a similar exercise to see where the City was headed. Mr. Rothert asked for feedback from Council to move forward and what timeline was desired.

Mayor Luft commented that the last two years moved the City into a transformation for the better.

Councilmember Orrick requested copies of the past few budgets to compare how money was spent within the different departments and how the transfer from the Enterprise Fund impacted the General Fund.

CITY COUNCIL OR STAFF REPORTS

Councilmember Orrick encouraged everyone to give back and participate in the upcoming Marigold Festival.

Councilmember Hohimer was looking forward to the Reditus open house tomorrow night.

Councilmember Abel announced new events for the upcoming Marigold Festival that included a Friday night home game with fireworks.

Councilmember Hilst requested an update on the audit.

Finance Director, Mr. Bruce Marston, gave an updated stating that he had a conversation with the managing partner and agreed on a firm date of October 31, 2021 for the FY19 audit.

Councilmember Hilst questioned Public Works Director, Mr. Justin Reeise, regarding a traffic issue by the school on Capitol Street. Mr. Reeise informed Councilmember Hilst that he had reached out to them but did not have a conversation. Mr. Reeise believed that after speaking with the crew that the issue correlates with school drop off with temperature checks.

Mayor Luft announced that the Marigold Festival Committee was in need of volunteers and encouraged everyone to participate.

EXECUTIVE SESSION 5 ILCS 120/2 (C) 2. COLLECTIVE NEGOTIATION MATTERS AND 11. LITIGATION

A motion was made by Councilmember Orrick seconded by Councilmember Abel to move into Executive Session to discuss 5 ILCS 120/2 (c) 2. Collective Negotiation Matter and 11. Litigation at 7:41 PM.

Mayor Luft stated that no action would be taken after Executive Session.

ADJOURN

The Council returned to open session and without further action to come, motion was made by Council Member Orrick, seconded by Council Member Hohimer to adjourn. Motion carried viva voce. Mayor Luft adjourned the meeting at 8:55 P.M.

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY AUGUST 26, 2019 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

****

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Mark Luft.

The Clerk confirmed all Council Members were present. A quorum was declared by Mayor Luft.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	4:25 PM
Rick Hilst	Councilman	Present	4:26 PM
Karen Hohimer	Councilwoman	Present	5:17 PM
Dave Nutter	Councilman	Present	4:26 PM
Lloyd Orrick	Mayor Pro-Tem	Present	4:23 PM
John P Abel	Councilman	Present	4:22 PM
Mark Luft	Mayor	Present	4:25 PM

APPROVE AGENDA

3.1. Motion to: **Approve agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

APPROVAL OF MINUTES

4.1. Motion to: **Approval of Minutes**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

4.2. City Council - Regular Meeting - Aug 12, 2019 5:30 PM

PUBLIC INPUT

Scott Shipp spoke regarding agenda item 8.5 pertaining to the petition to vacate an alley adjacent to his property on 1125 Derby Street that meets his property on 12th street. Mr. Shipp described many issues when he purchased property that included loitering and drugs. Pictures were sent to the City with debris. Mr. Shipp used his resources to clean this area and would like to have property back and construct a new building.

CONSENT AGENDA

6.1. June 12, 2019 and July 10, 2019 Minutes of Pekin Plan Commission

6.2. June 12, 2019 and July 10, 2019 Minutes of the Pekin Zoning Board of Appeals

6.3. July 2019 Building Department Report

6.4. Financial Reports June, 2019

6.5. Accounts Payable Bill Run through 08/23/19

6.6. Motion to: **Motion to Approve Consent Agenda**
Mayor Luft read through the five consent agenda items.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

COMMUNICATIONS, PETITIONS, REPORTS

7.1. CDBG 2015-2019 Consolidated Plan and 2019 Action Plan Amendment
Mayor Luft announced that the public hearing for the 2015-2019 CDBG Consolidated Plan and 2019 Action Plan Amendment began at 5:41 PM.

Melissa Eaton, CDBG Program Manager, began the hearing by discussing the plan currently in place. Mrs. Eaton continued to explain the entitlement grant funds that if not used are rolled over into the next fiscal year. The plan needs amended to include $592K for public infrastructure and $50K for a code enforcement officer in low income areas.

Council discussed that the activities would take place in low to moderate census blocks. The current rehab allocation of funds close to $600K cannot be spent in the time required by HUD therefore reallocating these funds to public infrastructure is necessary in order to spend down these funds.

Mr. Rothert added that the goal is to focus on code enforcement, rehab projects and public infrastructure upgrades in specific neighborhoods to have a greater impact. All of these funds are granted to the City each year through the CDBG Program.

The public hearing ended at 5:54 PM.

NEW BUSINESS

8.1. Lease Amendment with Illinois Central College
City Manager, Mr. Mark Rothert, presented the resolution authorizing the City Manager to execute documents to enter into a lease amendment with the option to purchase with Illinois Central College regarding city owned property at 225 Hanna Drive. ICC has expressed an interest to extend the lease for five years with an option to purchase the property. Over the last 11 years the college has made a substantial investment in the property, $642K in lease payments. The college has shown an interest to stay in Pekin and staff recommends approval of this action. Before 2008, there was Council discussion to sell the building for $750K, although it never went to council. This benchmark seems reasonable to sell the building for that amount.

Mayor Luft and Councilmember Abel spoke in favor of the agreement.

Councilmember Hilst spoke against the purchase but in favor of the lease, as he felt the upgrades to the building was the college’s responsibility per the original agreement and that the college level classes offered in Pekin were not what was initially planned to be offered.

RESULT:	**APPROVED [6 TO 1]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
NAYS:	Rick Hilst

8.2. Ordinance No. 1462-A362 An Ordinance Amending Title 8, Chapter 1, Section 3 of the Traffic Code of the City of Pekin to Adopt the Illinois Vehicle Code by Reference

City Manager, Mr. Mark Rothert, explained the agenda item to adopt the Illinois Vehicle Code into the City of Pekin Code allowing the City to use laws already in state statutes.

Police Chief John Dossey added that by adopting the Illinois Vehicle Code it would allow the City to use laws already in state statutes, like parking violations. As state laws change, the City would not have to update the code as it is already adopted through the Illinois Vehicle Code.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.3. Ordinance No. 2843-19/20 Ordinance Amending Title 3, Chapter 1 Adding Appeal Process, and Update to Chapters 8 and 9 Of The City Code Regarding Peddlers and Transient Merchants.

City Manager, Mr. Mark Rothert, introduced the agenda item to amend Title 3, Chapters 1, 7 & 8, regarding peddlers and transient merchants and explained that this largely updates the appeal process in the ordinance, along with terminology, and updated fee structure. Mr. Rothert added that this will help regulate the amount of reputable companies coming into the community and taking advantage of our residents.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.4. Petition for Map Amendment to Rezone Property at 904 N. 10th Street

Building Inspections Supervisor, Mr. John Lebegue, introduced the agenda item regarding the recommendation from the Pekin Plan Commission to deny a petition for the rezoning of property at 904 N. 10th Street. The property is currently R-4, One-Family Residential and the petition is requesting to rezone it to RT, Two-Family Residential for the purpose of allowing a two family use at the property. The building used to be a church, then office use, not a residential zoned type of use, and was found incompatible by the Plan Commission.

Councilmembers led a discussion on the use of the building and the occupancy rate. A proposed ordinance would have to be taken back to Council if the vote was to rezone the use.

Minutes Acceptance: Minutes of Aug 26, 2019 5:30 PM (Minutes Approval)

RESULT:	**FAILED [0 TO 7]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Dave Nutter, Councilman
NAYS:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.5. Motion to: **Motion to Approve**

A motion was made by Councilmember Orrick, seconded by Councilmember Garrison that the Council approve the rezoning of certain property located at 904 N. 10th Street.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.6. Petition for the Vacation of City Alleys North of Derby Street

Building Inspections Supervisor, Mr. John Lebegue, introduced the agenda item on the recommendation of the Pekin Plan Commission to deny a petition for the vacation of city alleys North of Derby Street. Mr. Lebegue explained that the commission did want to vacate the property if both parties were not in agreement. Mr. Shipp, the requester, wishes to clear the overgrown brush from the east/west alley and construct a retaining wall to stop erosion that has taken place.

Council Members discussed the improvements to the property made my Mr. Shipp.

RESULT:	**FAILED [0 TO 7]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Councilman
NAYS:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.7. Site Plan Approval for Construction of Automatic Car Wash at 2900 Court Street

Building Inspections Supervisor, Mr. John Lebegue, presented the agenda item to approve a recommendation from the Pekin Plan Commission for the construction of an automatic car wash located at 2900 Court Street. Mr. Lebegue explained that this is a very attractive development by Beck's Oil and presents no issues relative to site circulation and design. Landscaping along Court Street would be added and the location will be easier to gain access as it is across from the gas station, which is complimentary between the two.

Councilmembers discussed two kiosks, the high number of cars it will hold and the timeline on construction.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.8. Authorization to Procure Budgeted Network Licensing and Hardware Support

City Manager, Mr. Mark Rothert, introduced the agenda item to approve the authorization to spend budgeted funds earmarked for network licensing and hardware support.

I.T. Administrator, Mr. David Hess, explained that this is three years of coverage for the price of two. Viruses are typically released at the beginning and ending of college and leads to vulnerability. He continued to explain that the brand is not identified and kept confidential to avoid hacks, but assures it is world class software. The hardware replacement is included along with next business day replacement that gets the network back up and running the next day. It also includes updates that happen 24/7 with an interactive system.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.9. In June, Governor Pritzker signed the Cannabis Regulation and Tax Act into law. The law legalizes the possession and private use of cannabis for those 21 years of age and older The law allows municipalities to implement a variety of regulatory provisions including prohibiting the sale of adult-use cannabis in their community. Preliminary discussion of properly implement the new law in the best way to fit locally for Pekin

City Manager, Mr. Mark Rothert, led the discussion regarding the Cannabis Regulation and Tax Act and how to implement the new law in the best way that fits locally for Pekin.

Attorney Kate Swise added that the legalization of recreational cannabis goes into effect January 1, 2020. The new law allows municipalities to sell recreational cannabis. The Council will need to consider if the City wants to allow dispensaries and if so, to restrict zoning regulations. The law also allows the City to tax the sale at a rate up to 3% in addition to other sales tax. The act authorizes 500 dispensaries by 2024 and by May 20, 2020, 75 dispensaries will be authorized to the medical dispensaries already in existence to sell recreational cannabis.

Mayor Luft commented to the community that if they want a dispensary and want to utilize it as a revenue source. There are a lot of misconceptions of the control of the dispensaries; they are very controlled, monitored and licensed. The community is encouraged to educate themselves.

Attorney Kate Swise added that the dispensaries are regulated by the state, in this case the state has not made restrictions we see in other areas. The state has not limited location based on schools or churches but have left those restrictions to the municipalities. The City has the option to prohibit sales outright or could allow it and zone the area, or basically do nothing at all and it would be treated as any other retail use. The City cannot regulate possession and use.

Councilmembers continued the discussion with regards to the federal government, banks, public hearings and testing for use.

Mayor Luft encouraged citizens to submit their opinion.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Bear Groch approached the podium, along with Jennifer Long, managing partner at Soul Restoration, representing the majority of licensed massage therapists at the meeting, spoke with regards to the recently adopted ordinance regarding bodywork establishment requirements. They feel that their establishments cannot comply in the time frame requested and feel that the ordinance is demeaning towards their line of work. They also requested changes to the ordinance, including the fee.

Mayor Luft responded by suggesting to have a sit down with the City and the businesses to see where changes could possibly be made.

Becky Sabin spoke in favor of the bodyworks establishment ordinance to protect the community from human trafficking.

Trent Lawrence, owner of a grow operation, spoke to Council regarding the sale and use of recreational marijuana. In order for a city to benefit from the tax they have to partake. Mr. Lawrence added that it is still federally illegal but over 25% of the states in the country has legalized it. You do not hear about imprisonment. Mr. Lawrence is looking for a location here or in Delevan where it is proven friendly. It is an option to spend money safely, create jobs, raise tax revenue, educate children and help the community build. The image in downtown Pekin can be changed with these things in place, it is proven that marijuana can be issued as a prescription option to opioids.

Elaine Ritchie also spoke in favor of recreational cannabis sale and use.

Charity Gullett invited Council to come to the next event this Saturday at the Riverfront to help clean up for the Marigold festival.

John McNish approached Council regarding the public hearing on CDBG, the new car wash, council emails, the excavator at the street department to tear down homes, bodywork establishments, and requested a presentation on Council achievements.

Councilmembers followed up that not a lot of specifics are in front of them regrading recreational cannabis, that no license system is set up yet and the USDA does not have rules yet.

EXECUTIVE SESSION 5 ILCS 120/2 (C)

ADJOURN

The motion was made by Council Member Orrick to adjourn seconded by Council Member Abel. There being no further action to come before Council, Mayor Luft adjourned the meeting at 8:15 PM.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE SPECIAL MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY SEPTEMBER 20, 2021 AT 6:00 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Cloyd.

Roll was called. All Council Members were physically present except Council Member Hilst who was absent. A quorum was declared.

Attendee Name	Organization	Title	Status	Arrived
Rick Hilst	City of Pekin	Councilman	Absent	
Karen Hohimer	City of Pekin	Councilwoman	Present	5:50 PM
Dave Nutter	City of Pekin	Councilman	Present	5:50 PM
Becky Cloyd	City of Pekin	Councilwoman	Present	5:50 PM
Lloyd Orrick	City of Pekin	Mayor Pro-Tem	Present	5:50 PM
John P Abel	City of Pekin	Councilman	Present	5:50 PM
Mark Luft	City of Pekin	Mayor	Present	5:50 PM

APPROVE AGENDA

Motion by Council Member Orrick, seconded by Council Member Hohimer that the agenda be approved as presented. On roll call vote, all present voted Aye.

PUBLIC INPUT

City Manager Mark Rothert reported to Council that he had discussed with Mark Peterson, the Strategic Plan facilitator in 2019, to contract with the City for a planning session with council members and staff members for 2021. Mr. Peterson would use same format of meeting with each member of the Council to review topics, problems, needs and then meet as a joint group to prioritize the goals. The Manager received direction to proceed with arrangements.

EXECUTIVE SESSION 5 ILCS 120/2 (C) (5.) PURCHASE OF PROPERTY AND (11.) LITIGATION

Council received notice of a special meeting on September 17, 2021 for the purpose of moving to closed session **5 ILCS 120/2 (c) 11. Litigation and 5 ILCS 120/2 (c) 5. Purchase for Real Property.**

Motion by Council Member Orrick, seconded by Council Member Hohimer that the Council move to Executive Session at 6:10 p.m. to discuss **5 ILCS 120/2 (c) 11. Litigation and 5 ILCS 120/2 (c) 5. Purchase for Real Property.** On roll call vote, all present voted Aye.

ADJOURN

No further business to come before the Council motion by Council Member Orrick, seconded by Council Member Abel to adjourn. Motion carried viva voce. Mayor Luft adjourned the meeting in open session.

COUNCIL ADJOURNED AT 7:50 P.M.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY SEPTEMBER 13, 2021 AT 5:30 O'CLOCK P.M.
MAYOR PRO-TEM ORRICK * CHAIR * PRESIDING

****

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Cloyd. City Clerk Sue E. McMillan confirmed all members were present for roll call and logged on for electronic voting except Mayor Mark A. Luft who was absent. A quorum was declared by Mayor Pro-Tem Orrick.

Attendee Name	Organization	Title	Status	Arrived
Rick Hilst	City of Pekin	Councilman	Present	5:18 PM
Karen Hohimer	City of Pekin	Councilwoman	Present	5:09 PM
Dave Nutter	City of Pekin	Councilman	Present	5:17 PM
Becky Cloyd	City of Pekin	Councilwoman	Present	5:16 PM
Lloyd Orrick	City of Pekin	Mayor Pro-Tem	Present	5:10 PM
John P Abel	City of Pekin	Councilman	Present	5:11 PM
Mark Luft	City of Pekin	Mayor	Absent	

APPROVE AGENDA

3.1. Motion to: **Approve agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Becky Cloyd, Councilwoman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel
ABSENT:	Mark Luft

APPROVAL OF MINUTES

Motion to: **Approval of Minutes**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Becky Cloyd, Councilwoman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel
ABSENT:	Mark Luft

4.1. **City Council - Regular Meeting - Aug 23, 2021 5:30 PM**

PUBLIC INPUT

Berns Clancy and Associates-Engineering, representing DMGL, LLC addressed the Council regarding Broadway Farms and owner Blake Lippi. He expressed concern on a controversial 5 years unresolved issues on agreement of damages to the property by storm water erosion.

Larry Edwards expressed concern of the use of his property by drivers along the side of his house next to old Railroad property at 269 Cooper Street. Mr. Edwards asked that the City put up signage for no outlet. Mayor Pro-Tem Orrick was told by the City Manager that the matter would be addressed through the Police Department, Street Department and the Traffic Safety Committee.

Phillip Lippi distributed a photo and sections of the original agreement between DMGL, LLC and the City. Mr. Lippi stated he had lost prospective sales and development of his land caused by the City.

City Manager, Mr. Mark Rothert, responded and explained the City's disagreement with Mr. Lippi and upcoming meeting with DMGL, LLC and Mr. Lippi.

CONSENT AGENDA

Motion to: **Approve Consent Agenda**

Mayor Pro-Tem Lloyd Orrick read the 7 items listed on the Consent Agenda. Council approved by Omnibus Vote.

Mayor Pro-Tem read the two proclamations listed on the Consent Agenda.

Council Member Hilst questioned an expense on the Accounts Payable Proof List described twice as emergency board up paid to two different contractors for the same property address on Prince Street. Police Chief, John Dossey, explained that some original lumber used to secure the abandon property was stolen and needed to be replaced.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Becky Cloyd, Councilwoman
SECONDER:	John P Abel, Councilman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel
ABSENT:	Mark Luft

6.1. Police Department Stats - August 2021

6.2. Tazewell County Animal Control Billing - July 2021

6.3. Accounts Payable To Be Paid Proof List thru September 03, 2021

6.4. Proclamation Knights of Columbus "Intellectual Disabilities Week" September 17-19, 2021

6.5. Proclamation "Chamber of Commerce Week" September 12-18, 2021

6.6. Receive and File Bids for Maywood Ave. Storm Sewer Outfall Repair Project

6.7. Resolution No. 317-21/22 Appointments Ethics Commission

NEW BUSINESS

7.1. Resolution No. 318-21/22 Award Maywood Ave. Storm Sewer Outfall Repair Project to Illinois Civil Contractors Inc.

City Engineer Josie Esker advised the Council the project was to repair a storm sewer outfall, where significant erosion had occurred, by installing a drop manhole structure and replacing damaged storm sewer pipe. The area behind 2405 Maywood Avenue around the outfall had experienced significant erosion and needed to be repaired before it caused significant property damage. She further explained the City received 3 bids for the project ranging from $111, 100.00 to $138,875.000. With the engineer's estimate at $120,000.00, staff recommended the bid be awarded to the low bidder ICCI.

Council Member Nutter explained that he supported the project but would be voting against the support of an award to ICCI because of his opinion of the subpar work of low bid contractors on other city projects. Council Member announced that the project was on his property and another gentlemen's. Council Member Nutter was in favor of Stark Excavating.

Council discussed the provisions of the procurement policy.

City Attorney, Ms. Kate Swise, explained that there may be exceptions to the statutory provisions on Public Works with a super majority vote of the Council to not choose the low bidder.

Motion was made by Council Member Hilst and seconded by Council Member Abel to table Resolution No. 318-21/22 Award Maywood Avenue Storm Sewer Outfall Repair Project to Illinois Civil Contractors, Inc.

On roll call vote all present voted Aye. Motion carried.

RESULT:	**TABLED [5 TO 1]**
MOVER:	Rick Hilst, Becky Cloyd
SECONDER:	Karen Hohimer, John P Abel
AYES:	Hilst, Hohimer, Cloyd, Orrick, Abel
NAYS:	Dave Nutter
ABSENT:	Mark Luft

7.2. Resolution No. 319-21/22 Approval of 5 Year Service Agreement With Bluebird Network

David Hess, I.T., recommended to Council the 5 Year Service Agreement with Bluebird Network to provide Fiber Optic Service to 9 city-owned sites. City Hall would provide a redundant link that would feed our standby Firewall taking it from standby to true redundancy and help reduce congestion at times of peak traffic flow. Mr. Hess advised that the City's Emergency Operations Center would also provide a redundant link in the event of an emergency. He further explained the benefits of Bluebird Network. The Pekin Municipal Airport would be provided high speed internet to the office for connection to the City Hall network as well as be provided availability for any current and future business to have access to above 1GB speeds through Bluebird should their business model require it. Finally, the river-front cameras and all lift-stations would have fiber optic connections terminating at City Hall for connection to existing monitoring equipment. The agreement was recommended at $4,740.00 per month /$56,880.00 yearly /$284,400.00 for the entire 5 year contract.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Becky Cloyd, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel
ABSENT:	Mark Luft

7.3. Resolution No. 320-21/22 CDBG Program Year 2021 Public Services Funding

David Bess, Community Development Block Grant Program Manager presented the background for a $55,000.00 appropriation of CDBG funds to assist organizations and known as "Public Services" activities. In the 2021 Annual Action Plan, the City allocated CDBG-CV, the special CDBG-based CARES Act allocation, for use in funding Public Services awards.

The City provided an open application period for community organizations to submit their application which occurred from June 28, 2021 through July 30, 2021. Due to the use of CDBG-CV funds, all applicants were asked to broadly tie their proposed funding needs to coronavirus response and/or recovery consistent with HUD regulatory requirements pertaining to the use of CDBG-CV funding. In total, the City received three (3) completed applications.

City staff recommended full funding for two of the eligible organizations that submitted completed applications and whose programs were broadly associated with coronavirus response/recovery:

1. The Center for Prevention of Abuse’s Carol House of Hope shelter program focuses on sheltering and providing case management services for survivors of domestic violence. To continue and expand these services, assistance from the City is being requested in the amount of $30,000.
2. The Salvation Army’s Rust Center is a shelter that provides a variety of services that ensure basic needs are met and assists clients in attaining permanent and affordable housing. To continue and expand these services, assistance from the City is being requested in the amount of $25,000.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel
ABSENT:	Mark Luft

Motion to: **Remove from the Table Resolution No. 318-21/22 Award Maywood Outfall Repair to ICCI**

City Manager, Mr. Mark Rothert, announced that staff was ready to refer back to Agenda Item 7.1 regarding the Maywood Avenue Storm Sewer Outfall Repair Project. A motion was made by Council Member Cloyd seconded by Council Member Hohimer to remove from the Table Resolution No. 318-21/22 Maywood Avenue Storm Sewer Outfall Repair Project to Illinois Civil Contractors, Inc.

After Business item 7.3 Motion by Council Member Cloyd, seconded by Council Member Hohimer motioned to remove Resolution No. 318-21/22 from the table. Motion carried by voice vote.

After researching Attorney Swise stated Municipal Code required contracts for public works of contracts in excess of $25K be go out for bid and be awarded to the lowest responsible bidder. However, there was some discretion as to what was the responsible bidder and Council would need to make findings to indicate why the lowest bidder was not responsible and why a higher bidder was responsible. The other option was to reject all bids and negotiate separately with Stark Excavating. The statutory competitive bidding requirement did not have to be followed if 2/3rd’s of the Council waived the bidding requirements. Ms. Swise added that it may also require changes to the ordinance and procurement policy. That was the statutory analysis.

It was noted that the City Engineering would be overseeing the project and the work performance of the contractor.

Mayor Pro-Tem Orrick stated he was confident in the City’s engineering staff and that the required performance bond protection was required. Attorney Swise explained the purpose of the performance bond.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Becky Cloyd, Councilwoman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel
ABSENT:	Mark Luft

Motion to: **Motion to Adopt Resolution No. 318-21/22 Award Maywood Outfall Repair to ICCI**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Becky Cloyd
SECONDER:	Karen Hohimer, John P Abel
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel
ABSENT:	Mark Luft

7.4. Ordinance No 3013 - 21/22 An Ordinance Amending Chapter 2, Article IV, of the Pekin City Code Regarding Police officer Appointments and Lateral Transfers

Police Chief John Dossey reminded Council of his previous update on the police department personnel staffing levels in light of unexpected retirements and workforce issues. Issues surrounding COVID and new recruits training academies spaces, had limited the department's ability to fill the current voids and those that were anticipated in the future. An option Chief Dossey recommended was to pursue lateral transfer officers. A lateral candidate often would come with training and experience that the City would not have to pay for.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel
ABSENT:	Mark Luft

7.5. Ordinance No. 3014-21/22 Sale of City-Owned Property to Riverway Property Management, LLC

The next two items deal with the same property. City Manager Mark Rothert introduced both request to adopt Ordinance No. 3014-21/22 and Ordinance No. 3015-21/22 the sale and development of City owned property. He advised the Council that Riverway Property Management LLC was interested to move its development site location from Enterprise Drive behind PAL Health to a new location at 300 Hanna Drive. The Developer was proposing to purchase approximately 57.654 acres on the west side of the parcel PIN 10-10-400-006 for which the Developer intended to construct a cannabis dispensary and cannabis craft grower facility. The facilities would be leased to Riverway Craft Laboratories, LLC. Mr. More details of the dispensary development were given to the Council.

Mr. Rothert explained the change of locations and new special use approval were desired for this location for expansion purposes if the State ever increases its 14,000 sq. ft. max growing limitation. The Manager further advised the Developer was offering to purchase the land from the City for $100 and forgo a request to ask for additional TIF incentives beyond reimbursement for costs related to utility extensions and minimal site work, all totaling $150,000. The project should generate over $2.5-$3 million in TIF increment for the City over the remaining life of the Southern Industrial Park TIF District.

Mayor Pro-Tem Orrick questioned the average cost of the land. Council Member Nutter also questioned the worth of the land and was told possibly $500,000-$600,000 ballpark estimate. He stated his struggle in approving a sale price of $100 for the land.

Attorney for the Developer answered Councils questions regarding the project including the approval of the change of location by the Illinois Department of Agriculture, definition of cannabis facilities and tax rates. Additional medical dispensary's had not yet been announced by the State. Dr. Aaron Rossi also spoke on the project.

Councicil Member Nutter spoke against the agenda item and felt the property was being given away for free.

RESULT:	**ADOPTED [5 TO 1]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Becky Cloyd, Councilwoman
AYES:	Hilst, Hohimer, Cloyd, Orrick, Abel
NAYS:	Dave Nutter
ABSENT:	Mark Luft

7.6. Ordinance No. 3015-21/22 Redevelopment Agreement with Riverway Property Management, LLC

Riverway Property Management, LLC was the Developer offering to purchase 57.6 acres of land from the City for $100 and was forgoing a request to ask for additional TIF incentives beyond reimbursement for costs related to utility extensions and minimal site work, all totaling $150,000. The project should generate over $2.5-$3 million in TIF increment for the City over the remaining life of the Southern Industrial Park TIF District. The Developer had been awarded a Special Use for a Craft Grow Facility and Dispensary by City and a Craft Grow License by the State.

Discussion followed. Council discussed the buyback provision in the contract. Council Member Hilst expressed concern of giving up fees up to $250,000.

RESULT:	**ADOPTED [5 TO 1]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Cloyd, Orrick, Abel
NAYS:	Dave Nutter
ABSENT:	Mark Luft

7.7. Discussion - Capital Improvement Plan

City Manager, Mr. Mark Rothert, provided the Capital Improvement Plan to Council during the last meeting. No presentation was given.

Mayor Pro-Tem Orrick stated that the plan had more capital money spent in a long time but yet each year had a surplus.

Mr. Rothert answered that the surplus was taking into account new revenues. Mr. Rothert would like to present additionally revenue sources to Council at a future meeting.

Council Member Nutter pointed out adjustments in the capital plan and budget.

STAFF AND CITY COUNCIL REPORTS

Council Member Hilst questioned how to report a street light that was not working and questioned the demolitions of the two properties. Chief Dossey explained that Matilda was completed and the Park Avenue was to start this week.

Council Member Nutter questioned if landscaping was going to be finalized. Council Member Nutter also questioned the list of bordered up properties and the process for demolition for those properties. Councilmember Nutter stated that the Marigold Festival was fantastic along with the fireworks.

Council Member Cloyd also spoke regarding the success of the Marigold Festival and thanked City Engineer Josie Esker for the video posted regarding the Court Street Project. City Engineer explained the various reasons of adding a median to the road.

Council Member Abel reminded the community to thank the local businesses that participated in the Marigold Festival.

Council Member Hohimer spoke about the Friday Night football game and Marigold Festival and how it was a success.

Mayor Pro-Tem Orrick thanked the Marigold Committee and volunteers to help make the Marigold Festival a success.

EXECUTIVE SESSION 5 ILCS 120/2 (C) 11. LITIGATION

9.1. Motion to: **Move into Executive Session**

A motion was made by Council Member Abel seconded by Council Member Hohimer to move into Executive Session to discuss 5 ILCS 120/2 (c) 11. Litigation and 5 ILCS 120/2 (c) 5. Purchase or Lease of Property for Use of the Public Body at 7:25 P.M. Motion carried viva voce. Mayor Pro-Tem Orrick announced that no action would be taken after Executive Session.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel
ABSENT:	Mark Luft

ADJOURN

The Council returned to open session and without further action to come, motion was made by Council Member Hohimer, seconded by Council Member Abel to adjourn. Motion carried viva voce. Mayor Luft adjourned the meeting at 8:40 P.M.

Minutes Acceptance: Minutes of Sep 13, 2021 5:30 PM (Minutes Approval)

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY SEPTEMBER 23, 2019 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

****

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Luft. The Clerk confirmed all Council Members were present. A quorum was declared by Mayor Luft.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	4:14 PM
Rick Hilst	Councilman	Present	4:17 PM
Karen Hohimer	Councilwoman	Present	4:11 PM
Dave Nutter	Councilman	Present	4:14 PM
Lloyd Orrick	Mayor Pro-Tem	Present	4:20 PM
John P Abel	Councilman	Present	4:11 PM
Mark Luft	Mayor	Present	4:17 PM

APPROVE AGENDA

3.1. Motion to: **Approve agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

APPROVAL OF MINUTES

4.1. Motion to: **Approval of Minutes**

4.2. **City Council - Regular Meeting - Sep 9, 2019 5:30 PM**

RESULT:	**ACCEPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

PUBLIC INPUT

Charity Gullett directed her comment towards Councilmember Garrison to inform him that the founding fathers committed treason writing the Declaration of Independence.

Jesi Sciortino expressed concern regarding the rezoning of 4th Street and Hanna Drive. Suggested that the Park District acquire the "buffer" area that the City owns. Also expressed concern for the zoning of light industrial.

CONSENT AGENDA

Mayor Luft read the through the 7 Consent Agenda items.

6.1. **Accounts Payable Bill Run through 09-20-19**

6.2. **General Fund Revenue and Expense Reports**

6.3. **August 2019 Building Department Report**

6.4. **August 14, 2019 Minutes of the Plan Commission**

6.5. **Police Department Monthly Stats - August 2019**

6.6. **Tazewell County Animal Control Billing - August 2019**

6.7. **Vista Grande Storm Water Improvement Rebid**

6.8. Motion to: **Motion to Approve Consent Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

NEW BUSINESS

7.1. **Contract for the rebid of the Vista Grande Storm Sewer Improvement**

City Engineer, Mr. Michael Guerra, presented the agenda item to award the contract for the rebid of the Vista Grande Storm Sewer Improvement. Originally when this was bid out it came back out of the range of the City's estimate. After adjustments to the project, the City received a few more bidders with the low bid coming in from Heins Construction. The Infrastructure Committee felt the bid was good and acceptable to proceed with Council approval.

City Manager, Mr. Rothert, clarified that the motion made was for a different amount and correct amount was $354,962.19.

Councilmembers questioned Mr. Guerra regarding the details of the project.

Mr. Guerra explained to Council that the adjustments to the project allowed for availability and amount of area to work with. Work is allowed to begin November 1st due to some of the tree removals. Mr. Guerra stated that a pcp pipe was also chosen as part of the adjustments to the project.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.2. **Ordinance No. 2845-19/20 Amending the text of the Zoning Code to Convert the Zoning Board of Appeals to an Advisory Body**

City Manager, Mr. Mark Rothert, introduced the agenda item to amend the text of the zoning code to convert the zoning board of appeals to an advisory board.

Building Inspection Supervisor, Mr. John Lebegue, gave a summary of the opinions of the zoning board.

Mayor Luft, questioned Mr. Rothert, on whether these items would come through the consent agenda.

Mr. Rothert explained that is up to the Council how they would want to proceed, he recommends putting items under the consent agenda.

Councilmembers discussed the types of items that would come to Council for approval.

City Attorney, Ms. Swise, added that the Zoning Board of Appeals would still be the appeal body for building inspections and permits; the only change is variances would have to go to Council, they would not be an appeal if they are only making a recommendation.

Councilmember continued the discussion that included posting committee members' personal information on the website.

Mayor Luft felt that the recommendation process for the Zoning Board of Appeals was to not take away from anything but to increase communication.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.3. Ordinance No. 1568-A211-19/20 Amending the Zoning Classification of City-Owned Property Within the Riverway Business Park from PUD, Planned Unit Development to I-1, Light Industrial

City Manager, Mr. Mark Rothert, introduced the agenda item to amend the zoning classification of City owned property with the Riverway Business Park from Planned Unit Development to Light Industrial. Mr. Rothert explained that pursuant to the direction of City Council, the Plan Commission conducted a Public Hearing at the September 11, 2019 meeting to consider amending the zoning classification and upon consideration, the committee voted unanimously to approve the rezoning of the buffer areas at the intersection of Hanna Drive and S. 5th Street. Mr. Rothert continued to explain that the rationale for rezoning is get the parcels into more of a marketable space so staff can market them more efficiently.

Mayor Luft questioned what it would take to satisfy that buffer zone going down to Hanna Drive to reassure homeowners in that area. City Attorney, Ms. Katherine Swise, described the rezoning as a matter of subdividing the parcel and that the City would maintain ownership of that strip subject to the City's subdivision requirements. Ms. Swise added that the rezoning to Light Industrial is subject to restrictive covenants, such as landscaping building material requirements consistent with others in that park, another avenue in which the City can exercise some control. Ms. Swise also stated that slaughter houses and refineries are already prohibited.

Jesi Sciortino voiced concern of the City taking care of the parcel and suggested again that the Pekin Park District acquire that area. Ms. Sciortino also was concerned what will go there if the land is sold.

Councilmembers discussed subdividing the parcel, the idea that it could be deeded to the Park District and the timing of the complete ordinance coming back to Council.

A motion was made by Councilmember Orrick to table Ordinance No. 1568-A211-19/20 to the first meeting in October.

Mr. Lebegue stated that he would need 15 days before the Plan Commission's next meeting of October 9, 2019 to send for publication.

Ms. Swise added that staff would need time to put a legal description on the property in order to subdivide the parcel.

Mr. Rothert clarified that there is interest in the property and the longer the delay rezoning it puts the property in jeopardy.

A motion was made by Councilmember Garrison to move into executive session to discuss 5 ILCS 120/2 (c) 6. Setting Price for Sale and Lease of Municipal Properties, seconded by Councilmember Orrick. On roll call vote all present voted Aye. Motion adopted.

Councilmember Orrick made a motion to withdraw his motion to table agenda item 7.3 seconded by Councilmember Garrison. Motion withdrawn.

Mayor Luft restated that a motion is on the table to adopt Ordinance No. 1568-A211-19/20 amending zoning classification of City Owned Property within the Riverway Business Park to PUD Planned Unit Development to I-1, Light Industrial.

Mayor Luft stated that there is a consensus that the buffer zone would be taken care of.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.4. Motion to: **Motion to move to executive session**

A motion was made by Councilmember Garrison to move into executive session to discuss 5 ILCS 120/2 (c) 6. Setting Price for Sale and Lease of Municipal Properties, seconded by Councilmember Orrick. On roll call vote all present voted Aye. Motion adopted.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.5. Ordinance No. 2846-19/20 Amending Title 9, Chapter 10B of the City Code Regarding the Parking of Boats, Personal Watercraft and Boat Trailers in Residential Districts

City Manager, Mr. Mark Rothert presented the agenda item. Mr. Rothert described the request to adopt Ordinance 2846-19/20 amending Title 9, Chapter 10 Residential Use Parking Requirements for Parking Boats, Personal Watercraft and Boat Trailers in Residential Districts. Mr. Rothert explained that at the July 22, 2019 regular Council meeting the members discussed the issue of amending the City Code to allow the parking of boats and boat trailers in the front yard on residential driveway in residential zoning districts which is current prohibited by the City Code. At the August 12, 2019 regular City Council meeting, members directed the Plan Commission to conduct a Public Hearing to review the matter at its September 11, 2019 meeting. Upon consideration of the proposed amendment several concerns were addressed, ultimately denying the recommendation.

Building Inspections Supervisor, Mr. John Lebegue, stated that the Plan Commission conducted a Public Hearing on September 11,2 019 in regard to the proposed amendment to allow the parking of boats, personal watercraft and boat trailers in all yards in the residential districts. Upon consideration of that amendment the Plan Commission expressed concerns including the absence of the size of boats, taking up the entire driveway, obstructing vision, increased parking in the street and congestion in the street. Also concerns relative to untailored boats sitting on the driveway, this was not considered in the ordinance. The City Attorney advised the committee of any concerns that changes could be suggested but the Plan Commission did not feel they wanted to go that route. Another concern, allowing boats and watercrafts would open the door to the parking of RV's in the driveway as well. Following the discussion, the Plan Commission ultimately rejected the draft ordinance and did not recommend any revisions to the zoning code.

Mayor Luft added that as long as it wasn't in violation of any other ordinance all would be covered.

Councilmembers discussed the concerns with the amendment including line of sight, corner lots, and issues backing out if a neighbor has a boat.

Councilmember Abel and Councilmember Hohimer spoke against the request to allow the amendment to the zoning code.

RESULT:	**ADOPTED [4 TO 3]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Michael Garrison, Rick Hilst, Lloyd Orrick, Mark Luft
NAYS:	Karen Hohimer, Dave Nutter, John P Abel

7.6. Ordinance No. 2847-19/20 An Ordinance Imposing Municipal Cannabis Retailers' Occupation Tax on the Retail Sale of Cannabis Within the City of Pekin

City Manager, Mr. Mark Rothert, presented the agenda item to adopt the ordinance to impose a Municipal Cannabis Retailers' Occupation Tax on the retail sale of cannabis within the City of Pekin. Mr. Rothert explained that effective June 25, 2019 the Illinois Cannabis Regulation and Tax Act, authorized the City to impose a municipal sales tax on the sales of adult-use recreational cannabis within the City. Per the Act, collection of municipal taxes on the sale of cannabis would not start until September 2020. It is anticipated that legislation will be brought forth in the upcoming session of Illinois General Assembly to amend the Act to allow for collection of municipal sales taxes on cannabis, starting January 1, 2020. In anticipation of this amendment, the Illinois Municipal League has advised municipalities to adopt any desired sales tax rate on cannabis sales prior to October 1, 2019 so that the Illinois Department of Revenue has time to process such changes. Mr. Rothert continued to explain that the attached ordinance calls for a 2% municipal tax on the sale of cannabis, this 2% will be in addition to other local sales taxes collected by the City for a total of 4.75%.

Councilmember Orrick made a motion to amend the ordinance from a 2% occupation tax to a 3% occupation tax, seconded by Councilmember Nutter. On roll call vote, Councilmembers Garrison, Nutter, Hilst, Orrick and Mayor Luft voted Aye, Councilmembers Abel and Hohimer voted Nay. Motion carried and the amendment was adopted.

Upon Council discussion, Council Hilst and Councilmember Nutter suggested the opportunity to earmark this revenue for fire and police pensions. Councilmember Hilst made a motion to amend agenda item 7.5 to add language that the revenue from the Cannabis Retailer's Occupation Tax on the retail sale of cannabis be spent 60% on fire pension and 40% on police pension funds.

City Attorney, Ms. Katherine Swise, stated that the proposed language would amend subsection A from 2% to 3% Retailers' Occupation Tax on the retail sale of cannabis, and the second amendment would add a new subsection C, Revenue of Tax to include that the City Finance Director is directed to designate 60% of revenue to the Fire Pension fund and 40% of the tax revenue to the Police Pension Fund.

After an electronic vote, all members present voted Aye with the exception of Councilmember Abel, who abstained. Motion adopted as amended.

7.7. Motion to: **Motion to Direct Proceed from Municipal Cannabis Retailers' Occupation Tax to Fire and Police Pension**
Councilmember Hilst made a motion to amend agenda item 7.5 to add language that the revenue from the Cannabis Retailer's Occupation Tax on the retail sale of cannabis be spent 60% on fire pension and 40% on police pension funds.

RESULT:	**ADOPTED [6 TO 0]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Luft
ABSTAIN:	John P Abel

7.8. Motion to: **Motion to Pass as Amended**
City Attorney, Ms. Katherine Swise, stated that the proposed language would amend subsection A from 2% to 3% Retailers' Occupation Tax on the sale of cannabis and the second amendment would add a new subsection C, Revenue of Tax to include that the City Finance Director is directed to designate 60% of revenue to the Fire Pension fund and 40% of the tax revenue to the Police Pension Fund.

RESULT:	**ADOPTED [4 TO 2]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Rick Hilst, Dave Nutter, Lloyd Orrick, Mark Luft
NAYS:	Karen Hohimer, John P Abel
ABSTAIN:	Michael Garrison

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Jim Mangan suggested to Council that the budget process be changed to the appropriation process.

City Manager, Mr. Mark Rothert made announcements regarding Council Goals, the recent IML Conference, code enforcement openings and Front Street bids.

Councilmember Nutter inquired as to whether the CDBG Audit was complete and Mr. Rothert explained that it will be finished with the Audit when it arrives.

Councilmember Nutter also inquired about transferring funds from the Southern Industrial TIF to the Central Industrial TIF.

Council also discussed the Front Street Project, red lids on the recycling and garbage carts, the county lot near CJ's Café, and motorized bikes.

Mayor Luft ended with additional announcements from the past weekend's events.

EXECUTIVE SESSION 5 ILCS 120/2 (C) 6. SETTING PRICE FOR SALE AND LEASE OF MUNICIPAL PROPERTIES

ADJOURN

The motion was made by Councilmember Abel to adjourn, seconded by Councilmember Orrick. There being no further action to come before Council, Mayor Luft adjourned the meeting at 8:08 PM.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY SEPTEMBER 27, 2021 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE

1.1. **Presentation - Green Medallion Bright Spot Award Winner**
Charity Gullett, Chairperson of the Beautification Committee, provided Council a slideshow with pictures of the winners' homes. Ms. Gullett presented the Green Medallion awards to the winners with trophies. The Green Medallion Award was presented to the best of the best of the Bright Spot Winners.

Attendee Name	Organization	Title	Status	Arrived
Rick Hilst	City of Pekin	Councilman	Present	5:29 PM
Karen Hohimer	City of Pekin	Councilwoman	Present	5:25 PM
Dave Nutter	City of Pekin	Councilman	Present	5:30 PM
Becky Cloyd	City of Pekin	Councilwoman	Present	5:28 PM
Lloyd Orrick	City of Pekin	Mayor Pro-Tem	Present	5:23 PM
John P Abel	City of Pekin	Councilman	Present	5:26 PM
Mark Luft	City of Pekin	Mayor	Present	5:25 PM

APPROVE AGENDA

3.1. Motion to: **Approve agenda**
Councilmember Nutter made a motion to move agenda item 7.3 Resolution No. 324-21/22 Lease Agreement with Chuck Barth and Woldow Services, LLC at the Pekin Municipal Airport to the next Council meeting and to approve the agenda as amended, seconded by Councilmember Orrick. On electronic vote, all present voted Aye. The agenda was approved as amended.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

APPROVAL OF MINUTES

4.1. Motion to: **Approval of Minutes**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

4.2. **City Council - Special Meeting - Sep 20, 2021 6:00 PM**

4.3. **City Council - Regular Meeting - Sep 13, 2021 5:30 PM**

PUBLIC INPUT

Amy McCoy, Pekin Area Chamber of Commerce President, announced that last weekend's Downtown Street Party, was the third and final of the year and thanked the City for the services provided. Ms. McCoy expressed excitement for the Tourism Committee to begin planning for next years' events. Ms. McCoy also reminded Council that because of the investment with Peoria Area Convention and Visitor's Bureau, the City was eligible for four items that included content for information on the website, invitations to network meetings, invitation to provide on social media spotlight on Discover Peoria and unlimited access on the calendar. The Chamber of Commerce was working on an update to social media pages for the City.

CONSENT AGENDA

Motion to: **Approve Consent Agenda**

Mayor Luft read the 5 items on the Consent Agenda.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Becky Cloyd, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

6.1. Resolution No. 321-21/22 Application for Honorary Street Designation Jay & Peggy Goldberg

6.2. Proclamation "Jay & Peggy Goldberg Day"

Mayor Luft presented read and presented the Proclamation to Jay and Peggy Goldberg and family. Mr. Goldberg spoke giving a brief history of starting his business in Pekin thanking Council and the City.

6.3. Tazewell County Animal Control Billing - August 2021

6.4. Accounts Payable To Be Paid Proof List thru September 17, 2021

6.5. Financial Reports July FY22

NEW BUSINESS

7.1. Resolution No. 322-21/22 Approve the Use of CDBG Funds for Residential Rehabilitation at 1410 South 10th Street

CDBG Program Manager, Mr. David Bess, explained that the owner of 1410 S. 10^{th} Street applied for and was found eligible for the CDBG Residential Rehabilitation Program during the application period in 2019 to complete identified repairs and improvements. The City received one bid from Phoenix Properties, Inc. in the amount of $24,700. Mr. Bess explained that after City staff review, it was determined to eliminate the gutter installation due to the potential risk of identifying necessary change orders during rehabilitation. The total bid recommended for approval with the removal of the gutter installation was $23,200.

Councilmember Nutter stated that he was alarmed that no local contractors submitted a bid.

Councilmember Abel expressed concern that the gutter installation was not a requirement.

Mr. Bess assured Council that initially the gutter installation was very important but with the risk of a change order exceeding the $25,000 would exceed the budgeted amount.

Minutes Acceptance: Minutes of Sep 27, 2021 5:30 PM (Minutes Approval)

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

7.2. Resolution No. 323-21/22 Laboratory Services Agreement

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt an agreement with Reditus Laboratories to provide staff each Friday at the Pekin Bus Department with either a COVID-19 vaccine or weekly test to comply with the Governor's Executive Order mandating Health Care Workers and School Personnel employees to receive the vaccine or to be tested weekly.

Councilmember Hilst spoke against the agenda item stating that the financial burden should be on the individual and not city taxpayers and questioned whether the City reached out to any other labs.

Councilmember Nutter expressed cost concerns and requested the step by step procedure for testing and receiving results.

Human Resource Director, Ms. Sarah Newcomb, explained the procedure to Council.

RESULT:	**APPROVED [6 TO 1]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hohimer, Nutter, Cloyd, Orrick, Abel, Luft
NAYS:	Rick Hilst

7.3. Resolution No. 324-21/22 Lease Agreement with Chuck Barth and Woldow Services, LLC at Pekin Municipal Airport

RESULT:	**POSTPONED [UNANIMOUS]** **Next: 10/11/2021 5:30 PM**
MOVER:	Dave Nutter, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

7.4. Ordinance No. 3016-21/22 FY22 Budget Amendment for Court Street - Segment 1 Addendum Work

City Manager, Mr. Mark Rothert, explained to Council that the next two items go together regarding the budget amendment for Court Street on Segment 1. Mr. Rothert informed Council that the span between Entrance Drive and Veterans Drive were not originally planned to be milled and overlayed with the Court Street project. Due to the delay in funding for Court Street taking years to acquire, the useful life of the payment had since diminished and funding had become more available through the State and city reserves. In order to utilize city reserves a budget amendment was required to appropriate up to $950,000 in general fund reserves to mill and overlay the span between Entrance Drive and Veterans Drive. Staff recommended approval.

Councilmember Hohimer and Mayor Luft spoke in favor of the agenda item.

Councilmember Hilst spoke against the agenda item and expressed more concern over the condition of Derby Street.

Mayor Luft assured Council that steps were being taken to obtain a $9 Million grant for Derby Street.

Councilmember Hilst questioned why the application for Derby Street for funding never came to Council.

City Engineer, Ms. Josie Esker, explained that she expected construction to begin on Derby Street in two years due to the time it takes to obtain funding and IDOT review, using local funds would speed up that process.

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	John P Abel, Councilman
AYES:	Hohimer, Nutter, Cloyd, Orrick, Abel, Luft
NAYS:	Rick Hilst

7.5. Resolution No. 325-21/22 Contract Award for Court Street - Segment 1 Addendum Work

City Manager, Mr. Mark Rothert, explained that the agenda item was to award the contract to UCM.

Councilmember Nutter expressed concern about the massive project on Court Street and how he expected the communication to improve moving forward.

RESULT:	**APPROVED [6 TO 1]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Hohimer, Nutter, Cloyd, Orrick, Abel, Luft
NAYS:	Rick Hilst

7.6. Ordinance No. 3017-21/22 Amending Chapter 3 Article II, Division 3, Section 13 of the City Code Regarding Maintenance of Grease Traps

City Manager, Mr. Mark Rothert, presented the request to Council to amend the City Code clarifying the rules and regulations for businesses or organizations that utilize and maintain grease traps. Major amendments included the inspection of grease control devices every 90 days keeping service logs for at least 5 years, requiring grease traps to be fully pumped out and cleaned once the hydraulic depth of the device reached 25%, requiring inspection reports to be submitted to the City, and pump-out and cleaning of an interceptor shall be required at least every 180 days.

Building Inspector, Mr. Nic Maquet, agreed that the amendment was sufficient and written to provide protection for the City's sewers.

Mayor Luft was confident that businesses were consulted and felt it was fair ground.

Council continued to discuss businesses that encountered grease trap issues in the past and fines on violations.

RESULT:	**ADOPTED [5 TO 2]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	John P Abel, Councilman
AYES:	Hilst, Nutter, Cloyd, Orrick, Luft
NAYS:	Karen Hohimer, John P Abel

7.7. Ordinance No. 3018-21/22 Approving and Authorizing the Execution of a First Amendment to the TIF Redevelopment Agreement with 353 Court, LLC

City Manager, Mr. Mark Rothert, explained that the next three agenda items dealt with TIF. The attached ordinance amended the TIF Redevelopment Agreement with 353 Court, LLC allowing an extension of the agreement due to the COVID-19 pandemic that negatively caused delays in development and recruit for the facility. The agreement was also amended to allow 1/5 of the principal of the loan amount, plus any accrued interest to be forgiven annually by the City commending December 31, 2020 and continuing on December 31st of each year thereafter for the term of the loan.

Councilmember Nutter questioned whether the facility was ready to be occupied and that all construction was complete.

Mr. Rothert informed Council that a Certificate of Occupancy had not been issued and therefore construction was not complete.

Councilmember Nutter stated if legal action would be pursued if they did not meet all requirements.

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	John P Abel, Councilman
SECONDER:	Becky Cloyd, Councilwoman
AYES:	Hohimer, Nutter, Cloyd, Orrick, Abel, Luft
NAYS:	Rick Hilst

7.8. Ordinance No. 3019-21/22 Approving and Authorizing the Execution of a First Amendment to the TIFand BDD Redevelopment Agreement with East Court Village, LLC and East Court Village II, LLC

City Manager, Mr. Mark Rothert, communicated the request to Council to approve an amendment to the TIF and BDD Redevelopment Agreement with East Court Village, LLC and East Court Village II, LLC to help attract a new tenant to a portion of the property. The amendment allowed for an extension of time, an updated loan payment and amortization schedule and incentives of sales tax and home rule sales tax. The City will provide for an additional reimbursement of the tax bases on performance.

Council discussed the benefit of the agreement and how it was to generate additional retail.

A representative from Cullinan Properties and East Court Village, Mr. Shawn Garret, briefly spoke to answer Councils questions regarding the location that currently housed Halloween Spirit and who the tenant was.

Councilmember Nutter discussed the amortization schedule with Finance Director, Mr. Bruce Marston.

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hohimer, Nutter, Cloyd, Orrick, Abel, Luft
NAYS:	Rick Hilst

7.9. Ordinance No. 3020-21/22 Approving and Authorizing the Execution of an Intergovernmental Agreement with Pekin Public Schools District No. 108 and Pekin Community High School District No. 303 and North Pekin-Marquette Heights School District No 102

City Manager, Mr. Mark Rothert, presented the request to Council to approve an Intergovernmental Agreement pertaining to the Court Street TIF District to arrange with School Districts 303, 108, and 102 to provide reimbursements by the City for real estate incremental tax revenue generated within the TIF District. Mr. Rothert stated that the reimbursement amount was voluntary by the Council.

Councilmember Orrick questioned why they Park District and Township was omitted. Mr. Rothert explained that the agreement was in interest of the school districts to keep it a capital reimbursement program but did not mean the City could not present an agreement with the Park District separately. Councilmember Orrick encouraged such agreement with the Park District.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Becky Cloyd, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

CITY COUNCIL AND STAFF REPORTS

Airport Manager, Mr. Todd Dugan, announced that the Pekin Municipal Airport received an award for Illinois Airport of the year at a presentation in Galena.

Mayor Luft congratulated Mr. Dugan on the elite progress he has made with the airport.

Councilmember Hilst requested an update on the 5 year plan. Ms. Esker said she was open to suggestions and Council opinions. The plan was bare bones.

Councilmember Nutter questioned the new target date on the chip sealing projects. Ms. Esker said that it was today on South Street.

Council discussed the default letter that was sent to Pizza Peel and Mr. Rothert said he assumed it would go to court.

Councilmember Hohimer informed Mr. Justin Reeise that the intersection at Velde and Arlington was falling apart.

Councilmember Abel thanked Ms. Esker for obtaining the grant for the sidewalk along Stadium Drive.

Mayor Luft thoughtfully thanked the citizens of Pekin.

EXECUTIVE SESSION 5 ILCS 120/2 (C) 5. PURCHASE OF REAL PROPERTY FOR USE BY THE PUBLIC BODY

A motion was made by councilmember Cloyd seconded by Councilmember Hohimer to move into Executive Session to discuss Executive Session 5 ILCS 120/2 (c) 5. Purchase of Real Property for Use by the Public Body. Mayor Luft announced that no action would be taken after Executive Session.

9.1. Motion to: **Move to Executive Session**
A motion was made by councilmember Cloyd seconded by Councilmember Hohimer to move into Executive Session to discuss Executive Session 5 ILCS 120/2 (c) 5. Purchase of Real Property for Use by the Public Body. Mayor Luft announced that no action would be taken after Executive Session.

ADJOURN

The Council returned to open session and without further action to come, a motion was made by Councilmember Cloyd seconded by Councilmember Orrick to adjourn. Motion carried viva voce. Mayor Luft adjourned the meeting at 8:35 PM.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE SPECIAL MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON WEDNESDAY SEPTEMBER 8, 2021 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE

Notice of a Special City Council Meeting was properly posted and received by the Council on Friday, September 3, 2021. The purpose of the meeting was for Council to consider business items and to meet in closed session to discuss 5 ILCS 120/2 (c)(11.) Litigation and 5 ILCS 120/2 (c)(1.) Personnel.

Mayor Luft asked for a moment of silence for the passing of Pam Nutter. Condolences were expressed to Council Member Nutter in the loss of his wife.

Council Member Lloyd Orrick led the Pledge of Allegiance. City Clerk, Sue E. McMillan, confirmed all members were present and logged on for electronic voting except Council Member Hilst who was absent. A quorum was declared by Mayor Luft.

Attendee Name	Organization	Title	Status	Arrived
Rick Hilst	City of Pekin	Councilman	Absent	
Karen Hohimer	City of Pekin	Councilwoman	Present	
Dave Nutter	City of Pekin	Councilman	Present	
Becky Cloyd	City of Pekin	Councilwoman	Present	
Lloyd Orrick	City of Pekin	Mayor Pro-Tem	Present	
John P Abel	City of Pekin	Councilman	Present	
Mark Luft	City of Pekin	Mayor	Present	

APPROVE AGENDA

Motion by Council Member Abel, seconded by Council Member Hohimer that the agenda be approved as presented. On roll call vote all present voted Aye. Motion Carried.

PUBLIC INPUT

Phillip Lippi DMGL LLC, owner of Broadway Farms addressed the Council. He distributed documents to Council regarding issues that had been unresolved in an agreement between the City of Pekin and DMGL, LLC since 2018. Mr. Lippi stated the agreement, which spoke of right-of-way granted to the City to maintain a drainage ditch for the purpose of providing stormwater runoff had not been maintained and resulted in erosion damage. He further voiced concerns of a detention pond and receiving compensation. Mr. Lippi spoke of helping tens of thousands of people in the future with his development on the property. He asked that Council honor the contract.

CONSENT AGENDA

Motion by Council Member Abel, seconded by Council Member Hohimer that the Consent Agenda be approve as presented. The following was read and presented by Mayor Luft for consideration of the Consent Agenda items by Omnibus Vote.

5.1. Resolution No. 315-21/22 Appointment of Amy McCoy to Represent City on PACVB Board

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

NEW BUSINESS

6.1. Resolution No. 316-21/22 Sponsorship of Marigold Festival

City Manager Mark Rothert told the Council that the Pekin Marigold Festival Committee was requesting sponsorship assistance from the City in the amount of $6,500. Mr. Rothert stated the Marigold Festival was started in 1973 to honor Senator Everett Dirksen and had become Pekin's biggest annual festival held the first weekend after Labor Day in September. Activities include carnival, music, festive foods, entertainment, kid events, parade, and Art in the Park with craft vendors that attract exhibitors from five surrounding states. The contribution would be expensed to the Tourism Fund. Council Member Abel spoke in support of the pledge and noted the Marigold Festival successes for the community.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

6.2. Ordinance No. 3009-21/22 Side Letter Agreement with Pekin Firefighters' Local 524 Regarding EMS Service Level

Fire Chief Trent Reeise presented and requested Council's approval of a Side Letter Agreement with Pekin Firefighter's Local 524 regarding EMS service levels. The Chief advised that the Fire Department had recognized an operational need to move the department's EMS level from the Intermediate life support –ILS (EMT-Intermediate) level of care to the Advanced Life Support-ALS (EMT-Paramedic) level of Emergency medical care. Currently, the State of Illinois Department of Public Health was only training at the Basic and Paramedic levels and seemingly phasing out the Intermediate level. The Chief recommended the change to Pekin's Fire Department's EMS level would offer a higher level of service to the community and would allow for even more advanced medical care to be performed by the Pekin Fire Department at emergency incidents. Due to a change in working conditions, a side letter agreement would be necessary with the labor force, Pekin Firefighter Local 524. Council was informed +2% pay incentive for 23 Paramedic licensed fire department employees would equate to $26,067.

Council Member Orrick supported the EMS service level and was told by Chief Reeise that marginal costs would be incurred for supplies for the next level of service and estimate original costs of $150 per unit. Council Member Orrick suggested the City renegotiate the outside fire service agreements to include the EMS service level expenses. Council Members applauded the work put into the achievement for increased service levels of the department and expressed appreciation for putting safety of the community in the forefront.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	John P Abel, Councilman
AYES:	Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

6.3. Ordinance No. 3010-21/22 An Ordinance Establishing Ambulance Service Operational Requirements Within the City of Pekin

Council Members were advised by Deputy Fire Chief Tony Rendelman, that as emergency medical calls annually increase due to societal changes and with the advancement of service levels by the City's Fire Department transitioning to EMT/Paramedic status, the City of Pekin has identified the need to define requirements and standards for ambulance services that operate within the City of Pekin and the areas served by the Pekin Fire Department. The ordinance presented to the Council outlined several key standards of operation that clarifies:

a. Incident command structure on Emergency Medical Service (EMS) incidents;

b. Emergency response requirements;

c. Ambulance service requirements; and

d. Additional requirements regarding training and provision of service.

The intention would be to establish and provide emergency medical response standards and coordination for all responding parties to an incident in the City of Pekin or extra-territorial areas served by the Pekin Fire Department.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Becky Cloyd, Councilwoman
AYES:	Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

6.4. Ordinance No. 3011-21/22 Approving a special use request by Riverway Craft Laboratories, LLC for the establishment of a cannabis craft growing facility in an I-1 Light Industrial District at 300 and 310 Hanna Drive

City Manager Mark Rothert next brought before the Council two Special Use Request that he would recommend in one presentation. He reported Case SU 2021-07 - Riverway Craft Laboratories, LLC (the "Developer") was interested to move its development site location from Enterprise Drive (behind PAL Health) to a new location at 300 Hanna Drive. The subject parcel being south of Hanna Drive and bordered by Fifth Street to the east, Hanna Drive to the north, and a railroad right-of-way to the west, PIN I 0-10-400-006.

The Developer was proposing to purchase approximately 57.654 acres on the west side of the parcel (the "Property"). A plat of survey included a 60-foot permanent drainage easement along the north side of the Property, for the City to continue to maintain the existing drainage ditch.

The Developer intended to construct a cannabis dispensary and cannabis craft grower facility on the Property (the "Development"). Those facilities would be leased to Riverway Craft Laboratories, LLC, which would operate the dispensary and craft grow operations. All operations would be run pursuant to state law. A site plan was distributed. Details of each special use were given.

<u>Craft Grow Facility</u>:

a. Development: The initial construction would include an approximately 19,881 square foot operations building, 2,000 square foot warehouse, a greenhouse and other facilities. The facility would also accommodate a potential infuser building of more than 15,000 square feet.

b. Employment: With the initial construction with the Phase I Greenhouse, it was estimated that the Facility would have 20 employees. With the Phase 2 and Phase 3 Greenhouse, they anticipate that 40 employees would be employed.

Dispensary:

a. Development: 3,500 square foot building.

b. Employment: It was estimated that initially, 8 employees would be employed for the dispensary.

Construction of the initial phase of the Craft Grower Facility was estimated to be completed within 6 to 12 months after approval from the State of Illinois. The construction commencement date of the Dispensary was unknown at this time.

The Developer appeared before the Zoning Board of Appeals at its September 1, 2021 meeting and made Special Use requests to subdivide the subject property. Council was further informed that the Developer desired this location for expansion purposes if the State ever increases its 14,000 sq. ft. max growing limitation.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Becky Cloyd, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

6.5. Ordinance No. 3012-21/22 Approving a special use request by Riverway Craft Laboratories, LLC for the establishment of a cannabis dispensary facility in an I-1 Light Industrial District at 300 and 310 Hanna Drive

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Becky Cloyd, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Hohimer, Nutter, Cloyd, Orrick, Abel, Luft

CITY COUNCIL OR STAFF REPORTS

Manager Rothert reported to the Council that Mark Peterson was contacted to facilitate a Goal Setting session for the Council in October.

Council Members Orrick and Abel encouraged all to attend the Marigold Festival and support the many not for profit organizations sales, such as the Rotary food tent, that allows the organization to fund charitable donations to the community.

Council Member Nutter expressed sincere appreciation for the many prayers and kind words for his family’s loss.

EXECUTIVE SESSION 5 ILCS 120/2 (C) (11.) LITIGATION

A motion was made by Council Member Orrick seconded by Council Member Hohimer to move into Executive Session to discuss 5 ILCS 120/2 (c) 11. Litigation and 5ILCS 120/2 (c) 1. Personnel at 6:20 PM.

Mayor Luft stated that no action would be taken after Executive Session.

The Council returned to open session and without further action to come, motion was made by Council Member Orrick, seconded by Council Member Abel to adjourn. Motion carried viva voce. Mayor Luft adjourned the meeting at 8:25 P.M.

ADJOURN

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY OCTOBER 28, 2019 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Mark Luft. The Clerk confirmed all Council Members were present. A quorum was declared by Mayor Luft.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	4:17 PM
Rick Hilst	Councilman	Present	4:14 PM
Karen Hohimer	Councilwoman	Present	4:09 PM
Dave Nutter	Councilman	Present	4:15 PM
Lloyd Orrick	Mayor Pro-Tem	Present	4:11 PM
John P Abel	Councilman	Present	4:10 PM
Mark Luft	Mayor	Present	4:12 PM

APPROVE AGENDA

3.1. Motion to: **Motion to Remove 8.1, 8.3, & 8.6 from the Current Agenda**
Council Member Hilst asked that before he made a motion regarding the agenda he be allowed to make comments on why he would be making the motion. He stated the council had been approving agenda items for months with expenses without having received the true financial condition of the City, and referred to the 2018 Audit not being completed. He would not throw blame but voiced concern that it was time for Council to take a stronger stance on the issue. Council Member Hilst then motioned to remove New Business items 8.1, 8.3, and 8.6 from the Agenda, seconded by Council Member Nutter.

RESULT:	**DEFEATED [2 TO 5]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Dave Nutter, Councilman
AYES:	Rick Hilst, Dave Nutter
NAYS:	Garrison, Hohimer, Orrick, Abel, Luft

3.2. Motion to: **Approve agenda**
Councilmember Dave Nutter questioned the Finance Director with regards to an update on the audit.

Finance Director, Mr. Bruce Marston, explained to the Council that he also is frustrated but the Council is dealing with current year revenue and expenditures and the funds are doing better than projected. Mr. Marston received correspondence from the auditors on October 7, 2019 indicating that they need an additional 4 weeks as they communicate that they are not able to allocate the time necessary to finish the report. Mr. Marston gave Council alternatives to looking at the budget by looking at the investment report every month and budget reports and it was added that there is nothing in the current year operations that

Minutes Acceptance: Minutes of Oct 28, 2019 5:30 PM (Minutes Approval)

is negative with regard to budget expenditures and the ability to meet those. Council continued to discuss the cost and the penalties associated each day the report is late. Mr. Marston applied for an extension for fiscal year 29 audit as we cannot start the FY19 audit until the FY18 audit is complete. Finally Council discussed the options to not engage this firm in the next years audit if we are unhappy with their performance. Mr. Marston recommended not engaging them again. City Manager, Mr. Mark Rothert, pointed out that he has emailed the auditors to notify them that we are getting fined. Mr. Marston added that a managing partner is assigned to each audit and if that partner is failing you can go above them. Councilmember Abel requested that someone from the firm attend the next Council meeting to answer questions.

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
NAYS:	Rick Hilst

APPROVAL OF MINUTES

4.1. Motion to: **Approval of Minutes**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

4.2. **City Council - Regular Meeting - Oct 14, 2019 5:30 PM**

PUBLIC INPUT

No public input was given.

CONSENT AGENDA

Mayor Luft read through the 5 Consent Agenda Items. All items were approved by Omnibus vote of the Council.

6.1. **September 11, 2019 Minutes of the Pekin Plan Commission**

6.2. **September 2019 Building Report**

6.3. **Resolution No. 30-19/20 Mayor's Appointment of Gary Brienen to the Pekin Public Library Board of Trustees to fill an unexpired term of Elise Albers until June 30, 2020 is approved.**

6.4. **National American Indian Heritage Month**

6.5. **Accounts Payable Bill Run through 10-18-19 and General Fund Revenue vs Expense Detail Period and Non General Fund Revenue vs Expense Detail Period through August 2019 Period 4**

6.6. Motion to: **Motion to Approve Consent Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

PRESENTATION

7.1. **Proposed 2020 Street Maintenance Plan Presentation**

Minutes Acceptance: Minutes of Oct 28, 2019 5:30 PM (Minutes Approval)

City Manager, Mr. Mark Rothert, introduced the City Engineer, Mr. Michael Guerra to give a presentation on the Proposed 2020 Street Maintenance Plan.

City Engineer, Michael Guerra, began the presentation and explained that the goal is to create a five year capitol plan. Mr. Guerra then introduced the Assistant City Engineer, Ms. Josie Esker, to explain the initial draft plan which included an overview of the types of street maintenance and last years' projects. Overall, $662,523 was invested in last years' street maintenance utilizing MFT funding. Ms. Esker continued the slide show with next year's projects with the exception of Court Street, Derby Street, Broadway between 8th and Parkway between Willow and Sheridan. Presented were the potential 2020 maintenance and mill and overlay projects that included 14th Street from Koch to El Camino, Willow between Parkway and Schramm, another two sections of Willow and Parkway heading North from Sheridan into the City limits, 10th Street, Broadway and 5th from Washington to Derby. Ms. Esker continued with proposed chip seal projects that included Central Original Town Subdivision, Pekin Heights, Sunset Hills, miscellaneous street, Koch from Route 29 to 14th Street, and Greenbrier and Parkway Manor Subdivisions. The proposed budget includes the increase of MFT allocations estimated to be $1.5M and the funds that came under budget for last years' projects, for a total of $2.02M. therefore, the engineering departments recommendations are 14th Street from Koch and El Camino for mill and overlay, and a split asphalt section from Koch to Veterans, ADA Sidewalk Ramps on Parkway from Willow to city limits and on Willow from Parkway to Schramm and all listed streets for chip seal. Ms. Esker informed Council of the survey in their packet and the next steps is for Council to provide responses to the engineering department by November 16, 2019 to present the final selection at the 2nd meeting in November.

Council presented Ms. Esker with questions regarding other ADA Ramp projects, daily traffic count, paid invoices for last years' projects and other projects requested by the public.

NEW BUSINESS

8.1. Greater Peoria Economic Development Council Annual Sponsorship

The Council was asked to approve a request from the Greater Peoria Economic Development Council (GPEDC) with a 2019 investment dues of $25,000.00. Council was advised the money was used to build economic growth through targeted business assistance and attraction, workforce development and regional marketing. The City of Pekin had collaborated with the Greater Peoria EDC for 10+ years and continued to collaborate on sharing data, regional marketing, and project and business assistance. Pekin benefited from business attraction efforts with leads generated from site selectors, conferences and trade shows/summit's focused on manufacturing and healthcare industries. The GPEDC also had streamlined responses for site search requests adding regional data and resources available to development projects when a Pekin site was submitted.

Council Member Garrison made a motion to table the approval. No second was received.

RESULT:	**APPROVED [5 TO 1]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hohimer, Orrick, Abel, Luft
NAYS:	Dave Nutter
ABSTAIN:	Rick Hilst

8.2. Resolution No. 29-19/20 Directing the Planning and Zoning Commission to Hold a Hearing to Consider an amendment to the Zoning Code of the City of Pekin to Place Limitations on Cannabis Business Establishments Within the City of Pekin

City Manager, Mr. Mark Rothert, presented Resolution No. 29 – 19/20 to direct the Pekin Planning Commission to hold a public hearing and render a recommendation on zoning changes. A sample zoning code amendment prepared by the City Attorney is attached. It shows how cannabis sales would be regulated in the City if the City Council voted to allow dispensaries in the community.

RESULT:	**APPROVED [6 TO 0]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Orrick, Abel, Luft
ABSTAIN:	Michael Garrison

8.3. Resolution No. 28-19/20 for the Demolition of Abandoned Properties at 410 South Street and 1118 Woodlawn Ct. Utilizing CDBG Funds

No discussion was held.

RESULT:	**APPROVED [6 TO 0]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
ABSTAIN:	Rick Hilst

8.4. Site Plan for Addition to Johnson Mechanical at 1818 Riverway Drive

City Manager, Mr. Mark Rothert, presented a request to Council made by Johnson Mechanical Company for Site Plan Review for the construction of a 6,000 square foot addition onto the rear of the existing building at 1818 Riverway Drive. The proposed addition will be constructed directly to the rear of the existing building and will be connected with a 500 square foot, fire-rated corridor to the rear of the existing building. The proposed addition will be utilized as a warehouse, which constitutes a permitted use in the PUD District.

Building Inspector, Mr. John Lebegue, described the parking requirement for warehouse and wholesale establishments, yard setbacks, lot coverage and FAR. Mr. Lebegue concluded that staff found that the site plan is in compliance with City development and zoning requirements and standards. Therefore, upon consideration, the Plan Commission found the addition compliant with City requirements and voted unanimously to recommend approval to Council.

Approval of the proposed expansion will also have to subsequently go before the Riverway Business Park Committee to ensure the proposed project plans conform to the protective covenants of the Riverway Business Park.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.5. Agreement for Construction and Maintenance with Tazewell and Peoria Railroad for a Railroad Crossing for the entrance to CHS Grain Elevator and Dock.

City Engineer, Mr. Michael Guerra asked that Council to approve an agreement for the design and construction for a railroad crossing for the entrance to the CHS grain elevator and dock along Front Street. The cost for the design for this railroad extension and the construction was included in the Front Street funding the City received as part of the construction for the improvements. This agreement outlined the responsibilities of the City and the railroad as it related to the removal and replacement of the rail crossing.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

8.6. 2020 Tazewell County Animal Control Intergovernmental Agreement

Council was presented with the annual renewal for the agreement between the Tazewell County Animal Control and the City of Pekin providing animal and rabies control services to the City of Pekin. Council was advised the cost did not increase in the past several years and would remain the same cost as previous years. Tazewell County also issues local ordinance tickets on the City's behalf to those violators they encounter. Some of these costs are recouped through the Adjudication Process. The annual cost remained at $45,045.96.

RESULT:	**APPROVED [6 TO 0]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
ABSTAIN:	Rick Hilst

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Elaine Ritchie and Anita Justice approached the podium and spoke against the motorized bicycles in the city. Mayor Luft informed the public that the issue is being discussed and a new ordinance will be presented in the new year.

John McNish questioned Council on the upcoming demolitions on Orchard and requested a list of those properties. Mr. McNish also addressed removing the garbage fee from wastewater, and update on the audit and Court Street. Mayor Luft addressed his concerns.

City Manager gave an update on City Council goals with updates on progress including expanding capital improvement items, and approved reorganization.

City Engineer, Mr. Michael Guerra, announced road closure and project updates.

Mayor Luft and Council members each gave their announcements.

EXECUTIVE SESSION 5 ILCS 120/2 (C)

ADJOURN

The motion was made by Councilmember Orrick to adjourn, seconded by Councilmember Garrison. There being no further action to come before Council, Mayor Luft adjourned the meeting 7:09 PM.

CITY OF Pekin ILLINOIS

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY OCTOBER 14, 2019 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE

The City Clerk confirmed with the Mayor that all Member were physically present except Council Member Karen Hohimer who was listed as absent for the meeting. Mayor Luft expressed the City's condolences to Council Member Hohimer and family upon hearing of the death of her mother.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	4:21 PM
Rick Hilst	Councilman	Present	4:18 PM
Karen Hohimer	Councilwoman	Absent	4:14 PM
Dave Nutter	Councilman	Present	4:19 PM
Lloyd Orrick	Mayor Pro-Tem	Present	4:16 PM
John P Abel	Councilman	Present	4:13 PM
Mark Luft	Mayor	Present	4:17 PM

APPROVE AGENDA

3.1. Motion to: **Approve agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Nutter, Orrick, Abel, Luft
ABSENT:	Karen Hohimer

APPROVAL OF MINUTES

4.1. Motion to: **Approval of Minutes**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hilst, Nutter, Orrick, Abel, Luft
ABSENT:	Karen Hohimer

4.2. City Council - Regular Meeting - Sep 23, 2019 5:30 PM

PUBLIC INPUT

Bayle Gambetti representing Pekin Main Street spoke in support for Council approval of the TIF Redevelopment agreement with Brian Battles. She felt the addition of a restaurant would also promote growth and revitalization in the Downtown Business District.

CONSENT AGENDA

6.1. Police Department Monthly Stats September 2019

Minutes Acceptance: Minutes of Oct 14, 2019 5:30 PM (Minutes Approval)

6.2. Accounts Payable Bill Run through 10-4-19

6.3. Tazewell County Animal Control Billing September 2019

6.4. Motion to: **Motion to Approve Consent Agenda**
Mayor Luft presented 3 items for consideration of the Council. The reports and billings were approved by omnibus vote of the Members.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Nutter, Orrick, Abel, Luft
ABSENT:	Karen Hohimer

NEW BUSINESS

EXECUTIVE SESSION 5 ILCS 120/2 (C) 11. PENDING LITIGATION

7.2. Motion to: **Move to Executive Session to discuss 5 ILCS 120/2 (c.) 11. Pending Litigation**
Mayor Luft asked to suspend the agenda order of business to accommodate the schedule of an attorney assigned to a litigation matter. The motion was made and approved at 5:37 p.m.

Council returned to open session at 6:05 p.m. All members were present except Council Member Hohimer who was absent.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Nutter, Orrick, Abel, Luft
ABSENT:	Karen Hohimer

7.3. Ordinance No. 2850 - 19/20 An Ordinance Amending Title 3 Chapter 4 to Regulate Video Gaming Within the City of Pekin
The Council was advised that City regulations pertaining to video gaming allowed by the State are charged under Amusements in Title 3, Chapter 4B of the City Code. To update and bring fees up to comparable rates, the Ordinance would create a new section Chapter 4F to allow for a separate State Video Gaming License required in establishments wishing to obtain gaming terminals. Council Member Orrick questioned and was told that fees would be assessed to the owner of each video gaming terminal, not the business where located. The ordinance also provided for an annual fee of $1,000 per machine with revenues generated to the public safety pension funds being split 60% to Fire Pension Fund and 40% to the Police Pension Fund.

RESULT:	**ADOPTED [5 TO 1]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Nutter, Orrick, Luft
NAYS:	John P Abel
ABSENT:	Karen Hohimer

7.4. Ordinance No. 2851 - 19/20 An Ordinance Amending Title 3 Chapter 3 to Require Supplementary License for Video Gaming Within the City of Pekin

Council was advised, additionally to bring fees up to comparable rates and to regulate the operation of video gaming establishments, the ordinance presented created a supplementary rider (VG Rider) under Title 3 of the Liquor Code. The license would apply to establishments holding a Class A license. Licensed fraternal organizations, licensed veterans organizations and licensed truck stops would be able to obtain a VG Rider license without first obtaining a Class A license. Each establishment applying for such license would pay a fee in the amount of $250 per license per year.

RESULT:	**ADOPTED [5 TO 1]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hilst, Nutter, Orrick, Luft
NAYS:	John P Abel
ABSENT:	Karen Hohimer

7.5. Ordinance No. 2848 - 19/20 Amending Title 6, Chapter 2 of the Code of The City of Pekin Regarding Possession of Tobacco Products and Electronic Smoking Devices by Persons Under 21 Years of Age.

Council Member were informed that when the Tobacco 21 Ordinance was initially passed there were questions about possession not part of the new provisions. At the time the City mirrored the State of Illinois. Since that ordinance was passed staff had on going communication with the local school districts regarding the issues still present pertaining to possession. The request came to the City to insert the possession of tobacco products and electronic smoking devices as being unlawful by minors under the age of 21. Police Chief Dossey told the Council that the action presented was largely to address the issues the schools face with vaping on school grounds and the public health concerns seen in the news that vaping has caused great injury and even death.

RESULT:	**ADOPTED [5 TO 1]**
MOVER:	John P Abel, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Hilst, Nutter, Orrick, Abel, Luft
NAYS:	Michael Garrison
ABSENT:	Karen Hohimer

7.6. Ordinance No. 2849-19/20 Amending the City Code Regarding Penalties for Property and Building Code Violations and Service of Violation Notices

To address existing inconsistencies in the City Code for fines and penalties assessed for violations of property maintenance and building code violations, staff proposed an amending ordinance to the Council. The amendments would implement uniform penalties and collection procedures and would establish a uniform minimum fine of $100.00 and a maximum fine of $750.00 for all violations. Council was also told that in review it was discovered the required means of service for violation notices of the Code and the Administrative Adjudication process certified, registered and first class regular mail exceeded requirements of State Statutes. It was requested to amend the costly and time consuming process by eliminating registered mail and giving the option for certified mail only if necessary.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hilst, Nutter, Orrick, Abel, Luft
ABSENT:	Karen Hohimer

7.7. Resolution No. 27 - 19/20 Approving the Waiving of Competitive Bidding for the Purchase of Rock Salt for Fiscal Year 2020 and Adjusting the FY20 Budget

Council was asked to approve a resolution to allow staff to purchase the needed salt for FY20. It was explained to the Members that the City did not submit a timely request for the State bid and therefore needed to purchase independently. Council discussed adjusting the MFT funding source, budgetary transfers for purchase via the General Funds, and waiving the competitive bidding requirements to allow staff to seek prices from local supplier that would be within comparable range of the State contract bid. Council further discussed number of times salt was used in the prior years, how many streets were plowed in a snow event, the use of salt in the deterioration of streets, and the loading and storage in the salt barn.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hilst, Nutter, Orrick, Abel, Luft
ABSENT:	Karen Hohimer

7.8. Ordinance No. 2852 - 19/20 an Ordinance Approving and Authorizing the Execution of a TIF Redevelopment Agreement between the City of Pekin and Brian Battles of BC BBQ

Matt Fick presented an agreement for the owner Brian Battles of BC BBQ to relocate his restaurant to property at 227 Court Street. Mr. Battles requested assistance of $50,000.00 for land assembly, site prep, rehabilitation and renovation through the City's Central Business District TIF Incentive Program. Total estimated projects costs for renovations including ADA compliant restrooms and seating for 40 were $100,000.00. Council discussed terms and conditions of the 5-year forgivable TIF loan agreement.

- 3% interest one-fifth of loan forgiven every twelve months
- Security by personal guarantee
- Developer to meet performance metric of sales tax target of $10,000 each year or pay penalty

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Rick Hilst, Councilman
AYES:	Garrison, Hilst, Nutter, Orrick, Abel, Luft
ABSENT:	Karen Hohimer

7.9. Resolution No. 24 - 19/20 A Resolution Approving the 2019-2021 Goals of the City of Pekin

After a goal setting retreat on July 29, 2019 and establishing priorities of the City, Council was presented with the top Priority Goals

1. Create a five-year Capital Improvement Plan (CIP)

Minutes Acceptance: Minutes of Oct 14, 2019 5:30 PM (Minutes Approval)

2. Enhance code enforcement services
3. Enhance image of the City of Pekin as a “business friendly” municipality
4. Continually and systematically evaluate all municipal operations to ensure that efficiency and effectiveness are being maximized
5. Develop a plan for addressing the City’s unfunded fire and police employee pension obligation by 2040
6. Encourage all full-time employees who participate in a city funded pension program to reside within the corporate limits of the City of Pekin

It was explained by City Manager Rothert that the original #6 goal required all employees live in the City. After feedback from Members and attorney as to the difficulty and cost to the City given collective bargaining agreements the goal was revised. Additionally an Alternate Option was presented that focused solely on non-union employees. Council Member Nutter questioned how Council and staff would meet timelines in goal 4. in evaluating operations for efficiency. It was suggested the manager report on the progress of goals as part of each agenda. Council Member Hilst expressed concerns that the facilitator should be present for input on the goals. He spoke in nonsupport of items added since the goal setting meeting at the library and was not in favor of the revised Goal 6.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Nutter, Orrick, Abel, Luft
ABSENT:	Karen Hohimer

7.10. Motion to: **Motion to Approve Alternate 6A**
The motion was made and vote approved the Alternate Goal 6. Council adopted the resolution approving the 2019-2021 Goals of the City as amended.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Nutter, Orrick, Abel, Luft
ABSENT:	Karen Hohimer

7.11. **Resolution No. 25 - 19/20 A Resolution Approving the Reorganization of Code Enforcement Under the Police Department**
After Council identifying enhanced code enforcement as a top priority goal, City Manager Rothert reviewed current operations and recommended reorganizing enforcement function under the auspices of the Police Department. He noted the department had the command, support staff and DACRA technology for ticketing and adjudication to support the transition. The resolution authorized the formal change through the City Code with codification in the near future to align with actual operations and practice. Mr. Rothert addressed questions from Council on the staffing of inspectors that a retirement and the change in enforcement would bring.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Nutter, Orrick, Abel, Luft
ABSENT:	Karen Hohimer

7.12. Resolution No. 26 - 19/20 A Resolution Approving the Use of Tax Increment Financing Funds and State Motor Fuel Taxes to Locally Match Grants and Fund the Front Street Reconstruction Project

Staff recommended with the resolution a shared funding of the local match for Front Street Project Improvements between 50% TIF Funds and 50% MFT Funds. Council was told total construction cost of $6,400,000 were being paid through the following:

Illinois Competitive Freight funding Grant

IDOT Economic Development Program Grant

IDOT Truck Access Route Program (TARP) Grant

Local match not known until completion estimated remaining $452,000

Council Member Hilst spoke in disagreement with the use of the funds.

RESULT:	**APPROVED [5 TO 1]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Nutter, Orrick, Abel, Luft
NAYS:	Rick Hilst
ABSENT:	Karen Hohimer

7.13. Resolution 23-19/20 the Assignment and Assumption of a Lease for a Private Hangar at the Pekin Municipal Airport

Council was asked to approve the assignment of a lease for a private hangar at the Pekin Municipal Airport. The City had a 2014 executed lease with Carol Lindstrom and Mark Reecy for a period of 16 years with an option of five (5) one year extensions. Mr. Reecy requested that the lease be assigned and Bryan Desutter assume requirements. Approval was recommended by staff for the probability that Mr. Desutter would utilize the airport more frequently.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Nutter, Orrick, Abel, Luft
ABSENT:	Karen Hohimer

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council Member Hilst asked for update on the status of Allentown Road Project. It was reported that there was need for purchase of right-of-way to proceed. The design had been completed.

Council Member Orrick thanked Finance Director Bruce Marston for his investment reports and investing when possible to earn more than being paid at the City's bank. Council Member Abel asked the status of the demolition of 410 South Street and was informed that all notifications were done and bids received. The Mayor expressed appreciation to the IT department for taking care of his computer; to the High School for the invitation to the Homecoming Parade; and for good conversation at Pekin Insurance Cook Out event.

ADJOURN

There being no other business to come before the Council, a motion was made by Council Member Orrick, seconded by Council Member Abel for Council to adjourn. Mayor Luft adjourned the meeting at 8:10 p.m.

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY JANUARY 28, 2019 AT 5:30 O'CLOCK P.M.
JOHN MCCABE * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE

The Clerk confirmed all members were logged in and physically present except Council Member Ritchason. A quorum was declared by Mayor McCabe.

Attendee Name	Title	Status	Arrived
James A Schramm	Council Member	Present	5:27 PM
Michael Garrison	Councilman	Present	4:59 PM
Lloyd Orrick	Mayor Pro-Tem	Present	4:55 PM
John P Abel	Council Member	Present	4:57 PM
Michael Ritchason	Council Member	Absent	
Mark Luft	Council Member	Present	5:25 PM
John McCabe	Mayor	Present	4:57 PM

APPROVE AGENDA

3.1. Motion to: **Approve agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James A Schramm, Council Member
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Schramm, Garrison, Orrick, Abel, Luft, McCabe
ABSENT:	Michael Ritchason

APPROVAL OF MINUTES

4.1. Motion to: **Approval of Minutes**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	James A Schramm, Council Member
SECONDER:	Mark Luft, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Luft, McCabe
ABSENT:	Michael Ritchason

4.2. **City Council - Regular Meeting - Jan 14, 2019 5:30 PM**
Mayor McCabe requested that Mr. and Mrs. Karl Kaebel join him at the optimum and read and presented to the parents of Butch Kaebel a proclamation in honor of their son's contribution to the sport of hockey and the community in being inducted as Pekin's first Hall of Fame member of the Peoria Riverman.

PUBLIC INPUT

Jim Mangan recommended to the Council that they vote no on New Business item 8.1 to sponsor the March Madness. It was his opinion that it wasted the tourism funds since no proof had been given of the money brought into the City of Pekin directly. Mr. Mangan spoke in opposition of the Council approving Business item 8.2, voicing that payment was illegal and misappropriation of public funds in that an agreement had not been approved by the

Council. He also addressed New Business item 8.8 noting the authorization given to the manager would open the door to potential abuse.

CONSENT AGENDA

Mayor McCabe presented the 3 items under Consent Agenda. The items were approved by omnibus vote of the Council.

6.1. Pekin Plan Commission Minutes December 12, 2018 Meeting

6.2. December 2018 Building Report

6.3. Proclamation for Butch Kaebel Week

6.4. Motion to: **Motion to Approve Consent Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Mark Luft, Council Member
SECONDER:	Michael Garrison, Councilman
AYES:	Schramm, Garrison, Orrick, Abel, Luft, McCabe
ABSENT:	Michael Ritchason

PRESENTATION MARCH MADNESS EXPERIENCE

A short presentation was given by Rae McDonald to the Council for the Illinois High School Association on the details of the March Madness Experience in Peoria at the Civic Center.

NEW BUSINESS

8.1. Support for IHSA Basketball Tournament in the amount of $5,000
City Manager Mark Rothert requested Council's approval of the Resolution authorizing sponsorship of the 2019 Illinois High School Basketball Tournament. He stated as a regional partner Pekin had the opportunity to reinvest hotel/motel tax dollars to provide potential traffic from attendees.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Mark Luft, Council Member
SECONDER:	Michael Garrison, Councilman
AYES:	Schramm, Garrison, Orrick, Abel, Luft, McCabe
ABSENT:	Michael Ritchason

8.2. Resolution 137-18/19 for the Utilization of Tax Increment Financing for the Resurfacing of the 400 Block Alley Between Elizabeth Street and Saint Mary Street.
Mr. Rothert explained to the Council Members the request for payment of the City's share for the improved infrastructure at a reduced cost in the amount of $13,983.00. The work was done in conjunction with Tazewell County's paving of their 400 block parking lot between Elizabeth and St. Mary Streets adjacent to the alley to ensure all surfaces matched. Located in the Central Business TIF District made the expense eligible to utilize TIF funding.

RESULT:	**APPROVED [5 TO 1]**
MOVER:	Mark Luft, Council Member
SECONDER:	John P Abel, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, McCabe
NAYS:	Mark Luft
ABSENT:	Michael Ritchason

8.3. Request for Special Use Authorization for Metal Fabrication Use at 716 Court Street

Council considered the recommendation of the Pekin Planning Commission to allow a use for the establishment of the commercial business submitted by Semmco Inc. in a B-3 District. Council discussed the conditions that were required to be followed regarding prohibited outdoor storage of parts and vehicles awaiting repair.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Mark Luft, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Luft, McCabe
ABSENT:	Michael Ritchason

8.4. Request for Special Use Authorization for establishment of a commercial burial monument sales use, with the exterior display of burial monuments at 3302 Court Street

Council considered the unanimous recommendation of the Pekin Planning Commission to approve the request from Peoria Monument Co. for establishing the monument sales business special use of exterior displays in a B-1 District. the business was a relocate of McAvoy Monuments 431 Henrietta Street.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Luft, McCabe
ABSENT:	Michael Ritchason

8.5. Ordinance No. 1568-A208-18/19 Petition for a Zoning Map Amendment to Re-Zone the Properties Located at 416 & 422 Catherine Street from RM-3, Multiple Family Residential to P-1, Vehicular Parking District

Request to rezone properties was heard by the Council as recommended unanimously by the Pekin Planning Commission. Preston-Hanley Funeral Homes and Crematory submitted application to reclassify RM-3 Multiple Family Residential purchased homes to P-1 vehicular Parking District to construct additional spaces for the funeral home. The request met conditions of compatibility with adjacent land uses and zoning classifications. Council Member Abel he would abstain from voting on a request for the use by his employer.

RESULT:	**ADOPTED [5 TO 0]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Mark Luft, Council Member
AYES:	Schramm, Garrison, Orrick, Luft, McCabe
ABSTAIN:	John P Abel
ABSENT:	Michael Ritchason

8.6. Motion to: **Motion to send 8.7 back to the Planning Commission for further review**

The second motion was heard from Council Member Abel, seconded by Council Member Garrison. Discussion followed on options for consideration regarding a 3 to 3 tied vote of the Pekin Planning Commission recommendation for a special use. A petition was submitted by Wendy McCready to establish a community residence on property located at 1120 South Capitol Street.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Council Member
SECONDER:	Michael Garrison, Councilman
AYES:	Schramm, Garrison, Orrick, Abel, Luft, McCabe
ABSENT:	Michael Ritchason

8.7. Sober Living Community Residence Use at 1120 S. Capitol St.

8.8. Ordinance No. 2812-18/19 An Ordinance Amending Title 3, Chapter 2 of the Code of the City of Pekin Regarding Payment and Collection of Municipal Taxes

Finance Director Bruce Marston asked the Council to adopt changes to the finance chapter of the code to clarify language, provide equitable treatment across retailers and service providers, provide a uniform structure in the layout of the provisions for taxes imposed and their penalties and collection for non-payment.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Council Member
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Schramm, Garrison, Orrick, Abel, Luft, McCabe
ABSENT:	Michael Ritchason

8.9. Ordinance No. 2813-18/19 & Policy No. 21-18/19 City of Pekin Procurement Policy and Amending the Code of the City of Pekin 1995 relating to Contracting for Public Improvements; Duties of the Manager; and rescinding the Local Bidders Policy

Mr. Marston next presented for Council consideration a Procurement Policy in order to exercise financial control over the purchasing process and to incorporate within one document provisions for Contracts for Public Improvements, Local Bidders Policy and authority of the manager in approving contracts. Before the vote had been finalized by the Mayor, the City Manager asked the Council if they were assured that they understood they were voting to approve a $25,000 threshold of the manager's authority in contracting without Council approval. Council Members further discussed the provisions of the ordinance.

RESULT:	**ADOPTED [4 TO 2]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Council Member
AYES:	Michael Garrison, John P Abel, Mark Luft, John McCabe
NAYS:	James A Schramm, Lloyd Orrick
ABSENT:	Michael Ritchason

8.10. Motion to: **Motion to reconsider and amend 8.9 to $15,000 down from $25,000**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Mark Luft, Council Member
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Schramm, Garrison, Orrick, Abel, Luft, McCabe
ABSENT:	Michael Ritchason

8.11. Ordinance No. 1462-A358-18/19 An Ordinance Amending Title 8, Chapter 1, Section 9 of the Code of the City of Pekin 1995 Regarding Designated Truck Routes

Council was informed the changes to various streets was needed due to the jurisdictional transfer of Court Street to the City and VFW Road to Illinois Department of Transportation. The inclusion of Court Street as a City street would police to enforce the ordinance for trucks not following the designated routes as required.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Luft, McCabe
ABSENT:	Michael Ritchason

8.12. Ordinance No. 2814-18/19 Amending Title 6, Chapter 2, Sections 5 and 6 of the Code of the City of Pekin 1995 Regarding Use of Electronic Smoking Devices in Public Places and Sale and Delivery to Minors

As presented the ordinance would regulate the sale and use of products to 21 years of age. Some Council Members voiced concern of government regulating 18 or 21 year old definition of adult.

RESULT:	**FAILED [3 TO 3]**
MOVER:	John P Abel, Council Member
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Lloyd Orrick, John P Abel, John McCabe
NAYS:	James A Schramm, Michael Garrison, Mark Luft
ABSENT:	Michael Ritchason

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Dave Nutter addressed the Council on questions, comments and concerns on the following topics: vaping, procurement and purchasing, the year end audit completion date.

Elaine Ritchie thanked the Council for voting no on the ordinance to raise the age to 21 for the sale of tobacco products.

Jim Mangan again requested that the Council consider using the 8 million dollars given the City for Veterans Drive construction to fix the Vista Granda residents stormwater issues. Mr.

Mangan also suggested use of the Hotel/Motel tax fund to repair Court Street.

Andrew Vickers spoke regarding the sober living residence. He questioned why the Planning Commission did not adhere to the code and requirements set by the Illinois Department of Human Services. He felt the issue should not go to hearing if the requirements set by the state had not been met

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ADJOURN

No further business to come before the Council motion was made by Council Member Luft, seconded by Council Member Abel that Council adjourned. Motion carried viva voce. Mayor McCabe adjourned the meeting at 7:12 P.M.

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY JANUARY 14, 2019 AT 5:30 O'CLOCK P.M.
JOHN MCCABE * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor McCabe.

Roll was called and the Clerk confirmed all members were physically present. A quorum was declared.

Attendee Name	Title	Status	Arrived
James A Schramm	Council Member	Present	5:29 PM
Michael Garrison	Councilman	Present	4:49 PM
Lloyd Orrick	Mayor Pro-Tem	Present	4:44 PM
John P Abel	Council Member	Present	4:48 PM
Michael Ritchason	Council Member	Present	5:29 PM
Mark Luft	Council Member	Present	5:30 PM
John McCabe	Mayor	Present	4:46 PM

APPROVE AGENDA

3.1. Motion to: **Approve agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Council Member
SECONDER:	Michael Garrison, Councilman
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

APPROVAL OF MINUTES

4.1. Motion to: **Approval of Minutes**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Council Member
SECONDER:	Michael Garrison, Councilman
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

4.2. City Council - Regular Meeting - Dec 10, 2018 5:30 PM

PUBLIC INPUT

Jim Mangan inquired about the agreement on aerial photography regarding logins and county obligations. Mr. Mangan expressed that he was in favor of agenda item 8.8.

Dave Nutter commented on the procurement policy and gave recommendations.

CONSENT AGENDA

Mr. McCabe presented the Consent Agenda containing the following 6 items of business. The Consent Agenda was approved by Omnibus vote of the Council.

6.1. September 12, 2018 Minutes of the Pekin Zoning Board of Appeals

6.2. November 14, 2018 Minutes of the Pekin Plan Commission

6.3. Tazewell County Animal Control Billing - November 2018

6.4. TAZEWELL COUNTY ANIMAL CONTROL MONTHLY BILLING DECEMBER, 2018

6.5. Resolution No. 132-18/19 Reappointment of David Volz to the Pekin Housing Authority

6.6. Proclamation "Dr. Martin Luther King Jr. Day"

6.7. Motion to: **Motion to Approve Consent Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Michael Ritchason, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

COMMUNICATION

7.1. Educational presentation on pension obligation bonds

Mr. Tom Gavin, managing director of Baird presented a slideshow presentation regarding pension obligation bonds. Mr. Gavin discussed the Firefighter's pension plan characteristics, estimated liability, interest, borrowing and savings. He also presented a chart of future payments utilizing an amortization chart and discussed the benefits and assumed rate of return.

Mr. Gavin then took questions from the Council regarding control and costs, the current market, and other communities that have implemented this option.

The Council and the City Manager continued the discussion.

NEW BUSINESS

8.1. Resolution 131-18/19 for the Intergovernmental Agreement with Tazewell County for Digital Aerial Orthophotogaphy.

City Engineer, Michael Guerra, presented the item. Mr. Guerra explained that the City received a grant to help reduce the cost for new aerial photography of the County. Mr. Guerra provided pixel and resolution details as well as explained how it benefits staff in the field. It allows for current and accurate imagery for the City to use on different projects. The last fly over was in 2015 and many roads that have been created since then are not included. The County would take the lead and front the cost and the City would receive the deliverables. Should there be an unforeseen disaster, they will re-fly the area affected and have a post event imagery available in 2-3 days. Another benefit would allow the zoning department to be able to find unpermitted structures or exterior improvements.

The Council directed questions to Mr. Guerra. Mr. Guerra explained that it would take about 6-9 months to complete.

RESULT:	**APPROVED [6 TO 1]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Michael Ritchason, Council Member
AYES:	Schramm, Orrick, Abel, Ritchason, Luft, McCabe
NAYS:	Michael Garrison

8.2. Resolution 133-18/19 to include stormwater repairs to Deerfield Estates (Parkfield) and El Camino to Resolution 110-18/19

City Engineer, Michael Guerra, presented the item. Mr. Guerra explained two projects, Deerfield Estates and El Camino, that he felt the City could perform the work using their own crews in an effort to save money.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Mark Luft, Council Member
SECONDER:	Michael Garrison, Councilman
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

8.3. Resolution 134-18/19 MFT Supplemental Resolution for Section 10-00179-00-TL

City Engineer, Michael Guerra, presented the item. Mr. Guerra explained that two numbers had been transposed and the error was not caught by IDOT until now. The item corrects the paperwork previously submitted.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Mark Luft, Council Member
SECONDER:	Michael Garrison, Councilman
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

8.4. Resolution 135-18/19 Motor Fuel Tax (MFT) Resolution for Section 75-00000-16-ES

City Manager, Mark Rothert, presented the item regarding City's share of 2016 PPUATS membership to close the project with the State.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

8.5. Resolution 136-18/19 Motor Fuel Tax (MFT) Resolution for Section 03-00170-00-TL

City Manager, Mr. Mark Rothert, presented the item. Mr. Rothert explained that the resolution presented would close the project for funds allocated to match amount previously expended due to a previous IDOT review error.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

8.6. An Ordinance Amending Title 6, Chapter 3, Section 10, Subsection (h) (1) and Section 11, Subsection (l) (1) of the Animal Code of the City of Pekin 1995 Regarding Dangerous and Vicious Dogs/Cats

Finance Director, Mr. Bruce Marston, presented the item. Mr. Marston explained that the Ordinance would bring in line other registration codes and regulations to a fiscal year date of payment.

The Council presented questions to Mr. Marston regarding vicious and dangerous dog license renewal and the hearing process. City Clerk, Sue McMillan, explained that they are not licenses but simply registrations.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Ritchason, Council Member
SECONDER:	Mark Luft, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

8.7. 1594 : Amend Code Title 3 Chapter 2 Section 4

A motion was made by Council Member Ritchason, seconded by Council Member Luft, to adopt Ordinance 2809-18/19 amending a portion of the Finance Section of the Code Regarding rebate of Home rule taxes of Certain Sales to amend Title 3, Chapter 2, Section 4.

City Manager, Mr. Mark Rothert, introduced the item to rescind the ordinance. Finance Director, Mr. Bruce Marston, explained that there are only a handful of retailers who actually participate in the rebate and it is a very limited scope for items over $1,000. Rescinding the ordinance would allow the home rule tax to be distributed equitably. Mayor McCabe inquired as to how much the City was losing and Mr. Marston explained that it was about $50,000 per year.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Ritchason, Council Member
SECONDER:	Mark Luft, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

8.8. Policy No. 21-18/19 City of Pekin Procurement Policy

Mayor McCabe explained to the Council that the item was only a discussion and that no action would be taken.

City Manager, Mr. Mark Rothert, explained that this was the City's first procurement policy and is the best practice for the City. Mr. Rothert asked Council to consider what threshold should be delegated to the City Manager.

Finance Director, Mr. Bruce Marston, explained that the policy consolidates various pieces regarding purchasing. He believes it is good government business to ensure the best quality goods for the best price, and this policy outlines requirements, dollar thresholds, and element of accountability. Mr. Marston continued to explain that the thresholds dictate what type of procurement and what you have to do.

Mayor McCabe expressed that he filet it was not good practice to go through a 21 page documents in one meeting. He asked Council to meet with Mr. Rothert or Mr. Marston for questions.

The Council discussed surrounding municipalities'' average spending limits for City Managers. This policy would supersede any and all previous policies.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

John Burns thanked the Council Members for the pension bond presentation.

John McNish thanked Mr. Rothert for extending yard waste pickup and thanked Police Chief Dossey for promoting Officer Little. Mr. McNish also spoke against the pension bond presentation and the procurement policy. He also questioned the vicious animal fees.

Jim Mangan spoke regarding the alley pavement work.

Dave Nutter thanked the street department for plowing the snow in the City. He also asked Council questions regarding aerial photography and suggested exploring other options concerning the pension bond fund.

Rick Hilst expressed his disappointment with the planning commission meeting regarding the sober living residence.

Charity Gullet addressed the Council to clarify the fees for dangerous and vicious dogs.

City Manager, Mr. Mark Rothert, gave thanks to the crews that worked over the weekend with the heavy snow, 12.5 inches in 29 hours. The street department drove 400 miles and had 400 hours of overtime.

Mayor McCabe announced that Council Member Orrick and his wife Marilyn celebrated 50 years of marriage in December. The Mayor also skipped over the Dr. Martin Luther King Proclamation at the beginning of the meeting and read the proclamation. The Mayor made other announcements regarding upcoming activities within the City.

Mayor McCabe and each Council Member thanked the street department for the snow removal.

Council Member Abel suggested that the sober living house look into the empty motel for sale.

Council Member Orrick announced that the recycling bins by the riverfront will have a permanent solution soon.

Council Member Schramm wished his wife a Happy Birthday.

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ADJOURN

No further action to come before Council, motion was by Council Member Schramm, seconded by Council Member Abel that Council adjourn Motion carried viva voce. Mayor McCabe adjourned the meeting at 7:32 PM.