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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 MONDAY, OCTOBER 10, 2016 AT 5:30 O'CLOCK P.M.
JOHN MCCABE * MAYOR * PRESIDING

PRESENT: COUNCIL MEMBERS, GOLDEN, ORRICK, ABEL, RITCHASON, LUFT, DUNN AND MCCABE

ABSENT: NONE

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With no objections from the Council Mayor McCabe began the meeting with the recognition of employees from ServPro. Police Chief John Dossey informed the Council and the Public that 4 employees of the company were instrumental in an at risk situation at the scene of a vehicle fire on September 1st. He commended Bobby McCoy, Chris McDonald, Jesse Pilkington, and Joshua for making a difference in the community and presented from the Fire Department in Fire Chief Kurt Nelson's absence, honoring plaques certificates from the City of Pekin, and an inaugural Police Department award challenge coin.

The **Pledge of Allegiance** was led by Mayor John McCabe.

Roll was called. All Council Members were physically present. A quorum was declared.

AGENDA

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

MINUTES

Motion by Council Member Dunn, seconded by Council Member Luft that the **Minutes of the Regular City Council Meeting of September 26, 2016 be approved as written.** On roll call vote all present voted Aye.

PUBLIC INPUT

Bob Bramham directed his comments to 10.1 New Business item. He spoke in opposition to the Council's approval of sewer connection of 2842 Allentown Road in that the property was located outside the City limits. He stated taxpayers had paid taxes for the Sewer Treatment Plant Project yet this property and possibly 19 other home owners on Allentown would have the privilege of the treatment plant use.

Ann Witzig also spoke in opposition to the consideration of the connection to the City sewer. She addressed her concerns of spending addition money on the proposed Cambridge drainage improvement project without Council having further knowledge. Mrs. Witzig questioned Receiving and Filing of the Council for the series of Mayor's Advisory Committee for Persons with Disabilities meeting minutes. She questioned the lack of a quorum in the Committee's approval process.

Rick Hilst addressed the Council on the matter of the Accela computer subscription and questioned if the approval would upgrade the audio/video of the recording of the Council Meetings. His understanding was the matter and equipment necessary would be its own item but was in between the Accela agreement to stream the meetings on the internet. He asked that Council pullout the viewing as the Council invisioned.

Sandra Jones and Lisa Lawrence confirmed with the Council that as owners of the property requesting the connection to City sewer that they would be paying the monthly wastewater fees besides the connection itself. The request came as a matter of a health issue of the septic system. The request was consistent with state code and local sewer ordinances for proximity to the City.

CONSENT AGENDA

Motion by Council Member Dunn, seconded by Council Member Abel that the Consent Agenda be approve as presented.

7.1 Receive and File Monthly Reports and Minutes: Mayor's Advisory Committee for Persons with Disabilities Minutes dated February 12, 2014, September 11, 2014, June 11, 2015, August 13, 2015, January 14, 2016, March 10, 2016, May 12, 2016.

7.2 Proclamation: " Fire Prevention Week" October 9, 2016- October 15, 2016
7.3 Receive and File: City of Pekin Financial Statements April 30, 2016 Prepared by Willock Warning & Co., P.C.: Tax Increment Financing – Central Business District Fund Solid Waste Fund and Pekin Public Library

Council Member Golden asked that the minutes of the Mayor's Advisory Committee be explained as the public had asked. Mayor McCabe and Interim City Manager Sarah Newcomb informed the members that the committee meets every 3 months and some meetings were cancelled in advance for no quorum. The September 2016 meeting had a quorum at which time all previous meeting minutes were approved. September minutes would be Received and File in the future by Council to reflex the action. On roll call vote, Ayes, Orrick, Luft, Dunn, Abel, Ritchason, McCabe; Nay, Golden. Motion Carried.

UNFINISHED BUSINESS

Motion by Council Member Orrick, seconded by Council Member Abel that the **ACCELA LAND MANAGEMENT PURCHASE TABLED JANUARY 11, 2016 BE REMOVED FROM THE TABLE AND THE ACCELA ASSEST, LAND AND LEGISLATIVE MANAGEMENT SUBSCRIPTION MODULES PURCHASE be approved.** Interim City Manager Sarah Newcomb presented the request in paper detail within the Council packet's documentation. She explained the agreement's components and the financial impact of $113,897.00 budgeted in FY 16-17. She answered Council's questions and concerns related to work order management, audio/visual solutions and the addition of legislative management software. Since the item was tabled in January there was attached to the information packet summaries of meetings, visit to the City of Danville who implemented the program, a white paper prepared by the IT department. The IT Committee and department users had been shown demos and attached support of the program in the request. Each Council Member's individual questions or concerns were addressed, clarity was given to matters of streaming the Council meetings, upgrades for replay on channel 22 would require a large investment and not included. Council Members gave reasons for their support. Council Member Golden expressed his disappointment that additional RFPs were not presented and indicated the decision should wait for the new manager. Ms Newcomb advised that the Efficiency Study recommended moving forward with the Accela program to merge with software the City presently was paying for. Council Member Golden saw a problem that elderly people may not be tech savvy and did not see the portion of the agreement for viewing as user friendly for a large portion of the population. He stated he would not be voting yes at this time but it was not to say he would not in the future. On Roll Call vote, Ayes, Ritchason, Abel, Dunn, Luft, Orrick, McCabe; Nay, Golden. Motion Carried.

NEW BUSINESS

Motion by Council Member Ritchason, seconded by Council Member Dunn that the **PETITION TO ALLOW THE PROPERTY LOCATED AT 2842 ALLENTOWN TO CONNECT TO CITY SANITARY SEWER be approved.** City Engineer Michael Guerra presented the request to the Council to allow for connect to property outside the City limits. He informed the Council that the property was not contiguous to the City and could not be annexed. He explained the property owner's responsibility for the costs and the City Code requirements of construction and permits. Council Members' s concerns or questions were addressed: City to only maintain the connection; owner responsible for easement; property to be added to the City's utility billing system for monthly wastewater fees. Council Member Luft spoke in support of the basic need of the people because of the questionable compliance issues of a new septic system. Council Member Orrick expressed his opposition to approving the connection without annexing. He stated it would set precedent that could cause problems in the future. Council Member Golden had concern there was no neighborhood effort to annex into the City. Regarding the property having difficulty in achieving compliance for construction of a new septic system, Council Member Golden commented that he understood the issues of the soil becoming saturated over the years and stated the phase "let the buyer beware". He stated he could not support the connection. On Roll Call vote, Ayes, Ritchason, Abel, Dunn, Luft, McCabe; Nays, Golden and Orrick. Motion Carried.

Motion by Council Member Golden, seconded by Council Member Luft that the **LAND ACQUISITION TO PURCHASE EASEMENTS FOR CAMBRIDGE AND SHIRE Drainage**

Improvement Project be approved. City Engineer Michael Guerra advised the Council on a $6,300 offer for the appraised fair market value of the property needed for a construction easement to utilize while constructing storm water sewer across Raymond Weeks property adjacent to the approved detention pond on Derby Street. The full history and timeline of the project was presented in the Request for Council Action**.** Council Member Golden raised arguments that the purchase was another financial impact not brought to light in previous years. He asked Mr. Guerra to confirm that the other building did not encroach on City property. The Council Member questioned the authority of the engineer to negotiate and purchase an easement without Council's consent. He stated he could not support the action that did not follow the method or ordinances of City to purchase property. Council Member Orrick questioned and it was confirmed that the easement would allow for the City to next go out for bids with possible start of digging and construction of sewer lines in the Spring prior to heavier rains. On roll call vote, Ayes, Orrick, Luft, Dunn, Abel, Ritchason, McCabe; Nay, Golden. Motion Carried.

Motion by Council Member Abel, seconded by Council Member Luft that the **REQUEST TO AMEND THE CODE OF THE CITY OF PEKIN TITLE 7, CHPTER 4 FLOOD CONTROL REGULATIONS TO MEET THE FLOODPLAIN MANAGEMENT REGULATIONS be approved.** City Engineer Michael Guerra recommended to the Council that the City Code be amended to meet the floodplain management regulations and conform to paragraph 60.3(d) of the National Flood Insurance Program (NFIP) and the corresponding Flood Insurance Rate Maps (FIRM) sent to the City of Pekin from the Federal Emergency Management Agency (FEMA). He advised that those maps were last adopted in 1980 for Tazewell County. Council Member Golden questioned flooding information provided to Council for Cambridge drainage and if the proposed detention pond property was changed in the flood maps. Mr. Guerra clarified Derby Street was not in floodplain but the Council Member's discussion was on two different matters, special floods hazard areas maps subject to (100 year) 1 percent annual chance and 20 year rain events that applied to Derby Street area. Mr. Guerra spoke to Council Member Orrick's question that the new maps included the Sewer Treatment Plant. On roll call vote all present voted Aye.

Motion by Council Member Luft, seconded by Council Member Orrick that the **AGREEMENT WITH TAZEWELL COUNTY ANIMAL CONTROL in the amount of $45,045.96 be approved.** Police Chief John Dossey recommended the agreement be approved for the same price as previous years. The County handles animal complaints as well as kenneling of animals running at large. Council Member Orrick spoke in support of the intergovernmental agreement in that the charge per capita was a $1.25 for a service that the City would not be able to provide without larger costs. Director of Animal Control for the County, Ryan Sanders addressed the Council on the questions of the terms in the agreement regarding cats running at large, emergency pickups, and a typo in section 15. "Governed by and interpreted in accordance." He indicated no modifications were needed to the agreement for the tickets to come to the City's new adjudication process. On roll call vote all present voted Aye.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

The following people presented questions to the Council:
Dwight Stubbs, Ann Witzig, John McNish, Rick Hilst, Elain Ritchie.
The following staff member made announcements:
Interim City Manager Sarah Newcomb asked that the public use caution at intersections of the new Veterans Drive section opened at 14th and 5th Streets precious VFW. Veterans Drive does not stop. Signage would be improved. She advised the Council

- the County had presented plans for unpaved parking lots.
- the Police Pension Board makes the decisions for money spent from the fund.
- Trying to address issues of the bathrooms at the riverfront being trashed sometime overnight after cleaning. She expressed gratitude for the street department and volunteer's cleanup of the riverfront.
- Lenora Fisher and Todd Thompson held a successful event in the downtown on Friday.

Fire Chief Kurt Nelson reminded the Council and public to throw away 10 year old smoke alarms. He thanked the City for drawing attention to fire safety by proclaiming October 9, 2026 – October 15, 2016 "Fire Prevention Week."

Police Chief John Dossey encouraged everyone to continue to vote on line for Pekin to be awarded a K-9 grant that was applied for.
Council Member Abel pointed out that Veterans Drive and Towerline Road is very dangerous without a light. He hoped the responsibility of the County was in the works.
Council Member Golden

- stated he had not received a weekly report from the Interim City Manager for a Council Meeting follow-up for the previous week.
- noted that the shoulder of the new Veterans Drive Allentown to Broadway needed to be fixed.
- Informed the Council and staff that the hospital construction area on Veterans Drive and Griffin Avenue seem to have concrete structures on City property just feet from the road. Questioned if anyone had concern for the liability of the City.

Council Member Luft announced he had recently visited LaSalle, Illinois and spoke with economic develop groups. For a town of 9,000 he was surprised by the downtown and felt Lasalle demonstrated things Pekin could learn.
Council Member Orrick expressed his disappointment that a report was received of unkempt City property. He felt the City should lead by example. He spoke to the questions regarding the jurisdictional transfer of Veterans Drive to the state and the receiving of Court Street by the City as a City Street. He questioned if the City had to take Court Street in its condition or at all. He felt the $30 million dollars received was the worse deal of the century. The Mayor advised the Council that the funds received at the time were for construction of Veterans and remaining money for Court Street improvements. Since costs escalated for Veterans leaving less for Court Street. Discussions have been going on with representatives, the State and IDOT. Letters have been written to the legislature to extend the Capitol Bill for additional funds.

EXECUTIVE SESSION
Motion by Council Member Dunn, seconded by Council Member Orrick that Council move to Executive session at 8:30.p.m. to discuss 5 ILCS 120/2 (c.) 1. The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body. On roll call vote all present voted Aye.

No further business to come before the Council, motion by Council Member Dunn, seconded by Council Member Orrick that Council adjourn. Motion carried voice vote. Mayor McCabe adjourned the meeting.

COUNCIL ADJOURNED AT 8:45 P.M.

Sue E. McMillan
City Clerk