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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 14, 2002 AT 5:30 O'CLOCK P.M.  
R. DAVID TEBBEN \* MAYOR \* PRESIDING**

**PRESENT: COMMISSIONERS, BARRA, ORRICK, MASSAGLIA, AND RICHMOND**

**ABSENT: NONE**

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The **Pledge of Allegiance** was led by former Mayors Waldmeyer and Birkmeier. Mayor Tebben acknowledged members of Councils from previous years that had returned to attend the first meeting in the new City Hall Building, Councilpersons Sue Ann Kortcamp, Jim Wallinger and wife of Earl Melchers.

**Roll** was called and all commissioners were present.

**Agenda**

Motion by Com'r. Richmond seconded by Com'r. Massaglia, that the **agenda be amended** by deleting under Unfinished Business item #1 – Library and adding under New Business item #8 – Library. On roll call vote, all present voted Aye.

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

Motion by Com'r. Richmond, seconded by Com'r. Barra, that the **Minutes of the Regular City Council Meeting of September 23, 2002 be approved as written**. On roll call vote, all present voted Aye.

**Consent Agenda**

Motion by Com'r. Richmond, seconded by Com'r. Barra, that the **Consent Agenda be approved as presented**.

1. Receive and File Monthly Reports: Fire, Police, Zoning and Inspections (Building, Code Enforcement, Sewer & Plumbing, Electrical, HVAC), Tazewell County Animal Control, Traffic Safety, Wastewater Treatment, Finance Quarterly Investment, Inspections
2. Proclamations: Tazewell County Association for Home and Community  
Pekin Women's Club Week  
International Alpha Delta Kappa Month  
Respiratory Care Week  
Jean Heberer Day
3. Charitable Solicitation: Pekin Kiwanis Club Peanut Days November 1, 2002  
Lions Candy Days October 11 and 12, 2002  
Ritchey Benefit
4. Receive and File Pekin Planning Commission Minutes Dated October 8, 2002
5. Receive and File Pekin Planning Commission Recommendations and Hearings:  
#1551 – recommends that the special use request for a used car lot at 701 Ann Eliza Street, be approved  
#1552 – recommends that the site plan submitted for a used car lot, at 701 Ann Eliza Street, be approved

On roll call vote all present voted Aye.

The Chair announced that he would entertain **Public Input on Agenda Items**. Jim Ash asked if at this point he should address the Library item or when the item was presented for business. With no objections from Council the Library Board President was asked to speak to the issue under New Business.

### **Communications, Petitions, Reports**

Government teacher from Pekin Community High School, John McCabe told of his class's positive response to September 11<sup>th</sup> and introduced two of his students and members of **Freedom's Answer Youth Voter Corps**. Anna Freidinger and Elana Schuster told Council the campaign of volunteers was being organized at high schools across the county for the purpose of maximizing voting on Election Day November 5, 2002.

### **Unfinished Business**

Motion by Com'r. Barra, seconded by Com'r. Richmond, that the **POWER OF ATTORNEY** in connection with Farm Service Agency be approved. Greg Ranney Director of public Properties explained that the authority would give the farmer who farms City owned real estate including the business park, the opportunity to sign off directly on new federal farm programs. On roll call vote, all present voted Aye.

### **New Business**

Motion by Com'r. Barra, seconded by Com'r. Massaglia, that the **SPECIAL USE REQUEST SUBMITTED BY FLOYD R. JORDON FOR A USED CAR LOT AT 701 ANN ELIZA STREET** be approved. Joe Wuellner City Engineer responded to Commissioner Orrick's question and confirmed that the garage door on the Ann Eliza side of the building would be closed off for safety and new door installed on the north side of the building. On roll call vote, all present voted Aye.

Motion by Com'r. Barra, seconded by Com'r. Orrick, that the **SITE PLAN SUBMITTED BY FLOYD R. JORDON FOR A USED CAR LOT AT 701 ANN ELIZA STREET** be approved. On roll call vote, all present voted Aye.

### **ORDINANCE NO. 1462-A200**

#### **AMENDING TITLE 8, TRAFFIC CODE OF THE CITY OF PEKIN**

Motion by Com'r. Barra, seconded by Com'r. Richmond that Ordinance No. 1462-A200 be adopted. Dennis Kief explained changes to restricted parking and handicapped spaces in the areas of the old and new City Hall buildings that had been recommended by the Traffic Safety Committee. On roll call vote, all present voted Aye.

Motion by Com'r. Orrick, seconded by Com'r. Massaglia, that the **PEKIN AREA TOURISM BUREAU WOMEN'S 2003 MAJOR FAST PITCH TOURNAMENT GRANT** in the amount of \$1,350.00 be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Orrick, seconded by Com'r. Barra, that the City pay \$500,000 from the Public Benefit Fund for the **DREDGING OF LAKE ARLANN**. Mr. Hierstein told Council the District Court authorized the assessments for the project and the city share was 33% of the \$2,000,000 total. He explained options in paying the City's portion; paying with others district participants and incurring 6% interest, the city borrowing its share at current tax-free interest rate, paying from available Public Benefit Fund. Discussion of the assessment followed. Motion by Com'r. Massaglia, seconded by Com'r. Orrick, that the motion be **amended to the City paying 1/3 of the project**. On roll call vote, Ayes, Orrick, Barra, Massaglia and Tebben; Abstaining, Richmond. Motion Carried. On roll call **vote of the amended motion for the City to pay \$660,000 up front** for the dredging of Lake Arlann, Ayes, Orrick, Barra, Massaglia and Tebben; Abstaining, Richmond. Motion Carried

Motion by Com'r. Orrick, seconded by Com'r. Barra, that the **WASTEWATER AGREEMENT WITH FEDERAL BUREAU OF PRISONS** be approved. Public Works Director Dennis Kief explained the agreement was similar to the original 1992 contract and stated should the facilities expand the FBOP would share proportionally in the treatment plant expansion including Commissioner Massaglia's question of payment for bar screen. On roll call vote, all present voted Aye.

Motion by Com'r. Massaglia, seconded by Com'r. Orrick, that the **AGREEMENT WITH PEKIN FIREFIGHTERS LOCAL 524** be approved. Mayor Tebben stated he was unable to support the portion of the contract allowing for residency outside of city limits. Commissioner Richmond also concurred with the opinion that employees being paid by tax payers should represent the community by being a resident. Remaining Council members spoke in favor of allowing the union employees of the fire department that option. On roll call vote, all present voted Aye.

To begin discussion, the Chair asked to hear a motion on the subject of the Library. A motion was prepared while Mayor Tebben spoke to the audience on the set up and technology available in the new City Hall Council Chambers. Motion by Com'r. Richmond, seconded by Com'r. Barra, that the **CITY COUNCIL OF PEKIN HEREBY GOES ON RECORD IN SUPPORT OF THE LIBRARY BOARD PURSUING THE PURCHASE OF THE DIRKSEN CENTER FACILITY AND PLEDGES ANY REASONABLE ASSISTANCE TOWARD THE ACQUISITION OF THE BUILDING.** Jim Ash President of the Board of Trustees of the Pekin Public Library addressed Council. He urged members to clarify their support of the board's proposed levy increase in order to pay increase health care and payroll expenses, and be able to finalize the agreement to purchase the Center knowing the Council was committed to levying funds for the real costs of operating, maintaining and programming the acquired space. Com'r. Richmond suggested inserting the words "and operation" to the motion. Discussion followed. The Chair asked the clerk to call the roll on the motion as reread. On roll call vote, all present voted Aye.

#### **Other Business**

Public Properties Director Greg Ranney told Council that Spruce Up Pekin held October 5 was a hug success. One hundred and thirty tons of garbage was collected in the dumpsters. He congratulated Tazewell County for their part in the clean up of the City for hosting the Household Hazard Waste Collection Event. Approximately 764 cars went through the HHWC process line. Com'r. Richmond announced that Ladies of the Moose are now cleaning up a portion of Sheridan Road as a Service Club project. He suggested any group call for an assigned area as part of the City's on going effort to spruce up the community.

Reporters from the *Peoria Journal Star*, *Pekin Daily Times* and news media stations were given the opportunity to ask questions.

Motion was made by Com'r. Massaglia, seconded by Com'r. Orrick at 6:20 p.m., that Council move to **Executive Session** to discuss, Acquisition of Real Estate, Sale of Real Estate, and Personnel. On roll call vote, all present voted Aye.

No further business to come before the Council, a motion was made by Com'r. Massaglia seconded by Com'r. Orrick that Council adjourn. Motion carried by voice vote.

**COUNCIL ADJOURNED AT 7:20 P.M.**

Sue E. McMillan  
City Clerk