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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 SOUTH CAPITOL STREET
ON TUESDAY, OCTOBER 13, 2009 AT 5:30 O'CLOCK P.M.
RUSTY L. DUNN, MAYOR PRESIDING

PRESENT: COUNCIL MEMBERS, ABEL, BLANCHARD, BARRA, KORTKAMP, SCHMIDGALL, AND DUNN

ABSENT: STRAND

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

Roll was called and all Council Members were present except Council Member Strand.

AGENDA

Motion by Council Member Barra, seconded by Council Member Blanchard, that **the agenda be amended by removing New Business item 3. Franchise Agreement.** On roll call vote, all present voted Aye. Attorney Burt Dancey advised that the agreement was not ready to present for action. Motion by Council Member Barra, seconded by Council Member Blanchard, that the **agenda be approved as amended.** On roll call vote, all present voted Aye.

MINUTES

Motion by Council Member Schmidgall, seconded by Council Member Abel, that the **minutes of the Regular City Council Meeting of September 28th, 2009 be approved as written.** On roll call vote, all present voted Aye.

PUBLIC INPUT ON AGENDA ITEMS

Mark Shepler 1307 N. Capitol Street, spoke to the Consent Agenda item, Resolution Urging Passage of Funding for the Restoration of Pekin Lake. He expressed appreciation for the endorsement in seeking Federal assistance to fund the Pekin Lake restoration project for 2011 fiscal year. He noted the dedication his father who had died in March had for the rehabilitation of both North and South Pekin Lake.

Jim Mangan, 1200 N. Parkway Drive read from a prepared statement his suggestion regarding consideration of the Pekin Economic Development Investment Fund. He proposed before approving the fund, to consider an amendment that businesses receiving money be required to sign a statement obligating the following:
Newly hired employees of the business consist of a minimum of 75% of established Pekin residents and maintain at least that same percentage of future employee staffing.

Chrystal Dagit, President Tazewell County Museum announced 3 events in celebration of the return to Pekin of Astronaut Scott Altman. He would be at the museum on October 23 to dedicate an education room in his honor and dinner presentation of the Hubble Telescope Mission that night.

CONSENT AGENDA

Motion by Council Member Abel, seconded by Council Member Barra, that the Consent Agenda be approved as presented.
Mayor Dunn 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 Monthly Report, Liquor Commission Minutes dated August 27, 2009, Traffic Safety Minutes dated October 2, 2009 and Tourism Meeting Minutes dated August 25, 2009.

2. **Proclamations:** Honor Scott D. Altman Day October 23, 2009

3. **Charitable Solicitation:** AMVETS Post 235 Auxiliary to collect for Christmas Baskets

4. **Ordinance No. 2596-09/10 – Authorizing Execution of the Illinois Public Works Mutual Aid Network Agreement (IPWMAN)**

5. **Receive and File** HVAC System Assessment for Municipal Buildings prepared by PSA Dewberry

6. **Resolution No. 18-09/10 –** Urging Passage of Funding for the Restoration of Pekin Lake

On roll call vote, all present voted Ayes, Kortkamp, Blanchard, Barra, Abel, Dunn; Abstain, Schmidgall. Motion Carried.

COMMUNICATIONS, PETITIONS, REPORTS

Mark Werner, in a Power Point presentation illustrated the success of 10 years conducting the **Annual River Sweep.** He explained the river clean up from trash and debris netted numbers of tires, beds, etc. He praised the voluntary resources that help such as the Federal Correctional Facility Inmates, Scout troops, ROTC, school students, Pekin Boat Club, Pekin Park District, Township. A hearty thank you from the Council was given.

UNFINISHED BUSINESS

City Manager Dennis Kief explained to Council the intention of the action on Policy No. 12 was to remove the language for the proposed investment fund implementation which was felt to be better suited as a stand alone policy not as part of the charter of the committee. He recommended Council reject the document as presented at the last meeting.

Motion by Council Member Blanchard, seconded by Council Member Abel, that the **CITY OF PEKIN POLICY NO. 12 – AMENDMENT TO ECONOMIC DEVELOPMENT ADVISORY COMMITTEE be removed from the table.** On roll call vote, all present voted Aye.

Motion by Council Member Blanchard, seconded by Council Member Barra, that the **CITY OF PEKIN POLICY NO. 12-AMENDMENT TO ECONOMIC DEVELOPMENT ADVISORY COMMITTEE be denied.** On roll call vote, all present voted Aye.

NEW BUSINESS

Motion by Council Member Kortkamp seconded by Council Member Barra, that the **CITY OF PEKIN POLICY NO. 17-PEKIN ECONOMIC DEVELOPMENT INVESTMENT FUND (PEDIF) be adopted.** Council was advised by Economic Development Coordinator Steve Brown that the creation of the PEDIF allowed the City to aggressively market and pursue companies that bring living wage jobs to Pekin which provide boost to the local economy. Council Member Blanchard stated his opposition to putting 2 million dollars into one fund. Other Council Members spoke in support of the proposal recommended by the advisory committee. On roll call vote, Ayes, Schmidgall, Kortkamp, Abel, Barra, and Dunn; Nay, Blanchard. Motion Carried.

ORDINANCE NO. 2597-09/10

ORDINANCE APPROVING SETTLEMENT

Motion by Council Member Abel, seconded by Council Member Blanchard, that **Ordinance No. 2597-09/10 be adopted.** Council was advised by the Manager, City Attorney, and the Public Works Director of the details of the settlement as a result of the City being named respondent in an Illinois Environmental Protection Agency complaint filed with the Illinois Pollution Control Board in 2006. Over the past 3 years the City addressed the issues respecting the complaint through negotiations and compliance of the Wastewater Treatment Plant Facilities. The Stipulation and Proposal for Settlement was in the amount of $14,483.00 for which the contract operator at the time of the discharges would be held accountable. On roll call vote, all present voted Aye.

Motion by Council Member Barra, seconded by Council Member Kortkamp, that **LICENSE AGREEMENT WITH CANADIAN NATIONAL RAILROAD** be approved. Public Works Director Joe Wuellner requested the $3,450.00 from the Hanna Drive construction budget, billed for the fee associated with Illinois Central Railroad Company Agreement for the casing to get utilities under the tracks. On roll call vote, all present voted Aye.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council Member Barra informed the Council and staff that she was told by Illinois American Water Company that the water discharging from the hydrants over Broadway Road was the result of their improvement work on the local the water tower.

Council Member Blanchard indicated there needed to be serious discussion between Council and staff as the deadline for the Levy requirements was in 6 weeks.

Mayor Dunn repeated his appeal to the community to be observant of the pedestrians' right of way in crossing Parkway Drive at Coal Miners Park.

Jim Mangan, 1200 Parkway Drive read from a prepared statement requesting that Council put on the February ballot the Towing Ordinance for citizens to be able to vote on the matter. He reminder them the deadline for submitting the question for referendum was November 30.

Bill Fleming, Executive Director of the Pekin Area Chamber of Commerce praised the community for their efforts in cleaning up the City during the Annual Spruce-Up Pekin event.

Everett Lewis, 1208 Hamilton Street addressed Council regarding his opinion that inmates were being sexually assaulted in the Pekin jail.

EXECUTIVE SESSION

Motion by Council Member Kortkamp, seconded by Council Member Blanchard, that **Council move to Executive Session** at 6:20 P.M. to discuss 5 ILCS 120/2 (c.) 5. The purchase or lease of real property for the use of the public body. 5 ILCS 120/2 (c) 6. The setting of a price for sale or lease of property owned by the public body. 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. On roll call vote, all present voted Aye.

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

COUNCIL ADJOURNED AT 7:00 P.M.

Sue E. McMillan
City Clerk