
**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 12, 2016 AT SPECIAL TIME 4:00 O'CLOCK P.M.

JOHN MCCABE * MAYOR * PRESIDING

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

ABSENT: NONE

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

Roll was called at 4:00 p.m. All Council Members were physically present. A quorum was declared.

AGENDA

Motion by Council Member Abel, seconded by Council Member Orrick that the agenda be approved as presented. On roll call vote, Ayes, Orrick, Dunn, Abel, Ritchason, and McCabe; Nays, Golden and Luft. Motion carried.

EXECUTIVE SESSION

Motion by Council Member Abel, seconded by Council Member Ritchason that Council move to Executive session at 4:05.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.

Motion by Council Member Ritchason, seconded by Council Member Dunn that Council return to open session at 5:30 p.m. Motion carried viva voce.

MINUTES

Motion by Council Member Abel, seconded by Council Member Ritchason that the **Minutes of the Regular City Council Meeting of August 22, 2016 be approved as written.** On roll call vote all present voted Aye.

PUBLIC INPUT

Mayor McCabe presented options for this meeting that the public have one spokesperson on a topic if there were going to be repetitive comments on a specific topic and to limit public input at the meeting to 3 minutes. The Mayor did not receive consensus from the Council Members. McCabe then requested that all present be as professional as possible and to keep emotions in check.

Bob Keiser addressed the Council on the agenda item for possible sanction of a Council Member for misconduct and suggested that instead the members use the time to stop runaway spending. He told Council Member Golden to wear the censure as a badge of courage for asking too many questions and that he would vote for his reelection.

Jim Mangan urged the Council to dismiss charges of misconduct, citing that the Council minutes reflected Council Member Golden questioned the hypocrisy of the Pekin Planning Commission not a statement of fact that the PPC member was called a hypocrite.

Sally Johnson stated she agreed with Mr. Mangan and asked Council to dismiss Mr. Golden's charges.

John McNish stated that Mr. Golden did not need to be censured, he just needed to be given answers to his questions.

Ann Witzig told the Council the censure was an injustice, there would be repercussions if censure was approved.

Bob Bramham voiced his complaints that emails sent with questions are not answered by the Council. He questioned who gave the information on the agenda to the Pekin Times.

Larry Wolfer expressed his opinion that the Pekin Planning Commission should be censured.

CONSENT AGENDA

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

8.0 CONSENT AGENDA

7.1 Receive and File Monthly Reports and Minutes: Draft Liquor Commission Minutes dated August 25, 2016.

7.2 Receive and File: Illinois Department of Transportation Computation FY 2017 Municipal Maintenance of State Highways.

7.3 Proclamation: “Intellectual Disabilities Week” September 16-18, 2016

On roll call vote all present voted Aye.

COMMUNICATIONS, PETITIONS, REPORTS

CITY OF PEKIN EFFICIENCY STUDY

Dr, Karl Knollenberg, GovHR, presented to the Council an overview of the contents of the comprehensive 126 page study commissioned by the Council. The organizational service delivery audit was an evaluation of the overall quality and efficiency of an organization’s performance. He first noted the content was divided into sections such as structure, goal setting, fiscal analysis, level of staffing, employee survey and recommendations. He encouraged the Council to integrate the various elements of the strategic management plan into their planning and in setting goals. Study results indicated Pekin had a high level of management and good management of City services. Council Members commented on the following recommendations that they supported, prioritizing realistic goals, strategic plan building, short-term and long term goal setting, multi-year forecast of revenues and expenditures, annual objective setting processes, an initiative to work with the County, Park District on joint purchases, training and agreements. Council Members spoke of the report as a guide for the new manager, as a road map to move forwards without excuses and that the findings dispelled issues of staffing and salaries.

NEW BUSINESS

ORDINANCE NO. 2746-16/17

Ordinance No. 2746-16/17 –Amending Title 1, Chapter 12 “Administrative Adjudication of Violations of the City Code” of the City of Pekin, Illinois, to Create a New Section “Administrative Adjudication of Non-Vehicular Code Violations”

Motion by Council Member Ritchason, seconded by Council Member Luft that Ordinance No. 2746 16/17 be adopted. Police Chief John Dossey presented his request to the Council for updates to the code as it pertains to hearings and collection of costs associated with administrating the revamped adjudication program. Council heard the provisions allow the burden to shift from taxpayer to the violator. A \$50 fee would be assessed to those found liable at the hearing to cover costs and those who fail to appear. On roll call vote; Ayes, Orrick, Luft, Abel, Ritchason, and McCabe; Nay Golden. Motion carried.

ORDINANCE NO. 2747-16/17

Amending Title 8 Traffic Code of the City of Pekin, Illinois, by Repealing 8-4-7 “Penalties” and Creating a New Chapter 10, “Administrative Adjudication of Violations of Traffic Regulations Concerning the Standing, Parking or Condition of Vehicles”

Motion by Council Member Ritchason, seconded by Council Member Luft that **Ordinance No. 2747-16/17** be adopted. Police Chief John Dossey presented his request to the Council for additional updates to a second section of the Code for the adjudication provisions to bring in compliance with state statutes. Adds court cost to those found liable at hearing and those who do not pay and fail to respond. He informed the Council that adjudication had been in existence for some time. The updates and consolidation of ordinance utilize IDrop administrative tow and amended fees in parking tickets from \$10 to \$50 with early pay discount of \$20. Motion was made by Council Member Orrick, seconded by Council Member Luft that **Ordinance No. 2747-16/17 be amended** by reducing parking offense to \$25.00 with early paid discount of \$10.00 if paid within 10 days. On roll call vote all present voted Aye.

Vote on Ordinance 2747-16/17 as amended. On roll call vote all present voted Aye.

Motion by Council Member Luft, seconded by Council Member Orrick that the **DACRA COMPUTER SYSTEM SOFTWARE AGREEMENT** be approved. Chief Dossey next presented the authorization by contract and purchase of software to implement electronic ticketing, adjudication management as well as code enforcement tracking in an amount of \$140,000. He noted Zlatko Privec, President of IT-Stability, LLC had presented the adjudication program and products at the previous meeting. The software would streamline the collection process making it more efficient and according to state and local statutes. On roll call vote all present voted Aye.

Motion by Council Member Golden, seconded by Council Member that the **RECYCLING GRANT BETWEEN THE CITY OF PEKIN AND COUNTY OF TAZEVELL** be approved. The Council was advised with approval the City accepts the terms for use of the annual Recycling Grant Agreement in the amount of \$69,010.00 from Tazewell County in support of the City's recycling drop-off facility at 2nd Street and Cynthiana and daily dumping fees from curb side recycling. On roll call vote all present voted Aye.

Motion by Council Member Orrick, seconded by Council Member Luft that the **COUNCIL CONCURS IN THE IDOT DIVISION OF AERONAUTICS BID AWARD FOR CONSTRUCTION PHASE OF ILLINOIS PROJECT C15-4446=REPLACE PEKIN AIRPORT TAXIWAY LIGHTING TO J.H. MOORE INC.** On roll call vote; Ayes, Orrick, Luft, Abel, Ritchason, and McCabe; Nay Golden. Motion carried.

Motion by Council Member Dunn, seconded by Council Member Abel that the **COUNCIL CONSIDERS AND ACT ON COMPLAINTS AGAINST COUNCIL MEMBER GOLDEN BY WAY OF CENSURE IF APPROPRIATE.** Mayor McCabe explained to the Council that an unacceptable matter with respect to a Council Member's repeated actions in dealing with city staff and one committee member that there was need to forward the complaints and violation of the Code of Conduct to the Council for consideration. Council was advised multiple laws, regulations and ordinances were reviewed and considered during an investigation Attorney Sue Bosich read the allegations of improper conduct by Council Member Tim Golden to determine whether Golden violated the duties and oath of his office. Factual Findings: Comments About Planning Commission, Interference With Public Works, Criticizing and Maligning City Workers, Interaction with Code Enforcement and the Conclusion were read to the Council. Each Council Member was given the opportunity to speak to the issue. Council Member Luft moved that the action be tabled until September 26, 2016 because information had been received on Friday and needed more time to fully examine. Council Member Golden stated he preferred to go ahead with his prepared address to the complaints and that the motion be pulled. Council Member Golden stated Factual Findings were flimsy. He responded to each of the complaints as false and presented his defense as to why. On roll call vote Ayes, Orrick, Dunn, Abel, McCabe; Nay, Golden; Abstain, Luft and Ritchason. Motion carried.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Bob Bramham, John McNish, Ann Witzig, Rick Hilst, Don Hild, Larry Wolfer, Sally Johnson, Jim Mangan addressed the Council with their comments and questions.

City Engineer Michael Guerra advised that the opening of VFW Road as Veterans Drive would initiate a change of traffic pattern. He asked the public to be cautious. VFW Road would no longer stop at 5th Street, 14th Street, or Towerline Road. He also informed the public that there would be downtown streets closings as the alley sewer lining projected continues between Court Street Capitol to 5th St.

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 9:10 P.M.

Sue E. McMillan
City Clerk