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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 THE CITY HALL
111 SOUTH CAPITOL STREET
ON MONDAY, OCTOBER 24, 2005 AT 5:30 O'CLOCK P.M.
LYNDELL N. HOWARD * MAYOR * PRESIDING

PRESENT: COMMISSIONERS, BLANCHARD, MADDOX, DAGIT, AND JONES

ABSENT: NONE

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The **Pledge of Allegiance** was led by Mayor Howard.

Roll was called and all commissioners were present.

Agenda
Motion by Com'r. Blanchard, seconded by Com'r. Dagit, that the **agenda be amended by removing Item 9 of New Business – Ordinance No. 2448 Establishing Policies and Practices for Mayor and Council Members by Amending Ordinance No. 2203**. On roll call vote, all present voted Aye.

Motion by Com'r. Blanchard, seconded by Com'r. Dagit, that the agenda be **approved as amended**. On roll call vote, all present voted Aye.

Motion by Com'r. Maddox, seconded by Com'r. Blanchard, that the **Minutes of the Regular City Council Meeting of October 10, 2005 be approved as written.** On roll call vote, all present voted Aye.

Public Input on Agenda Items

Consent Agenda
City Clerk Sue McMillan presented the following items under consent Agenda.
Motion by Com'r. Maddox, seconded by Com'r. Blanchard, that the Consent Agenda b**e approved as presented**

1. Receive and File Reports and Minutes: TPCCC, Traffic Safety, Fire

2. Receive and File 8th Annual Red Cross Badges for Life Letter of Recognition Firefighters

3. Receive and File Audited Financial Statements April 30, 2005 Tax Increment Financing Central Business District Fund – TIF Prepared by Willock Warning & Co.

4. Receive and File Pekin Planning Commission Minutes Dated October 12, 2005

5. Receive and File Pekin Planning Commission Hearings and Recommendations:
    a. #1682 – Approval of the Special Use for a Drive-up ATM on the West Side of Murphy Oil USA with Property Tax I.D. #11-11-07-400-032 located at 3312 Veterans Drive
    b. #1683 – Approval of the Site Plan for a Drive-up ATM on the West Side of Murphy Oil USA with Property Tax I.D. #11-11-07-400-032 located at 3312 Veterans Drive
    c. #1684 - Approval of the Special Use for a Starbucks with a Drive-thru service window in at East Court Village, LLC with Property Tax I.D. #11-11-07-307-017 located at 3500 G-1 Court Street where a current ATM Machine is located
    d. #1685 - Approval of the Site Plan for a Starbucks with a Drive-thru service window in at East Court Village, LLC with Property Tax I.D. #11-11-07-307-017 located at 3500 G-1 Court Street where a current ATM Machine is located
    e. #1686 – Approval of the Special Use for a Used Car Lot with Property Tax I.D. #04-10-02-209-029 located at 1227 Court Street in a B-3 (General Business District)
    f. #1687 – Approval of the Site Plan for a Used Car Lot with Property Tax I.D. #04-10-02-209-029 located at 1227 Court Street in a B-3 (General Business District) with the condition that if the white rock area is used for storage or sales it shall be black topped and the water retention requirements be met by City Approval

On roll call vote, all present voted Aye.

New Business
Motion by Com'r. Jones, seconded by Com'r. Dagit, that the **SPECIAL USE FOR A DRIVE-UP ATM LOCATED AT 3312 VETERANS DRIVE** be approved. Public Works Director Joe Wuellner addressed each of the following recommendations of the Planning Commission in regards to site plans and special use requests. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Dagit, that the **SITE PLAN FOR A DRIVE-UP ATM LOCATED AT 3312 VETERANS DRIVE** be approved. Mr. Wuellner explained that the ATM location request was in front of the Super Wal-Mart and met the criteria for flow of traffic. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Dagit, that the **SPECIAL USE FOR A STARBUCKS WITH DRIVE-THRU LOCATED AT 3500 G-1 COURT STREET** be approved. Mr. Wuellner told Council that the ATM at Bob Evans was removed to accommodate the coffee business location. Council's concerns that the facility would hook to sewer were addressed. Mayor Howard expressed the desires of some citizens that the relocation of the ATM facility needs to be in a well-lighted area. That location would be discussed before the Planning Commission at the next PPC meeting. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Maddox, that the **SITE PLAN FOR A STARBUCKS WITH DRIVE-UP LOCATED AT 3500 G-1 COURT STREET** be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Blanchard, that the **SPECIAL USE FOR A USED CAR LOT LOCATED AT 1227 COURT STREET** be approved. On roll call vote, all present, all

Motion by Com'r. Jones, seconded by Com'r. Dagit, that the **SITE PLAN FOR USED CAR LOT LOCATED AT 1227 COURT** be approved **WITH THE CONDITION THAT IF THE WHITE ROCK AREA IS USED FOR STORAGE OR SALES IT SHALL BE BLACK TOPPED AND THE WATER RETENTION REQUIREMENTS BE MET BY CITY APPROVAL**. Mr. Wuellner then explained that the location on Court was known as Hohimer Battery Barn. Discussion followed regarding screening of the new business as it was required of a use car lot request across from the Park and the Pekin High School entrances earlier in the year. On roll call vote, all present voted Aye.

Motion by Com'r. Maddox, seconded by Com'r. Blanchard, that the **AGREEMENT WITH FIRE DEPARTMENT AND CATERPILLAR, INC. FOR FIRST LINE RESPONSE** be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Maddox, seconded by Com'r. Blanchard, that the **AGREEMENT WITH TAZEWELL COUNTY FOR RECYCLING GRANT** in the amount of $67,000 be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Dagit, seconded by Com'r. Jones, that the **AMENDMENT TO THE AGREEMENT WITH THE FOP** be approved.
Motion by Com'r. Dagit, seconded by Com'r. Jones, that the Amendment to the Agreement Between the City of Pekin and the Pekin Fraternal Order of Police Lodge #105 be amended by deleting ARTICLE 37 – INSURANCE, SECTION 37.2 – HEALTH CARE COST in its entirety and substituting the following in its place:
ARTICLE 37 – INSURANCE, SECTION 37.2 - HEALTH CARE COST is amended to read as follows:

> The premium for health care coverage under the City of Pekin Employee Health Benefit Plan is set and/or adjusted annually by the third party administrator in accordance with the Employee Retirement Security Act (ERISA). The City shall pay the cost for employee coverage for regular, full-time employees during active employment, and will pay the cost for family/dependent coverage for regular full-time employees during active employment from April 1, 1993 through April 30,

1996. Effective May 1, 1996, the Employer and employees shall share equally (50/50) any increases to the family/dependent coverage up to a cap of fifty ($50.00) dollars per month. Effective May 1, 2004, employees shall contribute $25.00 per month to the cost in individual insurance coverage, and shall share equally (50/50) any increases in cost of family/dependent coverage up to a cap of ($75.00) dollars per month. Effective October 1, 2005, and for the duration of this agreement, through April 30, 2009, employees shall contribute twenty-five ($25.00) dollars per month to the cost in individual insurance coverage, or shall contribute seventy-five ($75.00) dollars per month to the cost of family /dependent coverage. Family/dependent coverage includes the employee.

On roll call vote all present voted Aye.

Following discussion the chair called for the vote on the Amendment to the Agreement with the FOP as amended. On roll call vote, all present voted Aye.

Motion by Com'r. Dagit, seconded by Com'r. Maddox, that the **AGREEMENT WITH THE IAFF LOCAL 524** be approved subject to ratification.

Motion by Com'r. Dagit, seconded by Com'r. Jones