****

PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY AUGUST 24, 2020 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

****

THIS WILL BE A REMOTE MEETING HELD VIA "ZOOM MEETINGS". THE PUBLIC CAN ONLY ATTEND THIS MEETING REMOTELY; DUE TO THE GOVERNOR'S EXECUTIVE ORDER REGARDING COVID-19 AND THE RELAXING OF THE OPEN MEETING ACT REQUIREMENTS, THIS MEETING WILL BE HELD REMOTELY VIA ZOOM MEETINGS WITHOUT AN IN-PERSON MEETING LOCATION FOR THE PUBLIC TO ATTEND. YOU WILL BE ABLE TO LISTEN TO THE MEETING AND SUBMIT COMMENTS DURING THE TIME FOR PUBLIC COMMENTS BY SENDING A DIRECT MESSAGE TO THE MEETING HOST USING ZOOM MEETINGS

TO JOIN IN THE MEETING FOLLOW THIS LINK: HTTPS://ZOOM.US/J/6898035689. BY PHONE, DIAL IN AND LISTEN TO THE MEETING AS FOLLOWS: 1-312-626-6799; THEN ENTER MEETING ID 689 803 5689. PRIOR TO THE MEETING, YOU CAN ALSO SUBMIT A PUBLIC COMMENT REMOTELY BY EMAIL, BY 3 PM THE DAY OF THE MEETING, BY SENDING AN EMAIL TO THE CITY CLERK AT SMCMILLAN@CI.PEKIN.IL.US AND INSERTING IN THE SUBJECT LINE FOR THE EMAIL "PUBLIC COMMENT FOR MEETING ON AUGUST 24, 2020".

TO VIEW MEETING ONLINE GO TO: HTTP://PEKINIL.IQM2.COM (CLICK BANNER AT THE TOP THAT STATES "VIEW LIVE MEETING") OR CHANNEL 22

PLEDGE OF ALLEGIANCE

Due to the Governor's Executive Order regarding COVID-19 and the relaxing of the Open Meeting Act requirements, this meeting was held remotely via Zoom Meetings without an in person meeting location for the public to attend. Therefore, the provisions of the City Code regarding electronic attendance did not apply. The Pledge of Allegiance was led by Mayor Luft.

The Clerk confirmed by roll call vote, that all Councilmembers were physically present.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	5:18 PM
Rick Hilst	Councilman	Present	5:18 PM
Karen Hohimer	Councilwoman	Present	5:18 PM
Dave Nutter	Councilman	Present	5:18 PM
Lloyd Orrick	Mayor Pro-Tem	Present	5:18 PM
John P Abel	Councilman	Present	5:18 PM

Mark Luft	Mayor	Present	5:28 PM

APPROVE AGENDA

3.1. Motion to: **Approve agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

EXECUTIVE SESSION 5 ILCS 120/2 (C) 11. LITIGATION (C) 6. SETTING PRICE FOR SALE OF PROPERTY AND (C) 5. PURCHASE OF PROPERTY

4.1. Motion to: **Move into Executive Session**

A motion was made by Councilmember Hohimer, seconded by Councilmember Abel, to move into Executive Session at 5:32 PM. All Councilmembers were present for Executive Session. Council returned to Open Session at 6:39 PM.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

APPROVAL OF MINUTES

5.1. **City Council - Regular Meeting - Aug 10, 2020 5:30 PM**

Council discussed why Mr. Tim Golden’s written questions were not an attachment to the minutes. It was stated that Mr. Golden’s questions were not read or replied to during the meeting and therefore the minutes as written were accurate.

RESULT:	**ACCEPTED [6 TO 0]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
ABSTAIN:	Rick Hilst

PUBLIC INPUT

Mayor Luft stated that an email was received from Mr. John McNish. Mayor Luft read the comments below:

10.2- why are we having the Mayor or City Manager? Should be the Mayor Now that the emergency order is expired.

10.3- same as above.

10.5- this has been going on for a while Mr. Rothert said previous staff made a mistake and said We allowed it to go on without the permit. Who is “We” ?

Mr. Rothert stated that he believed Mr. McNish was referring to business items being signed. Mr. Rothert explained that resolutions drafted used standard template language allowing the Manager to sign in case the Mayor is out of town, a simple boiler plate language. Mr. Rothert also stated that with regards to the Special Use permit on 5th Street, that the location was for a used car lot and was provided a building permit in late March by previous staff, Mr. Rothert made the call to allow them to stay open without a permit during COVID as he did not want to shut a business down while the City was giving grant money to businesses.

PRESENTATION CHAMBER OF COMMERCE MARIGOLD FESTIVAL

City Manager, Mr. Mark Rothert, introduced Amy McCoy, Executive Director of the Chamber of Commerce.

Ms. McCoy provided handouts to Council and gave an update of the happenings of the Chamber, specifically the Marigold Festival. Ms. McCoy gave a brief background of her past work history before joining the Chamber. She expressed her enjoyment representing Pekin and the Peoria region, meeting with area businesses and networking. Ms. McCoy gave an update on the Chamber providing businesses information regarding COVID-19, rebranding the Chamber, building strong companies and leaders through the Leadership Academy, hosting fireworks celebrations and the Marigold Festival. The Marigold Festival Committee was proud to be able to provide the community with this event which will include a drive through parade and golf outing. She ended the presentation by stating how humbled the Chamber is by the abundance of community support and looks forward to working with the City of Pekin.

Mayor Luft praised Ms. McCoy on the outstanding job she has done helping with the small business grants and calming the anxieties businesses are facing.

PRESENTATION AXON VIDEO SOLUTION

City Manager, Mr. Mark Rothert, introduced the request by the police department and Chief Dossey to talk about the importance of body cams, tasers and other video equipment.

Police Chief John Dossey, reminded Council that earlier in the year I.T. presented the difficulties with storage issues and failing video systems in interview rooms. At that time staff began a comprehensive review of the video systems, that are mandated by law, that record crimes and in car videos. Chief Dossey explained that in light of current situations and civil unrest, Illinois Chiefs are pushing hard for legislation to require body cameras.

Detective Wilbert explained that the only company that offered a complete integrated solution was Axon Video Solution after doing extensive research.

Mr. Joe McKinney and Ms. Ashley Bittl, Axon representatives, gave a detailed presentation of the Axon Network that included tasers, bodycams, dash cams, interview rooms, drones and records via Zoom Meetings and screen sharing to Council. Representatives shared the background of the company, how each of the devices and software integrate together, including the features of each, providing a one stop solution. Mr. McKinney pointed out that there were no hidden expenses for the department. Ms. Bittl also explained that the Taser program was a 5 year forecast that included a warranty umbrella for all five years with no questions asked.

8.1. Discussion to Approve Police Department Acquisition of One Solution for Required Video Systems.

Council discussed Axon Video Solutions coming back for a demonstration of the new Taser guns, and possibly sending out trial equipment for 30 days.

Chief Dossey explained in more detail the reasons behind researching other solutions. Chief Dossey described recent issues with equipment and systems failing in interview rooms and trying to recover video that took a an exorbitant amount of time. After discussions with I.T. it was decided that it needed replaced. The City recently entered into an agreement with Enterprise for 10 new vehicles and in car videos have not been replaced in 2 to 3 years. It was decided to put together a comprehensive review and package and Axon touches on many different aspects of what the police department does. This solution would reduce staff time and increase efficiency with an all-inclusive package. Chief Dossey explained the addition to bodycams would be a cost difference of $18K, which would more than make up for the fixed costs on current systems that are failing.

City Manager, Mr. Mark Rothert, stated that the request would come back to Council on September 14, 2020 for additional consideration.

CONSENT AGENDA

9.1. Tazewell County Animal Control Billing - July 2020

9.2. Comparison of State Distributions June 2020

9.3. Accounts Payable To Be Paid Proof List thru August 21, 2020

9.4. Financial Reports June FY 2021

Motion to: **Approve Consent Agenda**

Mayor Luft read through the 4 items on the Consent Agenda.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

NEW BUSINESS

10.1. Resolution No. 157-20/21 Authorization of Staff to Pay FCI Excavating, Inc. Invoices for Emergency Repair

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Resolution No. 157-20/21 Authorization of Staff to Pay FCI Excavating, Inc. Invoices for Emergency Repair. Mr. Rothert explained that the amount was over the policy threshold and would come out of the Sewerage Fund.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

10.2. Resolution No. 158-20/21 Authorizing the Mayor and/or City Manager to Enter into a License Agreement with State of Illinois Department of Natural Resources

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Resolution No. 158-20/21 Authorizing the Mayor and/or City Manager to Enter into a License Agreement with State of Illinois Department of Natural Resources. Mr. Rothert confirmed that this line item would also come out of the Sewerage Fund.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

10.3. Resolution No.159-20/21 Authorizing the Mayor and/or City Manager to Enter into a Confidentiality Agreement with Azavar and Comcast of Illinois/Indiana/Ohio, LLC

City Manager, Mr. Mark Rothert, presented the agenda item to Council to approve and adopt Resolution No.159-20/21 Authorizing the Mayor and/or City Manager to Enter into a Confidentiality Agreement with Azavar and Comcast of Illinois/Indiana/Ohio, LLC. Mr. Rothert explained that this was one of the steps to move along the process of revenue streams. The resolution also allows the City to enter into other confidentially agreements as they arise with regards to Azavar because of the third party relationship.

Attorney Kate Swise confirmed that the City is held harmless should Azavar violate the agreement.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

10.4. Resolution No. 160-20/21 Authorization to Terminate the Intergovernmental Agreement with IDOT for Municipal Maintenance of State Highways Effective December 1, 2020

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Resolution No. 160-20/21 Authorization to Terminate the Intergovernmental Agreement with IDOT for Municipal Maintenance of State Highways Effective December 1, 2020. Mr. Rothert stated that with the City indicating interests to terminate the agreement the State would take on the responsibility.

Councilmember Orrick made the observation that it had been 20-25 years that the City has been maintaining the State highway and felt new money in the General Fund should be used for an Engineer Tech. Councilmember Orrick directed the City Manager to hire a tech as soon as possible.

Mr. Rothert advised that a no vote would be to keep the agreement.

Attorney Kate Swise advised that the timeframe to terminate is 90 days' notice and does not have to be mutual.

Councilmember Nutter questioned what needed to be done to fix the sinkholes on 2nd Street between Hardees and Ace Liquors.

Street Department Supervisor, Mr. Brett Olson, explained that a permit was needed through the State and was submitted two weeks ago. The City's hands were tied until the State issues the permit.

City Engineer, Ms. Josie Esker, added that the responsibility to fix the sinkholes relies on the City because the City owns the sewers. Ms. Esker updated Council on hiring an Engineer Tech and explained that application were open a few more weeks.

Councilmember Hilst discussed how the City used to receive a lot more money in the past for maintaining the road.

Mr. Olson added that because we maintain it we are liable for someone popping a tire on a pothole if the City is notified. The City is not equipped to snow plow the amount of lanes on the road.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

10.5. Approving Request for Special Use for an Outdoor Sales Space For Exclusive Sale of New or Used Automobiles, Motorcycles and RV's at 602 N. 5th Street

City Manager, Mr. Mark Rothert, presented the request to Council to approve a request for Special Use for an Outdoor Sales Space for exclusive sale of new or used automobiles, motorcycles and RV's at 602 N. 5th Street.

Councilmember Hilst voiced concerns about continued business operations before the location was approved for a Special Use and expressed uncertainty that they were meeting code requirements.

Councilmember Hilst and Councilmember Nutter also discussed complaints such as bright lights, parking, and how this location affects nearby businesses and residents.

RESULT:	**APPROVED [5 TO 2]**
MOVER:	Rick Hilst, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hohimer, Orrick, Abel, Luft
NAYS:	Rick Hilst, Dave Nutter

10.6. Ordinance No. 1568-A214-20/21 An Ordinance Amending the Zoning Classification of Certain Real Property Bounded by Koch Street and Hanna Drive

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Ordinance No. 1568-A214-20/21 An Ordinance Amending the Zoning Classification of Certain Real Property Bounded by Koch Street and Hanna Drive.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

10.7. Ordinance No. 2894-20/21 Approving and Authorizing a TIF Redevelopment Agreement with Hamm's Furniture Inc.

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Ordinance No. 2894-20/21 Approving and Authorizing a TIF Redevelopment Agreement with Hamm's Furniture Inc. Mr. Rothert felt this was a great project for downtown to revitalize the building and make that stretch of the 300 block pop.

Mayor Luft expressed his excitement over the project and felt it was well deserved.

Councilmember Orrick concurred with the Mayor’s feelings regarding the project and also discussed Pizza Peel’s TIF agreement.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

City Manager, Mr. Mark Rothert, announced good news regarding the City receiving a $2M grant from the State through the Fast Track program. All funds will be going towards Court Street.

Mayor Luft announced the passing of great community member, Rotarian Michael Caringello and asked to take a moment of silence.

Councilmember Orrick expressed appreciation for Mr. Caringello and thanked the Chamber of Commerce for all their help during COVID and planning the Marigold Festival.

Councilmember Hohimer praised Hamm's Furniture for providing comfortable mattresses for her friend and spoke in favor of Hamm's furniture's' TIF agreement.

Councilmember Abel praised the Chamber of Commerce for updating businesses and getting questions answered.

Councilmember Nutter questioned whether the City will anticipate going out to bid regarding the $2M received for Court Street.

Mr. Rothert explained that he is working with the Department of Commerce and is awaiting documents to sign. The scope applied for was larger than the current bid for $2M. Discussion would be forthcoming.

Council discussed the requirement of the re-opening of City Hall and consensus was to open on September 7, 2020. Mr. Rothert confirmed that a safety plan would be drafted and submitted to Council next week.

Councilmember Hilst discussed concerns to spray the weeds around the City, spoke against City crew mowing State property and adding phone numbers and other information to the website. Councilmember Hilst also questioned the recyclable totes in front of Jefferson School, an update to Pizza Peel, treasurers' salaries, and catch basins.

Mr. Rothert followed up to Councilmember Hilsts' comments and assured that Golf Green would be spraying weeds this week on Court Street and totes were given to Jefferson School during educational seminars on recycling through a grant received from the County, but does not believe there is an agreement in place. Mr. Rothert added that he would look into the Financial Reports with regards to the Finance Director's salary and Pizza Peel will no longer be opening and the developer has 18 months to get a new retailer in that location.

Council discussed the bricks located at the street department from a repair for future use.

Mayor Luft read comments from Mr. Jay McNish that stated: "Lastly, Thanks to Sue McMillan she has been working very hard during this COVID situation, all City workers at City Hall should have that work ethic."

ADJOURN

There being no further business coming to Council, a motion was made by Council Member Abel to adjourn seconded by Council Member Garrison. Motion carried viva voce. Mayor Luft adjourned the meeting at 8:39 P.M.