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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 23, 2010 AT 5:30 O'CLOCK P.M.**
**RUSTY L. DUNN, MAYOR PRESIDING**

**PRESENT: COUNCIL MEMBERS, ABEL, BLANCHARD, BARRA, KORTKAMP, SCHMIDGALL, STRAND, AND DUNN**

**ABSENT: NONE**

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

**Roll** was called and all Council Members were present.

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

**MINUTES**
**Motion by Council Member Kortkamp, seconded by Council Member Strand,** that the **minutes of the Regular City Council Meeting of August 9, 2010 be approved as written.** On roll call vote, Abel, Blanchard, Barra, Kortkamp. Strand, and Dunn; Abstain, Schmidgall. Motion Carried.

**PUBLIC INPUT**
Don Taylor, 207 Schramm Drive, addressed the Council on his request for a 2nd Ham Radio Tower at his residence. He stated the tower would be bracketed to the house. It did not require guide wires.

**CONSENT AGENDA**
**Motion by Council Member Schmidgall, seconded by Council Member Abel, that the Consent Agenda be approved as presented.** The following were presented for consideration of the Consent Agenda items by Omnibus Vote. Mayor Dunn made note of the proclamation Paint the Town Red fundraiser and encouraged the public to wear the color on Saturday in recognition of the YWCA quality programs. City Clerk Sue McMillan confirmed that the Planning Commission met on August 11 not the 17th as recorded in the Pekin Planning Commission minutes and placed in Council packets to receive and file. Council Member Blanchard asked that item 9 be removed from the Consent Agenda and placed under new business for discussion.

1. **Receive and File Monthly Reports and Minutes:** Traffic Safety Committee Minutes August 6, 2010 and Tazewell County Animal Control Report July 2010.

2. **Proclamation:** "Paint the Town Red for the YWCA Day" Saturday, August 28, 2010.

3. **Charitable Solicitation:** Advocates for Access Rollin' on the River Saturday, October 9, 2010.

4. **Resolution No. 64-10/11 –** Appointments of Daryl Dagit to the Pekin Planning Commission to fill the unexpired term of Kyle Peebles until May 15, 2011.

5. **Receive and File** Bids for Bus Driver Parking Lot Project.

6. **Receive and File** Bids for Crack Sealing Airport Runway Project.

7. **Receive and File** Bids for Purchase of Fire Rescue Truck 2.

8. **Receive and File** Bid for Sale of 500 Margaret Street.

**9.** **Approve** Administrative Services Agreement with VantageCare RHS.

10. **Receive and File** Letter of Support 2010 Sustainable Communities Regional Grant Program.

11. **Receive and File** the Pekin Planning Commission Minutes dated August 11, 2010 and the Special Meeting Minutes of August 11, 2010.

12. **Receive and File** the Zoning Board of Appeals Minutes dated August 11, 2010.

13. **Receive and File Pekin Planning Commission Hearings and Recommendations:**
    a. Hearing #10-1811– recommends to deny the Site Plan for a 2nd Communication Tower with the Legal Description if Broadmoor Heights Sec 4 SW ¼ Sec 4 SW ¼ Sec 31 Lot 3, PIN #05-31-303-018 and Zoned R-2 (Single Family Residential located at 207 Schramm

    b. Hearing #10-1812 – recommends to deny the Special Use for a 2nd Communication Tower with the Legal Description if Broadmoor Heights Sec 4 SW ¼ Sec 4 SW ¼ Sec 31 Lot 3, PIN #05-31-303-018 and Zoned R-2 (Single Family Residential located at 207 Schramm

    c. Hearing #10-1813 – reached a mutual agreement with Affordable Auto Sales and Repair that an additional 20 x 53 Hard Surface has to be in place by October 1, 2010 along with striping of all hard surfaces for parking and the total cars that can be parked is increased and limited to 30 with the stipulation that the hard surface be in place first.

On roll call vote, all present voted Ayes,

**COMMUNICATIONS, PETITIONS, REPORTS**

Assistant Superintendent **PEKIN SCHOOL DISTRICT 108 LEONARD EALEY** thanked the City for the funding provided the school district from the Community Development Block Grant funding. He then presented an overview of new curriculum - Positive Behavior Intervention Support (PBIS) and background as to the hiring of a facilitator for handling social and emotional student issues.

Report was presented by James S. Wolf for **CITY POLICY FOR RESERVES.** The Treasurer provided framework for the policy and the initial discussion points. He stated the (GFOA) Governmental Finance Officer Association recommended a range of 5 to 15 % of operating revenues or 1 to 2 months of operating expenditures. The preliminary recommendation of the general fund policy was 25%.

**NEW BUSINESS**

**ORDINANCE NO. 2625-10/11**
**PRO VIDING FOR THE ISSUE OF $7,110,000 AGGREGATE PRINCIPAL AMOUNT OF TAXABLE GENERAL OBLIGATION BONDS SERIES 2010**

Motion by Council Member Abel, seconded by Council Member Kortkamp, that Ordinance No. 2625-10/11 be adopted. The document provided for the issue of bonds and for the collection of annual tax for payment of principal and interest for the Wastewater Treatment Plant Project. Steve Adams of Bernardi Securities, Inc., a municipal bond specialist, presented the features of the Build America Bonds. He reported the Standard & Poor's "Rationale" or rating of the City of Pekin was upgraded to AA- which was huge in getting the good 3.4423% rate after governmental rebate. The Credit Profile also expressed good management practices that supported a strong reserve levels and low debt burden. Comments and questions were heard by Council. On roll call vote, Ayes, Schmidgall, Strand, Kortkamp, Barra, Abel, and Dunn; Nay, Blanchard. Motion Carried.

Motion by Council Member Barra, seconded by Council Member Blanchard, that the City concur with the Illinois Division of Aeronautics to accept the low bid of R.A. Cullinan & Son, Inc. a Division of United Contractor Midwest, for the **AIRPORT TAXIWAY PAVEMENT REHABILITATION PROJECT,** in the amount of $353,934.93 and that the City's local match of the project in the amount of $8,848.37 be approved. Public Works Director Joe Wuellner advised the airport received federal funding. Crawford, Murphey, and Tilly (CMT) designed the work and received only one bid. Council Member Blanchard commented that the airport should be self-sufficient. On roll call vote, all present voted Aye.

Motion by Council Member Barra, seconded by Council Member Kortkamp, that the **BID FOR CRACK SEALING AIRPORT RUNWAY PROJECT** be approved and the contract awarded to Tazewell County Asphalt Co. Inc. in an amount not to exceed $25,000.00. Mr. Wuellner advised that part of the requirements for receiving federal aid was to maintain the pavements. Quotes were received from 3 bidders to fill cracks and route if needed. On roll call vote, all present voted Aye.

Motion by Council Member Kortkamp, seconded by Council Member Strand, that the **BID FOR BUS DRIVER LOT PROJECT** be approved and the contract awarded to Tazewell County Asphalt Co., Inc. in the amount of $34,701.80. Council was advised that acquisition of Hoyle Bus increased the need for additional 50 to 60 drivers and monitors parking spaces. The Street Department graded the adjacent lot to the transportation building. Council Members Blanchard and Schmidgall spoke in opposition of an expenditure they felt was unnecessary when originally the purchase of 830 Brenkman Drive was intended for that purpose. On roll call vote, Ayes, Strand, Kortkamp, Barra, Abel, and Dunn; Nays, Schmidgall and Blanchard. Motion Carries.

Motion by Council Member Strand, seconded by Council Member Barra that the recommendation of the Pekin Planning Commission to deny the **SITE PLAN FOR A HAM RADIO TOWER** at 207 Schramm Drive, be approved. Attorney Dancey advised that an affirmative vote would deny the site plan. On roll call vote, all present voted Nay. Motion Failed. It was opinion of Attorney Dancey that a positive motion should be made to effectively approve the Site Plan.

Motion by Council Member Schmidgall, seconded by Council Member Abel that the **SITE PLAN FOR A HAM RADIO TOWER** at 207 Schramm Drive, be approved. Council Member Strand stated she had not seen the Site Plan. On roll call vote, Ayes, Schmidgall, Blanchard, Kortkamp, Barra, Abel, and Dunn; Nay, Strand. Motion Carried.

Motion by Council Member Strand, seconded by Council Member Blanchard that the recommendation of the Pekin Planning Commission to deny the **SPECIAL USE FOR A HAM RADIO TOWER** at 207 Schramm Drive, be approved. Discussion followed on the actions of the Planning Commission based on the submitted minutes. Staff representative to the Planning and Zoning Board of Appeals Ron Sieh, stated that requirements for the variance were met. It was the opinion of staff that the negative vote of PPC was based on esthetics of having 2 cell towers. There was no opposition of surrounding neighbors expressed at the planning meeting. The Mayor then recognized the radio operator and owner of the property Don Taylor to explain his request.

Motion by Council Member Schmidgall, seconded by Council Member Kortkamp that the **SPECIAL USE FOR A HAM RADIO TOWER** at 207 Schramm Drive, be tabled until September 13, 2010. On roll call vote, all present voted Aye.

**ORDINANCE NO. 1462-A299-10/11**
**AMENDING TITLE 8, CHAPTER 4 OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING NO PARKING SCHEDULE ON DISTILLERY ROAD**

Motion by Council Member Blanchard, seconded by Council Member Abel, that Ordinance No. 1462-A299-10/1 1 be adopted. The recommendation was made by the Traffic Safety Committee to restrict parking 115 east of Front Street to help reduce grain truck backup at elevators impeding entrance to Linde Gas. On roll call vote, all present voted Aye.

**ORDINANCE NO. 1462-A300-10/11**
**AMENDING TITLE 8, CHAPTER 2 OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING AUTHORIZED STOP SIGNS ON JEFFERSON STREET**

Motion by Council Member Blanchard, seconded by Council Member Strand, that Ordinance No. 1462-A300-10/1 1 be adopted. Recommendation of Traffic Safety Committee to address concern entering Lincoln Street. On roll call vote, all present voted Aye.

Motion by Council Member Abel, seconded by Council Member Schmidgall that the **BID FOR A FIRE RESCUE TRUCK** be approved plus $6,000.00 for Extrication Power Unit and the contract awarded to Alexis, in the amount of $165,072.00. Council Member Blanchard stated he was against purchases and voted no on the budget but felt the public safety truck was needed. On roll call vote, all present voted Aye.

Motion by Council Member Dunn, seconded by Council Member Strand that the Agreement with VantageCare Retirement Health Savings be approved. Human Resources Director Sarah Newcomb explained to Council that the presented document was the enactment of the plan approved in July by the Council and formalized the administrator of the plan. Bill Schock of the Unland Companies was available for questions. There is no cost to the City. It was Council Member Blanchard's opinion that the agreement should have been properly placed for action under New Business. On roll call vote, Ayes, Schmidgall, Strand, Kortkamp, Barra, Abel, and Dunn; Nay, Blanchard. Motion Carried.

**ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL**
Mayor Dunn announced he would continue to accept applications for appointments to the Sister City Committee. The community was encouraged to attend the events for the Marigold Festival the weekend of September 10th and the 9-1 1Ceremony in the Park on Saturday at 12:30 p.m. An invitation was extended to attend the dedication of Sunset School to honor Astronaut Scott Altman. The 16th Annual City Day Update was announced for September 16, 2010.

Council Member Blanchard requested that an itemized list of the items and sales at the last City Auction be placed on the City Web Site.

Council Member Strand asked that the Planning Commission and Zoning Board of Appeals minutes reflect the discussion that was not recorded on site plan and special use.

Council Member Schmidgall questioned if the (toter) litter container lease program should continue if it was not successful. Director of Solid Waste Greg Ranney told Council the leasing of containers generated $30,000.00.

Staff was asked to pursue establishing a policy for evaluating the naming of a street for an individual.

Chrystal Dagit 2950 Court Street invited the Council and Community to the Tazewell County Museum to unveil a space exhibit on Friday, September 10 during Marigold festivities.

Marg Melchers, 1821 Highwood, requested the City continue to pursue the naming of a street in honor of native son Astronaut Scott Altman.

**EXECUTIVE SESSION**
Motion by Council Member Schmidgall, seconded by Council Member Strand, that the Council move to Executive Session at 7:20 P.M. to discuss:
5 ILCS 120/2 (c) 11. Litigation. On roll call vote all present voted Aye.

No further business to come before the Council, in open session, Mayor Dunn called the meeting closed.

**COUNCIL ADJOURNED AT 7:45 P.M.**

Sue E. McMillan
City Clerk