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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.

<u>ORDINANCE NO. 1568-A192-12/13</u>
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.

<u>ORDINANCE NO. 1568-A193-12/13</u>
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.

<u>ORDINANCE NO. 1462-A315-12/13</u>
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.

<u>ORDINANCE NO. 1462-A316-12/13</u>
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