
**PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 SOUTH CAPITOL STREET
ON MONDAY, OCTOBER 27, 2008 AT 5:30 O'CLOCK P.M.
R. DAVID TEBBEN * MAYOR * PRESIDING**

**PRESENT: COUNCIL MEMBERS, ABEL, BLANCHARD, STRAND, JONES, KORTKAMP,
AND DUNN**

ABSENT: NONE

The **Pledge of Allegiance** was led by Mayor R. David Tebben.

Roll was called and all Council Members were present for roll call.

Agenda

Motion by Council Member Blanchard, seconded by Council Member Abel that the **agenda be approved as presented**. On roll call vote, all present voted Aye.

Motion by Council Member Abel, seconded by Council Member Strand that the **minutes of the Regular City Council Meeting of October 14, 2008 and Special Budget Work Session of October 21, 2008, be approved as written**. On roll call vote, all present voted Aye.

Consent Agenda

Motion by Council Member Dunn, seconded by Council Member Abel, that the Consent Agenda be approved as presented. Mayor Tebben read and presented the following for consideration of the Consent Agenda items by Omnibus Vote.

- 1. Receive and File Monthly Reports and Minutes:** Police Department September Report,
- 2. Receive and File** Pekin Fire Department 2% Foreign Fire Insurance Fund – Annual Audit
- 3. Receive and File Financial Statements prepared by Willock Warning & Co., P.C. April 30, 2008**
 - Tax Increment Financing-Central Business District Fund
 - Tazewell/Pekin Consolidated Communications Center

On roll call vote, all present voted Aye.

**COMMUNICATIONS, PETITIONS, REPORTS
SEIZURE AND IMPOUNDMENT OF VEHICLES**

A general discussion and explanation of the ordinance, amendments and content of the towing ordinance were presented by Deputy Chief Ted Miller, Officer Rick Von Rohr, and Officer Andrew Thompson as requested by the Council. General points presented after 5 months of enforcement and collecting data were:

- Originally created in response to the community's surveyed top concerns of drugs, dui arrest, and underage drinking
- Ordinance used as tool to balance those concerns for which the towing is specific only to those violations
- Statistics reported from May 9 – Oct 21 8205 traffic stops 261 resulted in impoundment of vehicle.
- Officer discretion to make the traffic stop, once arrest made ordinance goes into effect, steps following judgment of the court system.
- Not new concept, found in surrounding municipalities, Pekin's tailored to fit community

It was the opinion of the police department that the ordinance was working in that there have been fewer stops made.

Council Members expressed their comments and concerns including:

- Safety needs weighted against individual interest of being unfair or to generate cash
- It was the opinion of Council Member Blanchard that the ordinance was flawed and lacked common sense when it came to the registered owner's responsibility for payment when they were not the violators in the vehicle stop.
- Recognition given the police for the noticeable decrease in dui s
- Ordinance written to be prudent on the violators not the taxpayers.

Council Member Strand asked that the statistics be added to the monthly Police Report for Council review.

NEW BUSINESS

RESOLUTION NO. 58-08/09

PERMANENT EASEMENT

Motion by Council Member Jones, seconded by Council Member Kortkamp, that Resolution No. 58-08/09 be adopted. City Manager Dennis Kief requested that Council approve an easement from Canadian National Railroad for rail crossing and that authorization be given the Mayor to execute the agreement in the amount of \$1,500.00. He explained the step was necessary in the process for the extension of Hanna Drive and meeting construction start by the end of the year. He noted that it was the first time there was a fee charged in the granting of this type of easement. On roll call vote, all present voted Aye.

ORDINANCE NO. 2569-08/09

PROVIDING FOR THE EXECUTION OF AN AGREEMENT TO PURCHASE AND THE PURCHASE OF REAL PROPERTY BY THE CITY OF PEKIN

Motion by Council Member Dunn, seconded by Council Member Blanchard, that Ordinance No.2569-08/09 be adopted. Mr. Kief recommended the acquisition of 29.40 acres south of Route 98 from Evans / Smith for future development of a business park. The purchase price of \$299,880.00 would be funded from TIF II Close Out Dollars. The Agreement provided for seller to allow current farm tenant and to petition to annex property adjacent to City boundaries after an issue of statutory procedures was settled with North Pekin. On roll call vote, all present voted Aye.

ORDINANCE NO. 2570-08/09

PROVIDING FOR THE EXECUTION OF AN AGREEMENT TO PURCHASE AND THE PURCHASE OF REAL PROPERTY BY THE CITY OF PEKIN

Motion by Council Member Strand, seconded by Council Member Kortkamp, that Ordinance No.2570-08/09 be adopted. Again the City Manager recommended the acquisition of 29.84 acres south of Route 98 from Herget Trust and adjacent to parcel purchase from Evans for future development of a business park. The price of \$305,388.00 would also be paid from 2002 Close Out Dollars which could be expended in the TIF II District. The Agreement provided for seller to petition to annex property adjacent to City boundaries and to allow current farm tenant. On roll call vote, all present voted Aye.

Motion by Council Member Kortkamp, seconded by Council Member Abel, that the **BUILDING, SEWER, ELECTRICAL, HVAC, PLUMBING, DEMOLITION AND SPECIAL EVENTS FEES TOTAL \$1,475.00 FOR EXTREME MAKEOVER PROJECT BE WAIVED**. Mayor Tebben addressed the request noting the waiving of the expense was not new ground and was a way of the City contributing to the charitable project of constructing a new house for a deserving individual and his family. On roll call vote, all present voted Aye.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council Members spoke of the Extreme Makeover Home Edition Project to construct an entire house on North 14th Street and Willow Street. Staff members were applauded for their efforts in coordinating through an Incident Command System, the City transportation services, police and fire protection, and traffic flow in cooperation with the Extreme Makeover crew and community volunteers. Request was made to continue contributing to a fund raising effort to reduce the Grys family mortgage debt of \$130,000.00

An announcement was made that the Council and Staff would be conducting a Town Hall meeting at which the City's past and current financial information would be displayed for residents to review and comment. Council and staff would be available to answer any questions citizens would have one on one.

Council Member Strand encouraged everyone to vote on Tuesday, November 4, 2008.

Council Member Jones reported that Planning Commission member Bill Craig was improving from a serious illness and wished him well in returning to the commission meetings.

Fire Chief Chuck Lauss introduced firefighter Robert Norman from Bunkie Louisiana who would be riding with the Pekin and Morton Fire departments as an exchange of the hospitality shown our mobilized firefighters in the Gustav hurricane recovery efforts.

Night Out Against Crime was scheduled for Tuesday, October 28 from 5:30 to 7:30 at the Dragon's Dome.

Genola Gray 2301 Willow addressed Council regarding concerns that the Towing Ordinance was unfair in that an individual could be charge \$165.00 for impoundment of vehicles even if found not at fault in the violation procedure.

No further business to come before the Council, in open session, Mayor Tebben called the meeting closed.

COUNCIL ADJOURNED AT 6:34 P.M.

Sue E. McMillan
City Clerk