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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 26, 2013, AT 5:30 O'CLOCK P.M.
LAURIE L. BARRA * MAYOR * PRESIDING

PRESENT: COUNCIL MEMBERS, ABEL, HENDRICKS, MCCABE, GILLESPIE, GOLDEN, ORRICK, AND BARRA
ABSENT: NONE

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

Roll was called. All members were physically present. A quorum was present.

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

MINUTES
Motion by Council Member McCabe, seconded by Council Member Gillespie, that the **minutes of the Regular City Council Meeting of August 12, 2013 be approved as written.** On roll call vote all present voted Aye.

Mayor Barra stated that Public Input time was not for personal attacks and asked that the person addressing the agenda items speak respectfully.

PUBLIC INPUT ON AGENDA ITEMS
Brandon Dentino, 2675 Allentown Road, addressed the Council regarding the award for the Annual Seal Coat Project. He felt the application proposed to maintain streets in the 7-12 years range was not a good use of money. His opinion was to fix streets that more people drive.

Bob Burress, 713 Deerfield Drive, stated that the concerns he would present on the agenda items for seal coating streets were not just Deerfield Estates but about the entire City. He submitted to the Council signed petitions of residents of Deerfield Estates and Hickory Hills Subdivision stating their opposition to tar and rock application. They stated damage and safety examples as their reasons. The petition asked that Council Members vote against this type of application to City streets.

CONSENT AGENDA
Motion by Council Member Abel, seconded by Council Member McCabe, that the **CONSENT AGENDA be approved as presented.** Mayor Barra presented the following for consideration of the Consent Agenda items by Omnibus Vote.

7.1 Receive and File Monthly Reports: Fire Department June Report and Tazewell County Animal Control July Report.		
7.2 Resolution No. 78-13/14 – Mayor's Appointment of Mack Cakora to the Economic Development Advisory Committee to fill the expired term of Patrick Oberle until May 2016.		
7.3 Receive and File Qualifications for Phase Two Engineering for the Veterans Drive Extension From Sheridan Road to Fisher Road.		
7.4 Proclamation: "Duck Race Month" August 2013 - Center For Prevention of Abuse.		
7.5 Approve Agency Agreement with Illinois Department of Transportation and Genesee & Wyoming Railroad.		

On roll call vote all present voted Aye.

NEW BUSINESS

ORDINANCE NO. 1462-A326-13/14
AMENDING TITLE 8, CHAPTER 2, SECTION 10
OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING AUTHORIZED YIELD SIGNS DESIGNATIONS
SOUTH STREET AND S. SIXTH STREET

Motion by Council Member Gillespie, seconded Council Member Abel that Ordinance No. 1462-A326-13/14 be adopted. Deputy Chief Kaminski presented the recommendation of the Traffic Safety Committee to change the yield signs to make the intersection more consistent with other East-West intersections traffic in the area. On roll call vote all present voted Aye.

Motion by Council Member Hendricks, seconded by Council Member Gillespie that the **BID FOR THE ANNUAL SEAL COAT PROJECT be approved and the contract awarded to R.A. CULLINAN & SON in the amount of $167,842.30.** City Manager Joseph Wuellner requested Council action on the bid for the street maintenance program and recommended the award of a contract to the low and only bidder. He explained the this year's project limits included all roads in the Hickory Hills subdivision, California Road from Broadway south to the City limits, and Deerfield subdivision except for Hanna Drive, Whitetail and Hunter Trace which were newer streets. Chip sealing was recommended as a good choice to preserve the quality of these 7 to 12 year range roads with the reduced funding available.

Mayor Barra gave each Council Member the opportunity to address the subject. Council Member Hendricks asked that Council explore the cost of other applications and other street needs before making the decision on the proposed streets. He did not believe in denying wishes of residents affected. Council Member McCabe felt there were unanswered questions and asked that the business be tabled until the next meeting by which time concerns could be addressed. Motion by Council Member McCabe, seconded by Council Member Hendricks that the motion be tabled until the next meeting. On roll call vote, Ayes, McCabe; Nays, Golden, Orrick, Gillespie, Abel, Hendricks, Barra. Motion Failed.

Discussion continued. Council Member McCabe felt the Council was elected to serve the best interest of the entire community. He noted the staff had a 7 year program previously that divided areas of the city and were chip sealed on a rotation basis. The staff's plan now was to examine the streets for need that best met the criteria for the maintenance application. Council Member Abel noted worse safety concerns of brick streets than those being proposed. He felt the residents deserved to be heard regarding the suggestion that there were alternatives out there. For that reason he stated he would be voting no. Council Member Gillespie spoke in support of accepting the recommendation of a professional, the City Engineer. He stated seal coating was a proven procedure for the City streets. He weighed concerns with the benefits of the entire City and over a two week inconvenience. He would be voting yes. Council Member Orrick spoke of an alternative application being used by the County. The GSB88 emulsion had been used to extend the life of 2-3 year old streets after asphalt was down. He felt there was nothing better for the roads proposed and would be voting yes. Council Member Golden spoke in opposition to the project noting there was no plan or research as to which streets were in need of maintenance. He would be voting no until the City had a comprehensive street maintenance plan in place. Mayor Barra stated that the Council was elected by the voters throughout the City to make decisions and not for a select representation of 2 subdivisions. She would be voting to accept the recommendation presented by the staff.

On roll call vote, Ayes, Orrick, Gillespie, McCabe, Barra; Nays, Golden, Abel, Hendricks. Motion Carried.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council Member McCabe promoted and encouraged support of Main Street Farmers Market held each Thursday throughout the summer in the town down area. As bicycle enthusiast, he stated he would like to see more designated bike paths in the City.

Council Member Abel questioned the closing of the McDonald's site recycling center. City Manager Joseph Wuellner told the Council that he has worked with the County to keep a recycling site and to re-establish the $12,000 grant from them. A potential location would be on City vacant property on S. Second Street and away from the Court Street traffic congestion. He also asked that the staff consider natural gas as an alternative for the next purchase of City vehicles.

Mayor Barra noted that the Marigold Festival activities were gearing up for the weekend after Labor Day.

Council Member Orrick received an answer from the Manager that McDonald's did own the land that the recycling center was on. He was also told that the City received the grant every year. He next inquired about the new practice that was put in place for Code Enforcement to remedy more violations. He stated he wanted to see the plan and procedures that were established.

Council Member Golden asked the status of 1117 S. Capitol Street. The neighbors had requested Council's help in getting the property cleaned-up at the last meeting. The Manager reported that Code Enforcement checked the building and has found that Eric Rogers is no longer the owner through divorce proceedings. The property is abandoned. Council Member Golden next questioned why the staff does not respond to the citizen's request to check the Hotel/Motel businesses' financial books for proper payment due the City. Council Member Golden inquired into the status of the façade loan status of window for CJ's.

James Bradshaw, 1207 El Camino Drive, presented his statement in regards to the matter of proper notice, publication, and the proceedings of the Planning Commission on a hearing for rezoning. He stated it was not very transparent notification to the public when zoning changes were not listed in the notice. After research he did not find in the State Statues that it had to be included.

Jim Mangan, 1200 Parkway Drive, requested answers to why the code was not being followed that provides for the examination and inspections of the Hotel/Motel establishments' books to assure the collection of taxes.

EXECUTIVE SESSION
Motion by Council Member Abel, seconded by Council Member Orrick, that the Council move to Executive Session at 6:15 p.m. to discuss 65 ILCS 120/2 (c) (5) Acquisition of Property. Motion approved unanimously by voice vote.

Council returned to open session. Council Member Gillespie made a motion to adjourn. No further business to come before the Council, Mayor Barra adjourned the meeting.

COUNCIL ADJOURNED AT 6:30 P.M.

Sue E. McMillan
City Clerk