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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 11, 2004 AT 5:30 O'CLOCK P.M.
LYNDELL N. HOWARD * MAYOR * PRESIDING

PRESENT: COMMISSIONERS, MADDOX, RICHMOND, JONES, AND MASSAGLIA

ABSENT: NONE

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Pledge of Allegiance was led by Brie Stalker the granddaughter of Councilman Harvey Richmond.

Roll was called and all commissioners were present.

Agenda

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

Motion by Com'r. Richmond, seconded by Com'r. Maddox, that the **Minutes of the Regular City Council Meeting of September 27, 2004 and Special Council Meeting City Community Update of September 30, 2004 be approved as written.** On roll call vote, all present voted Aye.

Public Input

Mayor Howard announced that the Community Update informational meeting of September 30 would be presented on the government access Channel 22 several times a day during the coming weeks. The public would have the opportunity to listen to all the other government entities that spoke at the event.

Consent Agenda

City Clerk Sue McMillan presented the following:

1. Receive and File Monthly Reports: Police, Traffic Safety, Tazewell County Animal Control, Inspections (Inspections (Building, Code Enforcement, Sewer & Plumbing, Electrical, HVAC),

2. Proclamation: " US Army Recruiting Command Day" October 1, 2004
   "YWCA Week Without Violence" October 17-23 2004
   "International Alpha Delta Kappa Month" October 2004

3. Charitable Solicitation: Seth Stark Benefit
   Cincinnati Township Volunteer Fire Department Benefit
   Korean War Veterans of America Daisies Day November 5-6, 2004
   Kiwanis Club Peanut Day November 5, 2004

Proclamations were read alound by the Mayor and City Clerk and presented to recipients Pam Anderson for the YWCA and Marg Melchers for ADK Month.

Motion made by Com'r. Richmond, seconded by Com'r. Massaglia, that the Consent Agenda b**e approved as presented.** On roll call vote all present voted Aye.

Communications, Petitions, Reports

A **PUBLIC HEARING** was opened by Mayor Howard at 5:48 p.m. to provide the opportunity for persons to be heard in regards to Council's consideration of adopting and ordinance authorizing the annexation of a tract of property commonly known as 1828 and 1839 Mitchell Street. Clerk Sue McMillan confirmed that the proper legal notice was public in the *Peoria Journal Star* on September 24, 2004. The parcels within three Tracts of Schaeferville having PIN 10-10-11-212-016, 10-10-11-212-017 and 10-10-11-211-021 are contiguous with the boundary of the City and were petitioned to be annexed by Richard Evans. There were not comments received from the public. Mayor Howard then proclaimed the hearing closed at 5:48 p.m.

New Business

ORDINANCE NO. 2388
PROVIDING FOR THE ANNEXATION OF CERTAIN TERRITORY TO THE CITY OF PEKIN – MITCHELL STREET/EVANS

Motion by Com'r. Jones, seconded by Com'r. Massaglia, that **Ordinance No. 2388 be adopted.** On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Maddox, that the **PROPOSAL FROM CLARK ENGINEERS INC.** for Parkway Drive Drainage scope of services be accepted. City Engineer Joe Wuellner told Council he asked Clark to prepare an estimate that would model the entire drainage area in order not to create problems by fixing the particular section at Parkway and Knollwood. The estimate fee would be in the range of $10,000 to $20,000 depending on what information the City could provide. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Richmond, that the **AGREEMENT WITH PENN-DANIELS, INC.** for Quit Claim Deed for Drainage Area Parcel and certain repairs be approved. Mr. Wuellner then briefed Council on the request to remove an existing headwall and installation in prior to exchange for a deed which was part of an development agreement for Shopko in 1993. On roll call vote, all present voted Aye.

ORDINANCE NO. 2387
PROVIDING FOR ISSUE OF $1,410,000 GENERAL OBLIGATION REFUNDING BOND

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that **Ordinance No. 2387 be adopted** Steve Adams of Bernardi Securities, Inc. was in attendance and addressed matters in regards to the refinancing of TIF Bonds. He informed Council that the first interest payment would be due July 1, 2005. On roll call vote, all present voted Aye.

ORDINANCE NO. 1462-A226
AMENDING THE CODE OF THE CITY OF PEKIN TITLE 8-2-9 AND 8-2-11

Motion by Com'r. Maddox, seconded by Com'r. Richmond that **Ordinance No. 1462-A226 be adopted.** Commissioner Richmond reported on behalf of the Traffic Safety Committee the recommendation to amend the Code to place a stop sign on Oak Ridge Avenue at N. 12th and other housekeeping deletions. On roll call vote, all present voted Aye.

ORDINANCE NO. 2389
AMENDING THE CODE OF THE CITY OF PEKIN TITLE 4-4C-2-2

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that **Ordinance No. 2389 be adopted.** City Manager Kief recommended to Council that the "winter averaging" where customer are theoretically not charged for water received that did not go in the sanitary sewer system be extended to the month of October in calculating Wastewater billing. On roll call vote, all present voted Aye.

Motion by Com'r. Maddox, seconded by Com'r. Massaglia, that the **AGREEMENT WITH PEKIN PAPERBOARD COMPANY, L.P.** for Wastewater Discharge be approved. City Manager Kief informed Council that he had been contacted by the company earlier regarding increasing their discharge into the City treatment plant. Details were worked out and the existing agreement modified to further protect the City's interest. On roll call vote, all present voted Aye.

Motion by Com'r. Maddox, seconded by Com'r. Massaglia, that the **AGREEMENT WITH PECKHAM GUYTON ALBERS & VIETS, Inc.** for technical services of Downtown TIF in the amount of $25,000 plus stated reimbursable expenses be approved. Director of Planning and Development Kim Uhlig addressed questions in regards to the assistance of PGAV amending the Plan and Project Area. She also confirmed the cost would be paid from TIF funds. On roll call vote, all present voted Aye.

Other Business

Commissioner Richmond extended appreciation to the Women of the Moose for cleaningup Sheridan Road of litter.

Pekin Community High School government students from Mr. McCabe's class were recognized and congratulated for their attendance at a Council meeting on their day off school.

Reporters from the *Peoria Journal Star, Pekin Daily Time* were given the opportunity to ask questions.

Motion by Com'r. Maddox, seconded by Com'r. Massaglia that Council move to **Executive Session** at 6:10 P.M. to discuss Litigation ILCS 120/2 (c) 11. On roll call vote, all present voted Aye.

No further business to come before the Council, a motion was made by Com'r. Maddox, seconded by Com'r. Massaglia that Council adjourn. On roll call vote, all present voted Aye.

COUNCIL ADJOURNED AT 6:20 P.M.

Sue E. McMillan
City Clerk