City of Pekin

REGULAR COUNCIL MEETING MONDAY, SEPTEMBER 10, 2012
5:30 P.M.

	1	2
1.0 CALL TO ORDER		
2.0 PLEDGE OF ALLEGIANCE *Mayor Laurie L. Barra*		
3.0 ROLL CALL *Clerk to Call the Roll*		
4.0 APPROVAL OF AGENDA ***ACTION:*** *Motion to approve the meeting agenda.* ***VOTE REQUIRED***		
5.0 APPROVAL OF MINUTES ***ACTION:*** *Motion to approve minutes of the Regular Council Meeting of August 27, 2012.* ***VOTE REQUIRED***		
6.0 PUBLIC INPUT ON AGENDA ITEMS *Speakers to state name, address, and spell last name. Speakers will be given 5 minutes to address the Council. Questions unrelated to agenda items are accepted during "Public Questions" near the end of the meeting.*		
7.0 CONSENT AGENDA		
7.1 Receive and File Monthly Reports and Minutes: International Fire Code (IFC) Board of Appeals Minutes August 22, 2012.		5
7.2 Proclamation: Intellectual Disabilities Week Knights of Columbus September 21-23, 2012.		4
7.3 Resolution No. 54-12/13 – Mayor's Appointment of Michael J. Freilinger to the Human Rights Committee to fill the unexpired term of Kevin Andrews until May 2013.		4
7.4 Resolution No. 55-12/13 – Mayor's Re-appointments of Greg Henderson and Scott Parkin to the Board of Appeals International Fire Code for a four (4) year term until October 10, 2016.		2
ACTION: *Motion to approve all items listed on the Consent Agenda by Omnibus Vote.* ***VOTE REQUIRED TO APPROVE CONSENT AGENDA***		
8.0 COMMUNICATIONS, PETITIONS, REPORTS		

8.1 New Wastewater Billing System Payment Information	JW	5
8.2 First Quarter Financial Report	JSW	5
9.0 NEW BUSINESS		
9.1 Resolution No. 56-12/13 - Approve the 5 Framework/Priority and the 6 Initiative Recommendations for Regional Economic Development **DESCRIPTION:** Establishes the City of Pekin's commitment to work collaboratively with public, private and not-for-profit stakeholders toward the implementation of these Recommendations. **ACTION:** Motion to adopt the resolution. **VOTE REQUIRED**	DG	1
9.2 Change Order 3 Wastewater Treatment Plant Project Phase 2A **DESCRIPTION:** The order with Williams Brothers Construction, Inc. includes deductions and additions for 11 items due to anticipated changes required once construction started. There will be $260,327.00 remaining in the contingency balance. **ACTION:** Motion to approve the change order in the amount of $211,562.00. **VOTE REQUIRED**	MG	3
9.3 Ordinance No. 2664-12/13 – Amending Title 4, Chapter 6, Article B of the Code of the City of Pekin 1995 Regarding Airport Commission **DESCRIPTION:** Updates language in the Code regarding the Airport Commission and its involvement in the operations and oversight of the Pekin Municipal Airport. **ACTION:** Motion to adopt the ordinance **VOTE REQUIRED**	MG	3
10.0 ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL **10.1** Council Members **10.2** Staff **10.3** Five Minute Public Questions **10.4** Press Time		
11.0 EXECUTIVE SESSION 65 ILCS 120/2 (c)		
12.0 ADJOURN **NO VOTE REQUIRED**		

Column 1 Key:

DG Asst City Manager Darin Girdler
MG City Engineer Michael Guerra P.E.

Column 2 Key:

1 **A Prosperous Community.** To promote and sustain a balanced economy that supports expansion and retention of family-wage jobs.
2 **A Safe Community.** To protect community life and property by providing effective, principled police and fire services.
3 **A Strong Foundation.** To improve and maintain existing infrastructure and leverage opportunities for new infrastructure.
4 **A High Quality of Life.** To support or provide services that improve the quality of life for Pekin’s residents.
5 **An Effective Government.** To deliver effectively the services that Pekin’s residents want, need, and are willing to support.

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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, AUGUST 27, 2012 AT 5:30 O'CLOCK P.M.
LAURIE L. BARRA, MAYOR PRESIDING**

PRESENT: COUNCIL MEMBERS, ABEL, SCHMIDGALL, MASSAGLIA, HENDRICKS, BLANCHARD, MCCABE, AND BARRA

ABSENT: NONE

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

Roll was called and all Council Members were physically present. A quorum was present.

AGENDA

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

MINUTES

Motion by Council Member Abel, seconded by Council Member Massaglia, that the **minutes of the Regular City Council Meeting of August 13, 2012, be approved as written.** On roll call vote, all present voted Aye.

CONSENT AGENDA

Motion by Council Member Abel, seconded by Council Member Massaglia, that the **CONSENT AGENDA be approved as presented.** Mayor Barra presented the following for consideration of the Consent Agenda items by Omnibus Vote. She noted the correct expiration term of Resolution No. 52-12/13 was 2014.

7.0 CONSENT AGENDA
7.1 Receive and File Monthly Reports and Minutes: Traffic Safety Committee August 3, 2012 and Special Meeting August 7, 2012.
7.2 Receive and File Minutes of the Zoning Board of Appeals dated August 8, 2012.
7.3 Receive and File Minutes of the Pekin Planning Commission dated August 8, 2012.
7.4 Receive and File the Pekin Planning Commission Hearings and Recommendations: a. Hearing #08-1857- recommends approval of the rezoning of the property located at 514 N. 5th Street to B-3 (General Business District). b. Hearing # 08-1858 – recommends approval of the rezoning of the property located at 508 State Street to B-3 (General Business District).
7.5 Receive and File Bids Velde Drive and Parkway Drive Intersection Improvement Project Opened August 15, 2012 @ 2:15 p.m.
7.6 Receive and File Bids Annual Street Seal Coat Project. Opened August 15, 2012 @ 2:00 p.m.
7.7 Resolution No. 52-12/13 – Mayor's Appointment of Barry McGinnis to the Zoning Board of Appeals to fill the unexpired term of Erik Reader until May 31, 2014.
7.8 Resolution No. 53-12/13 – Mayor's Appointment of Becky Saban to the Human Rights Committee to fill the unexpired term of Chris Coplan until May 2013.

On roll call vote all present voted Aye.

COMMUNICATIONS, PETITIONS, REPORTS
Police Chief Gregory Nelson introduced Deputy Chief Donald Baxter and Sergeant Seth Ranney. The prestigious Illinois Law Enforcement Medal of Honor was presented to the officers during ceremonies held in Springfield earlier in the day. The Chief stated that the state's highest law enforcement award is presented annually to police officers who risk their lives above and beyond the call of duty. Appreciation was extended to Baxter and Ranney for their self-sacrifice exhibited in the line of duty in rescuing a potential suicide victim from the Illinois River.

NEW BUSINESS
Motion by Council Member McCabe, seconded by Council Member Abel that the **low bid in the amount of $175,164.89 for VELDE DRIVE AND PARKWAY DRIVE INTERSECTION IMPROVEMENT PROJECT be approved and the contract be awarded to R.A. Cullinan and Son, Inc.** City Engineer Michael Guerra recommended the contract the low bid of 3 received for work that included the reconstruction and widening of the roadway from 34 ft to 42 ft along with adding 12 ft wide turn lane off south bound Parkway Drive. Council was given answers to questions of elevation and visibility of the turn lane. On roll call vote, all present voted Aye.

Motion by Council Member McCabe, seconded by Council Member Schmidgall, that the **bid in the amount of $292, 231.20 for ANNUAL SEAL COAT PROJECT be approved and the contract be awarded to R.A. Cullinan and Son, Inc.** City Engineer Michael Guerra presented the proposed area of streets for improvement from 11th Street to Florence Street bounded by Sheridan Road and Willow Street. He noted Cullinan was the only bidder, typical for the type of work. The bid came in below estimate of $299,222.00. The expenditure would come from Motor Fuel Tax and HUD funding of $99,999.00. Council discussed the cost difference of mill and overlay and the life expectancy of asphalt over tar and chip. On roll call vote, all present voted Aye.

Motion by Council Member Schmidgall, seconded by Council Member Massaglia, that the **ENGINEERING AGREEMENT WITH MILLENNIA PROFESSIONAL SERVICES FOR CONSTRUCTION OVERSIGHT AND INSPECTION OF VETERANS DRIVE be approved in an amount not to exceed $352,786.80.** City Engineer Michael Guerra requested Council approve the outside source in order to ensure construction of Veterans Drive north from Broadway Road to Sheridan Road met plans and specifications required for federal and state funding. It was felt City staff alone would be unable to meet the hours needed for documentation standards and material testing. On roll call vote, all present voted Aye.

Motion by Council Member Schmidgall, seconded by Council Member Massaglia, that the **AGREEMENT WITH HANSON PROFESSIONAL SERVICES to provide engineering services for the Pekin Municipal Airport for a period of 5 years be approved.** Council was informed by City Engineer Michael Guerra that Hanson would provide support for planning, design, and special services of construction phases to ensure the airport followed requirements for federal funding. Fees would be determined on scope of work requested. On roll call vote, Ayes, Abel, Schmidgall, Hendricks, Massaglia, Barra; Nays, Blanchard and McCabe. Motion Carried.

Motion by Council Member Massaglia, seconded by Council Member Abel, that the **AGREEMENT WITH FARNSWORTH GROUP for engineering services Wastewater Treatment Plant Combined Sewer Outfall design, be approved in the amount of $919,000.00.** City Manager Joseph Wuellner advised the Council that the CSO design were part of the upgrades in accordance with the Long Term Control Plan (LTCP). On roll call vote, all present voted Aye.

Motion by Council Member Massaglia, seconded by Council Member McCabe, that the **AMENDMENT TO THE AGREEMENT WITH HANSON PROFESSIONAL SERVICES, INC. for Veterans Drive Extension Project land acquisition be approved in the amount of $15,000.00.** City Manager Joseph Wuellner next recommended approval of the amendment to the August 8, 2011 agreement. The scope and cost of the contract was modified to provide negotiations service for five additional parcels. On roll call vote, all present voted Aye.

ORDINANCE NO. 1568-A192-12/13
REZONING OF CERTAIN PROPERTY 514 N. FIFTH STREET
PIN #04-04-35-315-001 ORIGINAL TOWN, BLOCK 85, LOTS 1 AN2

Motion by Council Member Hendricks, seconded by Council Member Massaglia that Ordinance No. 1568-A192-12/13 be adopted. Code Enforcement Officer Ron Sieh presented the recommendation of the Pekin Planning Commission to rezone the former Lighter Motel property from OS-1 (Office Service District to B-3 (General Business) District. He told Council the building would be used for a conference area for Enviro-Safe. On roll call vote, all present voted Aye.

ORDINANCE NO. 1568-A193-12/13
REZONING OF CERTAIN PROPERTY 508 STATE STREET
PIN #04-04-35-315-002 ORIGINAL TOWN, BLOCK 85, LOT 3

Motion by Council Member Hendricks, seconded by Council Member Abel that Ordinance No. 1568-A193-12/13 be adopted. The Pekin Planning Commission also recommended the rezoning of adjacent property to the 5th Street structure from P-1 (Vehicular Parking) District to B-3 (General Business) District. Owner Randy Price told Council this building would be used for overflow plastic parts storage area to the existing Enviro-Safe business. There would be no flammable materials stored. On roll call vote, all present voted Aye. Council expressed appreciation to Mr. Price for the improvements made to the 5th Street area.

ORDINANCE NO. 1462-A315-12/13
AMENDING TITLE 8, CHAPTER 4, SECTION 1.D
OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING NO PARKING SOUTH 5TH STREET

Motion by Council Member Blanchard, seconded by Council Member Hendricks that Ordinance No. 1462-A315-12/13 be adopted. Police Chief Gregory Nelson presented the recommendation of the Traffic Safety Committee to prohibit parking on the west side of South 5th Street between Derby Street and Koch Street at all times and create a 15 minute loading zone on the west side of the street between Derby Street and the alley immediately south of Derby Street. On roll call vote, all present voted Aye.

ORDINANCE NO. 1462-A316-12/13
AMENDING TITLE 8, CHAPTER 4, SECTION 1.C AND 2. C
OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING DIAGONAL PARKING STATE STREET

Motion by Council Member Blanchard, seconded by Council Member Massaglia that Ordinance No. 1462-A316-12/13 be adopted. Traffic Safety Committee also recommended to the Stopping, Standing, and Parking section of the Code, language to allow other than parallel to the curb parking of vehicles properly parked in marked diagonal stall. The change was for 15 additional spots on the north side of the 300 block of State Street adjacent to Grace United Methodist Church between Capitol Street and Fourth Streets. The church would bear the costs of construction. On roll call vote, all present voted Aye.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council Member Schmidgall asked that the age and safety of children be considered when making a policy for busing that no longer allows school buses to back into cul-de-sacs. He felt that Traffic Safety Committee should evaluate parking if buses were unable to make the turns necessary to pickup students for school. He felt there were better alternatives than having young children walking three-tenths of a mile to the nearest bus stop. Resident Rick Lukehart, 11 Point East Court also expressed concern. Discussion followed. Mayor Barra noted the school districts have the final say for bus stop locations as per contract. She asked that staff return with answers to the alternatives presented.

Assistant City Manager Darin Girdler advised the Council the Economic Development Advisory Committee met and would be approaching the Council in the future for a request to lend funds for the TransPORT project.

Fire Chief Kurt Nelson announced that the burn ban was lifted.

Lori Gladson case worker for the Illinois Department of Human Services informed the Council that the local Department of Rehabilitation Services would be moving the Tazewell County Offices to Peoria. She encouraged the citizens of Pekin to contact the legislators to prevent loosing the local services for DHS and DORS.

EXECUTIVE SESSION
Motion by Council Member Blanchard, seconded by Council Member Schmidgall that Council move to Executive Session to discuss **65 ILCS 120/2 (C) (6) SALE OF MUNICIPALLY OWNED PROPERTY AND 65 ILCS 120/2 (C) (2) COLLECTIVE BARGAINING.** On roll call vote, all present voted Aye.

No further business to come before the Council, motion was made by Council Member Blanchard, seconded by Council Member Schmidgall to adjourn. Motion carried voice vote.

COUNCIL ADJOURNED AT 7:05 P.M.

Sue E. McMillan
City Clerk

CITY OF PEKIN

International Fire Code (IFC) BOARD OF APPEALS

August 22nd, 2012

Minutes of the Fire and Life Safety Code Enforcement Appeals Board of August 22nd 2012

The meeting commenced at 06:00 PM.

Members In attendance: Greg Henderson, Ben Lake, Chuck Lauss, Scott Parkin, Justin Reeise

Ex- officiato – Fire Chief Kurt Nelson

Non-Members in attendance: Captain Jamie Evans and Deputy Chief Brian Cox

The agenda for this meeting as follows:

Welcome – Board members had a chance to meet and determine board organization

Introduction - The International Fire Code Book and the Life Safety Code Book was given to each member.

Fire Department Background- Chief Nelson briefly discussed the responsibilities of the board, and the requirements for the organization of the board according to the IFC, in addition how the City of Pekin Fire Department is organized.

Roles and Responsibilities- Chuck Lauss volunteered to be the Board Chairman and Ben Lake volunteered to be Board Secretary. It was asked if there were any objections, and everyone present was in favor of these two members taking the seats they volunteered for.

Discussion and questions- Consensus was that the board would meet bi-annually unless an issue came up that needed to be dealt with, and that would be handled based on the time-frame required for the appeal in question.

Anything deemed necessary by the review board- Chuck Lauss had brought up the fact that initially this group would also be placed on the building review board, after discussion, and the time it would take for those meetings, the members present voiced their intent to be only on the IFC board of Review.

Chuck Lauss made a motion to adjourn seconded by Ben Lake, motion passed.

The meeting adjourned at 06:26 PM.

WHEREAS, the Knights of Columbus in the State of Illinois have undertaken a project of assistance for the treatment and care of the mentally handicapped; and

WHEREAS, the local Councils of Knights of Columbus have annually conducted a statewide campaign in the communities in Illinois; and

WHEREAS, Archbishop Schlarman Council No. 3507 of Pekin will hold their 44th Annual Tootsie Roll Drive, Friday, September 21 through Sunday, September 23, 2012; and

WHEREAS, ninety percent (90%)of these proceeds stay in the Pekin area to support Schramm Educational School, the Ann Benjamin Handicapped Children's Summer Camp Trust Fund, the Miller Home, the U of I Extension MR Program, the Pekin Park District Special Recreation Association, the YWCA Adaptive Aquatics/Special Olympics Swim Program, as well as Special Olympics.

NOW, THEREFORE, BE IT RESOLVED that I, LAURIE BARRA, Mayor of the City of Pekin, Illinois, do hereby proclaim September 21st thru September 23rd, 2012, to be

"INTELLECTUAL DISABILITIES WEEK"

in the City of Pekin, Tazewell County, Illinois and I urge all citizens to take cognizance of and cooperate in the campaign.

ADOPTED, this 10th day of September, in the Year of Our Lord, Two thousand and Twelve.

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LAURIE BARRA
Mayor

ATTEST:

____

SUE E. McMILLAN
City Clerk

Rec'd 8/13/12

Knights of Columbus

ARCHBISHOP SCHLARMAN COUNCIL, No. 3507
715 North 11th Street
Pekin, Illinois 61554

August 10, 2012

Sept 10th Agenda

Mayor Laurie Barra
City of Pekin
111 S. Capitol Street
Pekin, IL 61554

Dear Mayor Barra,

For 43 years the Knights of Columbus throughout the State of Illinois and in Pekin have conducted an annual Intellectual Disabilities Tootsie Roll Drive. All of the proceeds are used to benefit mentally handicapped children and adults. NINETY PERCENT (90%) of our proceeds remain locally here in the Pekin area to be distributed to the Schramm Education Center, the Ann Benjamin Handicapped Children's Summer Camp Trust Fund, the Schramm Educational Center, the Miller Home, the U of I Extension MR Program, the Pekin Park District Special Recreation Association, the YWCA Adaptive Aquatics/Special Olympics Swim Program, as well as Special Olympics.

In this, our 44th ID Drive, the weekend set aside by our state officers this year is Friday, September 21, 2012 through Sunday, September 23, 2012. We ask you and the Pekin City Council for permission to distribute tootsie rolls and collect donations at locations in front of business establishments in the community. We also ask that you set aside that week by proclaiming it as Intellectual Disabilities Week in Pekin.

Thank you for your consideration and support of our efforts.

Sincerely,

Stephen L. Sutton

Stephen L. Sutton
ID Tootsie Roll Drive Chairman
Knights of Columbus
Archbishop Schlarman Council #3507 of Pekin

RESOLUTION NO. 54-12/13

PEKIN, ILLINOIS, September 10, 2012

RESOLUTION BY COMMISSIONER

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PEKIN, ILLINOIS, THAT:

the Mayor's appointment of Michael J. Freilinger to the Human Rights Committee to fill the unexpired term of Kevin Andrews until the May, 2013, is hereby approved.

SIGNED BY

MAYOR.

City of Pekin

Application for Appointment to a City Commission, Board, or Committee

The City of Pekin welcomes your interest in an appointment to a commission, board, or committee. These organizations are intended to help city government deliver high quality programs and services to the residents of our community and to our visitors. Broad community representation on these groups is crucial to their effectiveness.

Your Name: **Michael J. Freilinger**

Your Address: **11 S. 4th Street, Suite 432, Pekin, IL 61554**

Your Telephone Number: **309/241-1842 CL**

Your E-Mail Address: **mfreilinger@tazewell.com**

Your Work Telephone Number: **309/477-2272**

You are interested in serving on which commission, board, or committee?

Human Rights Commission

Why are you interested in serving?

I believe my experience and background will be beneficial to the Human Rights Commission and I believe that offering my services to the City of Pekin will enhance our working relationship.

What qualifications do you have to serve? A resume in not required, but if you have one please attach it to this application.

I have extensive training in diversity in the work place. I have experience in putting in place a diversity program, developing minority owned businesses, and diversifying the work place.

What happens next?

Your application will be evaluated by the Mayor, the City Manager, and the department head who works most closely with the commission, board, or committee. If you are selected, the Mayor will propose your appointment at a meeting of the Council subject to ratification by the Council. We will let you know of our decision before the meeting takes place.

HUMAN RIGHTS COMMITTEE

4TH WEDNESDAY OF EACH MONTH

MICHAEL J. FREILINGER
11 S. 4TH STREET, SUITE 432
PEKIN, ILLINOIS 61554
mfreilinger@tazewell.com
241-1842 (cell) 477-2272 (work)………. TERM ENDS MAY 2013

BECKY SABAN
1511 ROYAL AVENUE
becky@massagetherapy.com
472-1522 ……………………………… TERM ENDS MAY 2013

MELINDA FIGGE
3909 WAGONSELLER RD
TREMONT, IL 61568
352-2874 ……………………………… TERM ENDS MAY 2013

MICHELE MOUL
1131 EL CAMINO DRIVE
drmoul@omnilec.com
337-0404 ……………………………… TERM ENDS MAY 2014

GREGG RATLIFF
1507 NORTH 12TH STREET
gratliff@herget.com
241-8250……………………………… TERM ENDS MAY 2014

ROGER GOODSON
3309 W. CAPITOL DRIVE, PEORIA 61614
roger.goodson@amwater.com
208-8386……………………………… TERM ENDS MAY 2014

BILL FLEMING
466 WILDWOOD DRIVE
GROVELAND, IL 61535
346-2106……………………………… TERM ENDS MAY 2015

DANIELLE OWENS
2010 W. LIAM'S WAY
DUNLAP, ILLINOIS 61525
dnowens@pekinhigh.net
453-3304 (cell) 477-4306 (work)………… TERM ENDS MAY 2015

MARIE WYNIA
1268 FLORENCE AVENUE APT A
PEKIN, ILLINOIS 61554
mwynia@bop.gov
840-4753 (cell) 477-4645 (work)………. TERM ENDS MAY 2015

RESOLUTION NO. 55 - 12/13

PEKIN, ILLINOIS, September 10, 2012

RESOLUTION BY COMMISSIONER

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PEKIN, ILLINOIS, THAT:
the Mayor's re-appointments of Greg Henderson and Scott Parkin to the Board of Appeals International Fire Code for a four (4) year term until October 10, 2016, are here by approved.

SIGNED BY

MAYOR.

BOARD OF APPEALS INTERNATIONAL FIRE CODE

Resolution No. 17-11/12 October 11, 2011 4-year terms

GREG HENDERSON	TERM ENDS OCTOBER 10, 2016
General Business Professional	initial 2011 one year
1906 VICKSBURG	
PEKIN, IL 61554	
(309) 353-4572	

SCOTT PARKIN	TERM ENDS OCTOBER 10, 2016
General Contractor	initial 2011 one year
1501 GINGOTEAGUE WAY	
PEKIN, IL 61554	
(309) 353-5714	

BEN LAKE	TERM ENDS OCTOBER 10, 2013
Fire Protection System Designer	initial 2 year term in 2011
PREVENTION FIRE PROTECTION, INC.	
`818 N. MAIN ST.	
MORTON, IL 61554	
(309) 266-9778	

JUSTIN REEISE	TERM ENDS OCTOBER 10, 2013
Design Professional	initial 2 year term in 2011
FARNSWORTH GROUP	
7707 N. KNOXVILLE AVENUE	
SUITE 200	
PEORIA, IL 61614-2014	
(309) 689-9888	

CHARLES E. LAUSS	TERM ENDS OCTOBER 10, 2014
Industrial Safety	initial 3 year term in 2011
1811 OAKWOOD DRIVE	
PEKIN, IL 61554	
(309) 353-2749	

APPENDIX A

The provisions contained in this appendix are not mandatory unless specifically referenced in the adopting ordinance.

BOARD OF APPEALS

SECTION A101 GENERAL

A101.1 Scope. A board of appeals shall be established within the jurisdiction for the purpose of hearing applications for modification of the requirements of the *International Fire Code* pursuant to the provisions of Section 108 of the *International Fire Code*. The board shall be established and operated in accordance with this section, and shall be authorized to hear evidence from appellants and the fire code official pertaining to the application and intent of this code for the purpose of issuing orders pursuant to these provisions.

A101.2 Membership. The membership of the board shall consist of five voting members having the qualifications established by this section. Members shall be nominated by the fire code official or the chief administrative officer of the jurisdiction, subject to confirmation by a majority vote of the governing body. Members shall serve without remuneration or compensation, and shall be removed from office prior to the end of their appointed terms only for cause.

A101.2.1 Design professional. One member shall be a practicing design professional registered in the practice of engineering or architecture in the state in which the board is established.

A101.2.2 Fire protection engineering professional. One member shall be a qualified engineer, technologist, technician or safety professional trained in fire protection engineering, fire science or fire technology. Qualified representatives in this category shall include fire protection contractors and certified technicians engaged in fire protection system design.

A101.2.3 Industrial safety professional. One member shall be a registered industrial or chemical engineer, certified hygienist, certified safety professional, certified hazardous materials manager or comparably qualified specialist experienced in chemical process safety or industrial safety.

A101.2.4 General contractor. One member shall be a contractor regularly engaged in the construction, alteration, maintenance, repair or remodeling of buildings or building services and systems regulated by the code.

A101.2.5 General industry or business representative. One member shall be a representative of business or industry not represented by a member from one of the other categories of board members described above.

A101.3 Terms of office. Members shall be appointed for terms of four years. No member shall be reappointed to serve more than two consecutive full terms.

A101.3.1 Initial appointments. Of the members first appointed, two shall be appointed for a term of 1 year, two for a term of 2 years, one for a term of 3 years.

A101.3.2 Vacancies. Vacancies shall be filled for an unexpired term in the manner in which original appointments are required to be made. Members appointed to fill a vacancy in an unexpired term shall be eligible for reappointment to two full terms.

A101.3.3 Removal from office. Members shall be removed from office prior to the end of their terms only for cause. Continued absence of any member from regular meetings of the board shall, at the discretion of the applicable governing body, render any such member liable to immediate removal from office.

A101.4 Quorum. Three members of the board shall constitute a quorum. In varying the application of any provisions of this code or in modifying an order of the fire code official, affirmative votes of the majority present, but not less than three, shall be required.

A101.5 Secretary of board. The fire code official shall act as secretary of the board and shall keep a detailed record of all its proceedings, which shall set forth the reasons for its decisions, the vote of each member, the absence of a member and any failure of a member to vote.

A101.6 Legal counsel. The jurisdiction shall furnish legal counsel to the board to provide members with general legal advice concerning matters before them for consideration. Members shall be represented by legal counsel at the jurisdiction's expense in all matters arising from service within the scope of their duties.

A101.7 Meetings. The board shall meet at regular intervals, to be determined by the chairman. In any event, the board shall meet within 10 days after notice of appeal has been received.

A101.8 Conflict of interest. Members with a material or financial interest in a matter before the board shall declare such interest and refrain from participating in discussions, deliberations, and voting on such matters.

A101.9 Decisions. Every decision shall be promptly filed in writing in the office of the fire code official and shall be open to public inspection. A certified copy shall be sent by mail or otherwise to the appellant, and a copy shall be kept publicly posted in the office of the fire code official for 2 weeks after filing.

A101.10 Procedures. The board shall be operated in accordance with the Administrative Procedures Act of the state in which it is established or shall establish rules and regulations for its own procedure not inconsistent with the provisions of this code and applicable state law.

This area will be used to notify you of important happenings in Pekin or to call attention to additions to your utility bills.

SEE REVERSE SIDE FOR ADDITIONAL PAYMENT AND BILLING INFORMATION

BILL DATE: 06/20/2012
NAME: JOHN SAMPLE
SERVICE ADDRESS: 12 SAMPLE DR

ACCOUNT NUMBER: 000000-000

METER READ & BILLING INFORMATION

Current Reading	274000	Service Period From	05/11/2011
Previous Reading	272500	Service Period To	06/30/2011
Consumption (Cubic Feet)	1,900	Type of Reading	Actual

CREDITS .... $XX.XX

CURRENT CHARGES	BILLABLE USAGE	X	RATE	+	BASE CHARGE	=	AMOUNT
SEWER	8	X	$0.53	+	$2.00	=	$6.23

TOTAL CURRENT CHARGES .... **$XX.XX**

PAST DUE BALANCE .... $XX.XX

PENALTIES .... $XX.XX

TOTAL AMOUNT DUE BY XX/XX/XXXX **$XX.XX**

TOTAL DUE IF PAID AFTER DUE DATE **$XX.XX**

DETACH AND RETURN BOTTOM STUB WITH YOUR PAYMENT IN THE ENCLOSED ENVELOPE TO ASSURE PROPER CREDIT

DETACH HERE

DETACH HERE

Pekin
ILLINOIS

City of Pekin
111 South Capital Street
Pekin, IL 61554

CREDIT CARD NUMBER

CREDIT CARD EXPIRATION MONTH

CREDIT CARD EXPIRATION YEAR

CREDIT CARD SECURITY CODE (CCV)

TOTAL AMOUNT DUE BY XX/XX/XXXX	**$XX.XX**
TOTAL AMOUNT DUE AFTER XX/XX/XXXX	**$XX.XX**
AMOUNT PAID	

*********************SINGLE-PIECE 60199 6 1 (0001199) 26-220-03

JOHN SAMPLE
12 SAMPLE DR
PEKIN, IL 61554

12345678901234567890l234

PLEASE DO NOT FOLD OR STAPLE

CITY OF PEKIN - Additional Information

PAYMENT TERMS

User charges are due and payable within 21 days of the billing date for residential accounts and 10 days for commercial. If the due date falls on a Saturday, Sunday or a recognized National Holiday, payment may be made on the following business day without penalty.

Penalty Charges:

An additional service charge for late payments will be assessed at 1.5% or $0.85 per month, whichever is greater.

Returned Checks:

A charge of $25.00 will be billed to accounts which are paid by check if the check is returned unpaid to the City because of non-sufficient funds.

Past Due Accounts:

The City may use the following methods to collect on past due accounts:

1. Water Shut-off or Service Termination
   Customers whose account balance is more than 45 days past due will have water service terminated. Water service will be reinstated upon payment of the full amount due, plus disconnect fees of $65 for a one person shut-off crew, or $100 for a two-person shut-off crew as well as $10.00 for administrative costs. In addition, loss of water revenue charges will be assessed as follows:

   From date of Shut-off to 4 days = $5.00

   From date of Shut-off to 5-35 days = $40.00

   From date of Shut-off to 36-65 days = $80.00

   From date of Shut-off to 66-90 days = $120.00

2. Liens for Unpaid Accounts
   The City also reserves the right to file a lien on the property for the amount owed, plus administration fees.

FOR YOUR CONVENIENCE

Bills may be paid:

- Online at www.ci.pekin.il.us
- Drop Box (access located across from the Post Office)
- Food Depot
- Schnucks
- Kroger

This bill may also be paid at:

City Hall
111 S. Capitol St.
Pekin, IL 61554
Office Hours:
8:00 am - 4:30 pm
Monday - Friday

Mail your payment using the enclosed envelope to:

City of Pekin
PO Box XXX
Carol Stream, IL XXXXX

Please allow at least five (5) days for mailing.

Please do not staple or paperclip your check to this stub.

RESOLUTION ____________

A Resolution of the City of Pekin, Illinois to Approve the 5 Framework/Priority and the 6 Initiative Recommendations for Regional Economic Development

WHEREAS, a healthy regional economy is of great importance to all of the people of the City of Pekin,

WHEREAS, a healthy regional economy provides the resources needed to support the delivery of necessary government services in the City of Pekin, and

WHEREAS, the City of Pekin has a long history of continued support for regional economic development, and

WHEREAS, the City of Pekin has a desire to support necessary improvements in the effectiveness of regional economic development, and

WHEREAS, ViTAL Economy has conducted an assessment of the level and effectiveness of collaboration in regional economic development, and how our regional economic development compares with appropriate best practices in the United States, and

WHEREAS, the City of Pekin acknowledges and appreciates the high level of participation by public, private and not-for-profit stakeholders from the region in the conduct of this assessment, and

WHEREAS, the findings include 5 Framework/Priority and 6 Initiative Recommendations, and

WHEREAS, the 5 Framework/Priority Recommendations are:

1. Reorganize Central Illinois Economic Development Council Governance and Staff, while maintaining an organizational structure that has functioning economic development capabilities.
2. Merge the roles of the Regional Planning Commission/Metropolitan Planning Organization, Illinois River Valley Council of Governments, and Economic Development District
3. Integrate Workforce Development with Comprehensive Economic Development (CED)
4. Accentuate Heartland Partnership Strengths and Simplify Heartland Partnership Governance
5. Launch Top-Down/Bottom-Up Regional Comprehensive Economic Development (CED) Asset Based Strategy.

WHEREAS, the 6 Initiative Recommendations are:

1. Regional Data Center of Excellence: creation of an integrated data portal that is hosted and managed by one organization but is virtually connected to each county and municipality.

2. Best Practice Regional CED Leadership Training Program: create a curriculum which will develop local leadership capacity to implement and manage a regional economy and/or their organizations in accordance with best practices for regional CED and collaboration.

3. Regional Workforce Center of Excellence: implementation of a workforce center of excellence (WCOE) as a model for addressing critical shortages of skilled workers to the needs of a specific industry.

4. Implement a Regional Innovation Ecosystem: creation of a regional innovation ecosystem inclusive of the proposed new small business incubator.

5. Integrated Equity and Debt Finance System: development of an integrated framework for aggregating, attracting and managing larger equity and debt capital pools whether they be from public or private sources.

6. Develop an e-Connectivity Strategy with Network Provider COI: creation of an e-strategy that is fully integrated as an enabling resource with the regional asset-based CED strategy.

WHEREAS, the 5 Framework/Priority and 6 Initiative Recommendations are being requested for approval by the other municipalities within the region, and

WHEREAS, the region will form public/private/not-for-profit work teams to plan the implementation of these Recommendations, and

WHEREAS, the region will work with all local economic development stakeholders to form local work teams to research, analyze and define the best approaches to improving and strengthening the framework of our regional economic development efforts.

THEREFORE BE IT RESOLVED:
That the City of Pekin, Illinois approves and adopts the 5 Framework/Priority and 6 Initiative Recommendations and establishes that it is the Policy of the City of Pekin to work collaboratively with public, private and not-for-profit stakeholders towards the implementation of these Recommendations.

Adopted this ______ day of _______________________, 2012

_______________________________________,

Mayor of City of Pekin

ATTEST: _______________________________________
City Clerk

Pekin
ILLINOIS

REQUEST FOR COUNCIL ACTION

To: Mayor and Council

CC: City Clerk & City Manager

From: Michael Guerra, City Engineer

AGENDA ITEM: Change Order - Wastewater Treatment Plant, Phase 2A

AGENDA DATE REQUESTED: September 10, 2012

ACTION REQUESTED: Approve Changer Order #3 for Phase 2A for the WWTP in the amount of $211,562.00

DESCRIPTION: Phase 2A construction of the wastewater treatment plant commenced in November of 2011 with the construction of the new plant within the foot print of the existing plant. This change order includes deductions and additions for 11 items due to changes that were required once construction started with the field and building conditions verified and knowledge of the purchased equipment. Also modifications were needed to make sure that operation of the existing plant does not experience major interruptions. The larger change orders had to due with conditions of digesters 3 &4 which were originally built in 1936. Once these digesters became offline, they were cleaned and inspected and it was found that the conditions of these digesters were worse than expected. Then remainder of the items in this change order had to do with modifications that were determined to be needed as portion of the new plant were completed. Including this Change Order there will be $260,327.00 remaining in the contingency balance.

I would recommend that this change order the project so that we can keep the project construction on schedule.

FINANCIAL IMPACT: None to the existing budget because changes were anticipated in the project estimate

NEIGHBORHOOD CONCERNS: None

IMPACT IF APPROVED: Work will continue and the project stays on schedule to meet mandated completion date

IMPACT IF DENIED: Work will be delayed which will cause failure to meet mandated completion date

ALTERNATIVES: N/A

RELATIONSHIP TO THE CONCEPTUAL PLANNING PROCESS: [check no more than 2 boxes. Copy this check mark √ and paste it to the left of the relevant theme.]

	A Prosperous Community. To promote and sustain a balanced economy that supports expansion and retention of family-wage jobs.
	A Safe Community. To protect community life and property by providing effective, principled police and fire services.
√	**A Strong Foundation.** To improve and maintain existing infrastructure and leverage opportunities for new infrastructure.

	A High Quality of Life. To support or provide services that improves the quality of life for Pekin's residents.
	An Effective Government. To deliver effectively the services that Pekin's residents want, need, and are willing to support.
REQUIRED SIGNATURES	
Department Director: Date: 8/31/12	
Finance Department (Certification of Availability of Funds): Date:	
Corporation Counsel: Date:	
City Manager: Joseph Wallace Date: 8/31/12	

Change Order

No. 3

Date of Issuance: 8/17/2012

Project: Wastewater Treatment Plant (STP #1) Improvements – Phase 2A	Owner: City of Pekin
Contract: Wastewater Treatment Plant (STP #1) Improvements – Phase 2A	Date of Contract: 11/1/2011
Contractor: Williams Brothers Construction, Inc.	Engineer's Project No.: 0110781.00

The Contract Documents are modified as follows upon execution of this Change Order:

Description:

See Attachment #1 – List of Change Order Items and Justifications

Attachments (list documents supporting change):

See Attached RFP's #028, 029R, 031, 032R1, 033, 034, 035, 036, 037, 038, 039

CHANGE IN CONTRACT PRICE:	CHANGE IN CONTRACT TIMES:
Original Contract Price: $ 20,670,000.00	Original Contract Times: ☐ Working days X Calendar days Substantial completion (days or date): 700 Ready for final payment (days or date): 760
[Increase] [Decrease] from previously approved Change Orders No. 1 to No. 2: $148,211.00	[Increase] [Decrease] from previously approved Change Orders No. _____ to No. _____: Substantial completion (days): N/A Ready for final payment (days): __________
Contract Price prior to this Change Order: $ 20,818,211.00	Contract Times prior to this Change Order: Substantial completion (days or date): 700 Ready for final payment (days or date): 760
Increase of this Change Order: $ 211,562.00	[Increase] [Decrease] of this Change Order: Substantial completion (days or date): N/A Ready for final payment (days or date): __________
Contract Price incorporating this Change Order: $ 21,029,773.00	Contract Times with all approved Change Orders: Substantial completion (days or date): 700 Ready for final payment (days or date): 760

RECOMMENDED:	ACCEPTED:	ACCEPTED:
By: ____________________	By: ____________________	By: ____________________
Engineer (Authorized Signature)	Owner (Authorized Signature)	Contractor (Authorized Signature)
Date: ____________________	Date: ____________________	Date: ____________________

Approved by Funding Agency (if applicable):

____ Date: ____________________

ATTACHMENT #1

<u>Change Order Items Summary and Justification</u>

1. RFP #028: Provision of flashing around the top of Digester (1964) #1 and tying the flashing into the newly installed veneer and the future Residuals building top of wall. Existing Digester cover flashing is deteriorated. The flashing will protect the veneer from infiltration and prevent similar damage to the veneer that previously occurred. $17,480.00

2. RFP #029R: Provision of patching to the interior of Digester (1936) #3. After removal of the existing cover and during inspection of the interior of the digester it was noted that the concrete tank wall is eroded starting approximately 1 foot from the top of the tank and down approximately 10.5 feet around the entire tank interior. The patch material will prevent further deterioration of the tank wall. $86,124.00

3. RFP #031: Adjustments to gate mounting locations and addition of concrete fillet at the bottom of some gates for mounting the gates. $5,247.00

4. RFP 032R1: Upon inspection of the digester gas piping in the tunnel to Digester (1936) #3 and Digester (1936) #4 and the condensate manhole outside of the tunnel, the following revisions will be made to the contract (1) The digester gas piping will not be replaced in the tunnel. This will be credited; however, a joint restraining system will be added to the existing pipe; (2) The secondary condensate manhole and equipment will be replaced in entirety due to the condition and to correct a grade deficiency with the existing manhole as well as exterior pipe location conflicts. New equipment will be explosion proof; (3) The Digester (1988) #2 manhole internal equipment will be replaced in entirety due the condition. New equipment will be explosion proof. $80,867.00

5. RFP #033: Revisions to the beam bearing detail for the hoist in the residuals building. The beam is slightly lengthened so that the bearing is on the block. The elevation of the beam is also modified. $4767.00

6. RFP 034: Replacement of the existing electrical in the secondary digester tunnel and vault. The existing electrical fixtures and conduit are not explosion-proof and needs to be replaced with code compliant explosion-proof fixtures and conduit. $15,771.00

7. RFP #035: Provision of cleanouts on all sludge piping to allow easy maintenance cleaning and flushing of the piping. $15,225.00

8. RFP #036: Provision of sample taps into sludge piping at select locations in the residuals building for regular sample collection by the WWTP operator. $2,243.00

9. RFP #037: Modifications of sludge piping in the Digester #2 building as requested by the Owner to eliminate an air lock problem impacting the planned primary and WAS transfer system and sludge recirculation. $9,682.00

10. RFP #038: The contractor requested to provide a contract deduct for the remaining 17 GFI outlet and associated conduit allowances that were specified as a base bid item. ($31,425.00)

11. RFP #039: Provision of electrical wiring, GFI outlets and other appurtenances for proposed explosion proof sump pumps in the primary sludge transfer pump station and process drain down pump station. $5,581

See attached RFP and Change Order Proposal Packets for additional details. See attached summary tabulation of costs.

		Total Change Order No. 3					**$233,672.00**	**$211,562.00**	

		% of Construction
Original Contract	$20,670,000.00	
CO #1	$40,483.00	0.20%
CO #2	$107,728.00	0.52%
CO #3	$211,562.00	1.02%
Total Change orders	$359,773.00	1.74%
Current Contract	$21,029,773.00	
Loan Contingency	$620,100.00	3.00%
Remaining Loan Contingency	$260,327.00	1.26%

RFPs and Change Order Summary for Phase 2A

8/22/2012

RFP Number	Date	Description	Corresponding RFI/ESI	WBCI RFI/ESI Numbering	Transmittal Number	Proposal Received	Proposal Amount	Negotiated Amount	Change Order Number
1	11/18/2011	24" Sanitary North of Blower Bldg Ph 2A/2B Shift	none	001	19	11/21/11	$27,585.00	$27,585.00	1
1A	11/18/2011	Existing manhole replacement associated with RFP #1 24 in. SA relocate	none	001S		01/30/12	$9,656.00	$9,656.00	1
2	11/29/2011	Electrical power feed to the Operations Building	none		38	12/12/11	$30,844.00	n/c	1
3	11/29/2011	DMDP Vault Changes - Elevated Decking Construction and Manhole Lid	RFI #004/ESI #004	003	40	12/23/11	$3,315.00	$3,315.00	1
4	11/29/2011	Temporary Primary Sludge Transfer Interconnect	RFI #005/ESI #003	004	41	12/12/11	$2,258.00	$2,258.00	1
5	12/12/2011	Residuals Building Sanitary Drain reroute and temp PW/NPW services	RFI #007	005	52	12/28/11	$6,499.00	$6,499.00	1
7	12/12/2011	Delete Handrail at Primary Clarifiers	none	007	57	2/1/2012	($7,549.00)	($7,549.00)	1
8	12/19/2011	Digester 2 Temporary Sludge discharge to lagoon	none	008	73	1/7/2012	($8,244.00)	($8,244.00)	1
9	1/11/2012	Sludge Drying Bldg. conduit adjusts for 2B Sludge Drying Canopy	ECO02-E03	009	110	1/31/2012	n/c	n/c	1
10	1/11/2012	Relocate existing NPW and Cl2 lines conflicting with Sludge/Blower Building Construct	none	010	111	1/31/2012	$6,304.00	$6,304.00	1
12	2/8/2012	Metal Wall Panel Change to Marquee-Lok	Shop Dwg 7412.01	Shop Dwg 7412.01	260		$659.00	$659.00	1
		Total Change Order No. 1					**$71,327.00**	**$40,483.00**	
6R	12/12/2011	Temp Construction and operating power for North Primary Clarifier and Primary Sludge Pump Station	ECO2-02a to d	006	56	1/10/2012	$34,003.00	$16,283.00	2
11	2/2/2012	Delete Electric Actuators from SG-1 (Qty 2)	ESI005 Reissue	ESI005	216		($1,285.00)	($1,285.00)	2
13	2/8/2012	HOA Switch Wiring	ESI #010	ESI# 010	269	deleted	n/c	n/c	2
14	2/23/2012	Controls additions/subtractions for RFI 22	RFI#22	RFI #22	315		($7,161.00)	($7,161.00)	2
15	3/5/2012	Removing a 400amp feed from DMDP	-		347		($25,135.00)	($25,135.00)	2
16	3/23/2012	Architectural and Structural Changes at residuals walkway retaining wall (ESI 15)	15	15	445		$4,238.00	$4,238.00	2
17	3/26/2012	Digester Gas Safety Equipment/Pipe Clean Out; Electric Water Heater labor at Mainte	-		454		$7,224.00	$7,224.00	2
18/18R	3/27/2012	Residuals Building Slab adjustments	-	18	504	4/5/2012	$3,097.00	$3,097.00	2
19	4/5/2012	Flushing Hose Bib at Residuals Building to replace existing yard hydrant	RFI #42	RFI #42	508		$1,600.00	$1,600.00	2
20	4/9/2012	10" PS Pipe adjustments btwn S. Primary Clarifier and N. Primary Clarifier	ESI #016	ESI #016	512		($5,426.00)	($5,426.00)	2
21	4/11/2012	Duct Bank Revision from the Blower Bldg to the NPW Pump Sta	RFI #19 and #43	RFI #19 and #43	548		$21,795.00	$9,725.00	2
22/22R/22R2	4/12/2012	Residuals Building Supplemental Structural support for select large process Equipment			695		$41,501.00	$41,501.00	3
23R	4/18/2012	Exterior Lighting Change to Type C fixtures per shop drawing review comments	Shop 16521 & RFI #46	Shop 16511 & RFI #46	551		($300.00)	($300.00)	2
24	4/18/2012	Aeration basin Inlet Channel Actuator; MLSS sensor Power and Control conduit	ESI #017 & RFI #045	ESI #017 & RFI #045	553		$8,638.00	$8,638.00	2
25R	4/25/2012	Residuals Building PLC Additional I/O	Shop Dwg 16900	Shop Dwg 16900	593		$9,204.00	$9,204.00	2
26	4/25/2012	FRP Panel Upgrade (5/8 plywood vs. Gypsum) at Chlorine, Blower, and Residuals Bldg.	Ph2B Add. #3	Ph2B Add. #3	590		$5,625.00	$5,625.00	2
27	4/25/2012	Temp Reroute of control & power cable in conflict with the Secondary Drain MH			597		$10,487.00	$10,497.00	2
30	5/9/2012	Undercut of the Aeration Basin	Directly from Contractor				$36,450.00	$29,403.00	2
		Total Change Order No. 2					**$144,555.00**	**$107,728.00**	
28	5/2/2012	Additional veneer block and support beam at 66 digester abutment to Residuals Build	ESI #022	ESI #022	638		$17,480.00	$17,480.00	3
29R	7/23/012	Concrete Patch and Piping Repairs at West 1936 digester			923		$105,414.00	$86,124.00	3
31	5/9/2012	Process Gate Installation improvements at the Aeration Basins & Anaerobic/Anoxic Ba	RFI #055	RFI #055	674		$7,966.00	$5,247.00	3
32/32R/32R1	5/18/2012	Digester Gas Piping Revisions and Tunnel Piping Joint Restraints			847		$80,968.00	$80,867.00	3
33	5/25/2012	Residuals Building Hoist Beam Changes from ESI 032	ESI #032	ESI #032	751		$4,767.00	$4,767.00	3
34	6/5/2012	Secondary Digester Tunnel and Vault Electrical Modifications	RFI #065/#68R	RFI #065/#68R	793		$15,771.00	$15,771.00	3
35	6/20/2012	Add Cleanouts to the Contract	RFI #081	RFI #081	826		$15,225.00	$15,225.00	3
36	6/29/2012	Sludge Sample Taps in the Residuals Building			874		$2,243.00	$2,243.00	3
37	6/29/2012	Digester #2 Sludge Piping Revisions			875		$9,682.00	$9,682.00	3
38	7/11/2012	GFI Outlet and Conduit Deduct	Contractor Request		892		($31,425.00)	($31,425.00)	3
39	7/12/2012	Sump Pump Additional Conduit	11204.02/ESI 040	11204.02/ESI 040	902		$5,581.00	$5,581.00	3

Pekin
ILLINOIS

REQUEST FOR COUNCIL ACTION

To: Mayor and Council

CC: City Clerk & City Manager

From: Michael Guerra, City Engineer

AGENDA ITEM: Amending Title 4, Chapter 6, Article B of the 1995 City of Pekin Municipal Code

AGENDA DATE REQUESTED: September 10, 2012

ACTION REQUESTED: Approve the ordinance to amend Title 4, Chapter 6, Article B of the Pekin Municipal Code regarding the Airport Commission

DESCRIPTION: This request is to amend the City code regarding the Airport Commission and its involvement in the operations and oversight of the Pekin Municipal Airport. This amendment will update the city code to reflect the current operations of the airport and the current role of the commission. When the city had to regain operational control of the airport due to the departure of the Fixed Base Operator, it was recommended that the duties of the Airport Commission should be reviewed. The revisions presented are the recommendations made by the Airport Commission in regards to their current duties at the airport. This amendment will make the Airport Commission a recommending body to the City for Airport related issues.

FINANCIAL IMPACT: No financial impact involved

NEIGHBORHOOD CONCERNS: None

IMPACT IF APPROVED: The City Code will match the current duties and powers that the Airport Commission currently perform

IMPACT IF DENIED: Work will be delayed which will cause failure to meet mandated completion date

ALTERNATIVES: N/A

RELATIONSHIP TO THE CONCEPTUAL PLANNING PROCESS: [check no more than 2 boxes. Copy this check mark √ and paste it to the left of the relevant theme.]

	A Prosperous Community. To promote and sustain a balanced economy that supports expansion and retention of family-wage jobs.
	A Safe Community. To protect community life and property by providing effective, principled police and fire services.
√	**A Strong Foundation.** To improve and maintain existing infrastructure and leverage opportunities for new infrastructure.
	A High Quality of Life. To support or provide services that improves the quality of life for Pekin's residents.
√	**An Effective Government.** To deliver effectively the services that Pekin's residents want, need, and are willing to support.

REQUIRED SIGNATURES
Department Director: Date: 8/31/12
Finance Department (Certification of Availability of Funds):   Date:
Corporation Counsel: Date:
City Manager: Date: 8/31/12

ORDINANCE NO. ______

**AN ORDINANCE AMENDING TITLE 1, CHAPTER 6,
ARTICLE B –AIRPORT COMMISSION
OF THE CODE OF THE CITY OF PEKIN 1995**

WHEREAS, the Code of the City of Pekin 1995 was adopted on April 10, 1995, and duly published in book form; and

WHEREAS, the City of Pekin is a home rule municipality as described in Section 6(a), Article VII of the 1970 Constitution of the State of Illinois, and as such may exercise any power and function pertaining to its government and its affairs; and

WHEREAS, the City Council has determined that it is in the best interest of the City to clarify language in the City Code for the establishment and duties of the Airport Commission; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS:

1. That Title 4, Chapter 6, Article B be amended by deleting Sections 1-6 and substituting the following:

SECTION:

4-6B-1: Establishment; Term
4-6B-2: Compensation
4-6B-3: Duties
4-6B-4: Attorney

4-6B-1: **ESTABLISHMENT; TERM:** The Airport shall be operated by the City of Pekin or its designees with recommendations from a body known and designated as the City of Pekin Airport Commission, which Commission shall consist of five (5) persons appointed by the Mayor by and with the consent of the City Council. The terms of office shall be for three (3) years and shall be staggered. The chairman of said Commission shall be elected by the Commission for a two (2) year period.

4-6B-2: **COMPENSATION:** Commission members shall serve without compensation but may be refunded any necessary expense incurred by said Commissioners, the payment of which shall be subject to the approval of the City Council.

4-6B-3: **DUTIES:** The Commission's duties shall be as follows:

A. Rules and Regulations: The Commission shall have the authority to set up rules and regulations for the operation of said Airport. These rules and regulations shall cover but not be limited to the following:

(i) Establishing minimum standards and regulations for the leasing and use of Airport facilities.

(ii) Make recommendations for future growth of the Airport through the annual Transportation Improvement Program (TIP) plan.

(iii) Proper protocol for tenants and others granted the privilege to use the Airport for other approved activities.

B. Budget: The Commission shall provide input on the annual operating budget for the succeeding fiscal year. Expenditures recommended by the Commission shall be in accordance with such approved budget. The Commission shall provide input on how best to utilize Federal appropriations.

C. Records and Reports: The Commission shall keep a written record of its acts and doings, including minutes of its meetings, which shall be held at least once monthly, and shall make an annual report of its acts and doings to the City Council.

D. Procedure: The Commission shall conduct itself under the procedures and rules as provided by Robert's Rules of Order.

4-6B-4: **ATTORNEY:** An attorney may be recommended by the Commission for the purpose of carrying out the provisions of Article B.

BE IT FURTHER ORDAINED that all other parts of the Code of the City of Pekin 1995 as amended except as modified herein are hereby reaffirmed and ratified and are in full force and effect.

BE IT FURTHER ORDAINED that all Ordinances or parts of ordinances in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect upon its passage and approval and publication as required by law.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Pekin, this ___ day of _____________, 2012; and upon roll call the vote was as follows:

AYES: _____________

NAYS: _____________

ABSENT: _____________

ABSTAINING: _____________

APPROVED this ___ day of _____________, 2012.

____
MAYOR

ATTEST:

____
CITY CLERK

CHAPTER 6

AIRPORT REGULATIONS

ARTICLE B - AIRPORT COMMISSION

SECTION:

4-6B-1: **ESTABLISHMENT; TERM:** The Airport shall be operated ~~and under the control and supervision of~~ by the City of Pekin or its designees with recommendations from a body known and designated as the City of Pekin Airport Commission, which Commission shall consist of five (5) persons appointed by the Mayor by and with the consent of the City Council. The terms of office shall be for three (3) years and shall be staggered. The chairman of said Commission shall be ~~appointed~~ elected by the Commission for a ~~three (3)~~ two (2) year period.

4-6B-2: **COMPENSATION:** Commission members shall serve without compensation but may be refunded any necessary expense incurred by said Commissioners, the payment of which shall be subject to the approval of the City Council.

4-6B-3: **~~POWERS AND~~ DUTIES ~~GENERALLY~~:** The Commission's duties shall be as follows:

A. Rules and Regulations: The Commission shall have the authority to set up rules and regulations for the operation of said Airport. These rules and regulations shall cover but not be limited to the following:

(i) Establishing minimum ~~requirements~~ standards and regulations for the leasing and use of Airport facilities.

(ii) Make recommendations for future growth of the Airport through the annual Transportation Improvement Program (TIP) plan.

(iii) Proper protocol for tenants and others granted the privilege to use the Airport for other approved activities.

~~B~~. ~~Powers: The Commission shall have full right and power to conduct the business of the airport without further approval from the City Council, except the following:~~

~~(i) The Commission shall not have the power to incur any debt whatsoever.~~

~~(ii) The Commission shall not have the power to sell any real estate.~~

~~(iii) The Commission shall not have the power to levy any tax.~~

B. Budget: The Commission shall ~~prepare~~ ~~a~~ provide input on the annual operating budget for the succeeding fiscal year ~~and present said budget to the City Council for approval~~. ~~Any~~ Eexpenditures recommended ~~made~~ by the Commission shall be in accordance with such approved budget. ~~In addition,~~ Tthe Commission shall provide input on how best to utilize Federal appropriations.

C. Records and Reports: The Commission shall keep a written record of its acts and doings, including minutes of its meetings, which shall be held at least once monthly, and shall make an annual report of its acts and doings to the City Council.

~~E.~~ ~~Duties: In addition to all other matters set forth herein, it shall be the duty of the said Commission to collect all rental payments and to receive all income from the Airport's operation and to deposit the same in a special account, designated as the Airport Fund, with the City Director of Finance. It shall be the further duty of the said Commission to make payment of all necessary expenses, including the payment of bonds and interest thereon by orders drawn on the City Treasury, which orders must be approved by a majority of said Commission.~~

D. Procedure: The Commission shall conduct itself under the procedures and rules as provided by Robert's Rules of Order.

~~4-6B-4:~~ ~~**LEASING FACILITIES:**~~ ~~The Commission shall have the power to establish minimum standards for tenants requesting to lease said Airport and facilities provided that said actual Airport and its operating facility may only be leased to a person, persons or corporation qualified to operate an airport in the State of Illinois according to law and subject to the approval of the Illinois Department of Aeronautics and Air Federal Aviation Agency.~~

4-6B-~~5~~ 4 : **ATTORNEY:** The use of aAn attorney may be recommended ~~employed~~ by the Commission for the purpose of carrying out the provisions of Article B. ~~this Chapter and to perform the required work necessary for the establishment of the City Municipal Airport, the appointment of which attorney shall be subject to the approval of the Mayor and City Council. The compensation to be paid this attorney shall be fixed by the Commission by recommendation to the City Council and subject to its approval.~~

~~4-6B-6:~~ ~~**CONDEMNATION PROCEEDINGS:**~~ ~~The Commission shall be and is authorized to institute condemnation proceedings for the purpose of obtaining necessary land for the Airport for and in the name of the City~~.