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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, SEPTEMBER 13, 2010 AT 5:30 O'CLOCK P.M.
RUSTY L. DUNN, MAYOR PRESIDING

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

ABSENT: COUNCIL MEMBER ABEL

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

Roll was called and all Council Members were present.

AGENDA

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

MINUTES

Motion by Council Member Schmidgall, **seconded by Council Member Kortkamp,** that the **minutes of the Regular City Council Meeting of August 23, 2010 be approved as written.** On roll call vote, all presented voted Aye.

PUBLIC INPUT

Don Taylor, 207 Schramm Drive, addressed the Council on his request for a 2nd Ham Radio Tower at his residence under Unfinished Business. He stated he brought in the site plan and had from his neighbor a letter supporting his request. Council Member Kortkamp questioned if the old tower would ever be taken down. It was Mr. Taylor's intention to utilize both towers.

CONSENT AGENDA

Motion by Council Member Kortkamp, seconded by Council Member Barra, that the Consent Agenda be approved as presented. The following were presented for consideration of the Consent Agenda items by Omnibus Vote. Mayor Dunn made clarified that Murry J. Brian appointment would be made to the Airport Commission at the next meeting not to the Sister City Committee as indicated in the resolution presented.

1. **Receive and File Monthly Reports and Minutes:** Unapproved Liquor Commission Minutes dated August 26, 2010, Fire Department August Report, Police Department August Report, and Tazewell County Animal Control August Report.

2. **Charitable Solicitation:** Benefit Dean Culp October 2, 2010
   Pekin Lions Club Annual Candy Day Weekend October 15 and 16, 2010
   Karla Searey Rinaldo Benefit
   Toys For Tots Marine Reserves September 25, 2010

3. **Resolution No. 65-10/11 –** Appointments of the following named persons to the Sister City Of Pekin Committee Dale Holzwarth , Lynette Woelfle Steger, ~~Murry J. Brian,~~ Ingrid E. Smith, Roy E. Bockler, Michelle Teheux, Hendrikus Teheux, DeeAnna Guerra, and Alan McLouth.

4. **Resolution No. 66-10/11 –** Appointment of Leigh Ann Matthews to the RWBP Covenants Committee and reappointments of Joseph Wuellner, Sergio Becerra, and Paul Desjardins.

5. **Resolution No. 67-10/11 –** Appointment of John Abel to the Tri-County River Valley Development Authority.

6. **Resolution No. 68-10/11 –** Approval of Plat of Survey 830 Brenkman Drive at Lakecrest Drive.

On roll call vote, all present voted Ayes,

COMMUNICATIONS, PETITIONS, REPORTS
Employee Bill Hill was not available for the **RETIREMENT RECOGNITION** by his supervisor Greg Ranney.

Mark Werner announced the details of the 11th Annual **RIVER SWEEP,** Saturday, September 18, 2010. Registration and T-shirts would be available at 8:30 a.m. at the Pekin Boat Club. Mr. Werner encouraged the community to volunteer to help cleanup the riverfront area along with participants from the ROTC and students from Broadmoor School.

Lynette Steger, member and facilitator of the **SISTER CITY COMMITTEE** presented background as to the committee formation, why the City of Ettenheim Germany was chosen to be Pekin's first Sister City, and the plans for the members to pursue. She stated membership in the National Organization was $510 which included recognition of awards and participation in scholarships which the Pekin Community High School exchange students could benefit from. Announcement was made that the meeting of the appointed members would be on September 29, 2010 @ 7:00 p.m. in the Library meeting room.

A PUBLIC HEARING was opened by Mayor Dunn at 5:44 p.m. for the purpose of discussing the sale of municipally owned property to JPG Commercial Real Estate, LLC being Lot 5 in Block 90 and Lot 4 in Block 90 of Original Town commonly known as 500 Margaret Street. The notice of sale was properly published in the Pekin Daily Times on August 28, 2010. City Manager Dennis Kief spoke to the Council regarding the contract from Jeff Graves to pay $30,000 and convert an underutilized small parking lot (0.196 acres (90'x95') into a banking ATM. There were no comments received from the public. The hearing was closed at 5:46 p.m.

UNFINISHED BUSINESS
Motion by Council Member Kortkamp, seconded by Council Member Barra that the **SPECIAL USE FOR A HAM RADIO TOWER** at 207 Schramm Drive, be approved. In order to solicit additional information in the Commission's decision, the consideration was tabled from the Council meeting of August 26, 2010. Council was advised by Attorney Dancey that the recommendation of the Planning Commission was to deny the request based on the esthetics of 2 towers in the residential area. It was felt the request was out of character with the neighborhood. Council questioned the limit, requirements, and appeals process for towers. Mr. Taylor again addressed the Council and stated 34 letters of notification were sent to the surrounding neighbors with no response of opposition received. On roll call vote, all present voted Aye.

NEW BUSINESS

<u>ORDINANCE NO. 2626-10/11</u>
ACCEPTING A CONTRACT FOR SALE OF REAL ESTATE AND AUTHORIZING THE SALE OF MUNICIPALLY OWNED REAL ESTATE WITHIN THE CITY OF PEKIN

Motion by Council Member Barra, seconded by Council Member Blanchard, that Ordinance No. 2626-10/11 be adopted**.** Authorizes the sale to Jeff Graves in the amount of $30,000 for the purpose of converting an underutilized small parking lot (90'X95') at 500 Margaret Street and developing as a banking ATM .
On roll call vote, all present vote Aye.

<u>RESOLUTION NO. 69-10/11</u>
AMENDMENT TO RETIREMENT HEALTH SAVINGS PLAN
ADOPTED ON JULY 12, 2010 BY RESOLUTION NO. 56-10/11

Motion by Council Member Barra, seconded by Council Member Kortkamp, that Resolution No. 69-10/11 be adopted**.** Sarah Newcomb, Human Resources Director presented the recommendation to revise the language in the RHS Plan managed by ICMA Vantagecare to provide in the event of a participant's death the unused sick time funds would remain in the Trust to be allocated among all Plan Participants not revert to the employer. The invested funds were to pay future health care premiums or qualified medical as approved August 23, 2010 in the administrative agreement. Discussion followed on spouse and/or covered dependents as beneficiary. On roll call vote, all present vote Aye.

<u>ORDINANCE NO. 2627-10/11</u>
AMENDING TITLE 5-1A-3-3 OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING LITTER CONTAINERS

Motion by Council Member Barra, seconded by Council Member Blanchard, that Ordinance No. 2627-10/11 be adopted**.** Greg Ranney Director of Solid Waste explained that the ordinance amends the litter container section of the Code for waste collection available to citizens through the City purchase from $50 for 95 gallon toter to $60.00 and $35 for 35 gallon toter to $40 to cover the cost of the containers. The language for rental of containers was deleted to comply with the end of the lease program. The Council Member Barra made the community aware that the container could be purchased anywhere as long as the bar fit the City truck for pickup and that toters were mandatory. On roll call vote, all present vote Aye.

Motion by Council Member Schmidgall, seconded by Council Member Strand, that the **AGREEMENT WITH TAZEWELL COUNTY FOR RECYCLING GRANT** in the amount of $67.000.00 be approved. Council was informed that the dollars were used in support and connection of the County Recycling Program and continue to educate students of the benefit to recycle. On roll call vote, all present voted Aye.

Motion by Council Member Blanchard, seconded by Council Member Barra, that the **CITY OF PEKIN POSITION STATEMENT ON DIVERSITY, EQUALITY, AND HUMAN RIGHTS,** be approved. Community Development Director Pam Anderson advised the Council of the Human Rights Committee's key accomplishment in writing a statement that clearly defined an official stance on diversity and equality. The statement was read aloud and incorporated into the minutes as follows:

City of Pekin's Position on Diversity, Equality, and Human Rights

The City of Pekin is a progressive community that recognizes the fundamental equality of all individuals and thus strives to ensure equality of opportunity for all.

> The City of Pekin DOES NOT tolerate prejudicial or discriminatory treatment of any person, whether a resident or visitor, within the Pekin community.
>
> The City of Pekin DOES apply a standard of equitable practices and fair treatment toward every individual, regardless of one's demographic characteristics or background.
>
> The City of Pekin WILL continue to proactively uphold an environment of respect, dignity, and mutual understanding among diverse groups and individuals, via education, dialogue, and community activities.

Pekin welcomes people of varied backgrounds and their contributions to the City –
a community made stronger by the presence of diversity.

Council Member Blanchard questioned the use of the word "progressive" and submitted "open minded" to replace progressive he interpreted as meaning liberal. Discussion followed. Member Shanna Shipman addressed the Council on the Committee's task to promote increased public awareness of the City's position respecting diversity, equality, and human rights issues. Review was done on each word to fully capture a statement that the City will not tolerate prejudice. On roll call vote, Ayes, Schmidgall, Strand, Kortkamp, Barra, and Mayor Dunn; Nay, Blanchard. Motion Carried.

Motion by Council Member Blanchard, seconded by Council Member Kortkamp, that the **AGREEMENT WITH PEKIN HOUSING AUTHORITY FOR COMMUNITY DEVELOPMENT BLOCK GRANT COORDINATOR** be approved. Council was advised that the agreement was renewal of consulting contract with PHA. The contract provided for an amount of $2,000.00 be paid per month. Present coordinator was Mike Lutz. On roll call vote, all present voted Aye.

Motion by Council Member Strand, seconded by Council Member Kortkamp, that the **CONTRACT WITH PINKOSKI & COMPANY** to conduct a Hotel Feasibility Study be approved in an amount not to exceed $11,500.00. Economic Development Director recommended the approval of Pinkowski & Company to conduct a study to evaluate quality/quantity of existing hotel rooms. Six proposals were received and reviewed to obtain the facts and figures to share with interested hotel developers. On roll call vote, Ayes, Schmidgall, Strand, Kortkamp, Barra, and Mayor Dunn; Nay, Blanchard. Motion Carried.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL
Council Members congratulated the community and expressed appreciation for a successful Marigold Festival and a meaningful 9-11 Ceremony. Council Member Strand invited the community to a Ribbon Cutting for the addition to the children's Advocacy Center on October 7, 2010 @ 4:00 p.m. Mayor Dunn announced the Annual Community Update Meeting, Golf Outing, and Steak Fry would be held on Thursday, September 16, 2010 at Pekin Insurance Lodge. Council Member Blanchard requested that the community be made award of the provisions of the Code for election sign compliance.

Marg Melchers, 1821 Highwood, informed Council of the ceremony that was held in the presence of Astronaut Scott Altman renaming Sunset Grade School in his honor. She again suggested the Council pursue naming a street in his honor.

Bill Fleming, Executive Director of the Chamber of Commerce expressed appreciation for the hundreds of volunteers for the Marigold events.

Kay Lock, 709 South 3rd Street, reported to the Council the condition that her yard was in as a result of the foreclosure and vacancy of the next-door residence. She requested the City's help in the cleanup of the garbage and abandoned appliances.

EXECUTIVE SESSION
Motion by Council Member Strand, seconded by Council Member Blanchard, that the Council move to Executive Session at 6:45 P.M. to discuss: 5 ILCS 120/2 (c) 11. Litigation and 5 ILCS 120/2 (c) 2. Collective Bargaining. 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 7:08 P.M.

Sue E. McMillan
City Clerk