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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 22, 2016 AT 5:30 O'CLOCK P.M.
JOHN MCCABE * MAYOR * PRESIDING

PRESENT: COUNCIL MEMBERS, GOLDEN, ORRICK, ABEL, RITCHASON, LUFT, DUNN AND MCCABE

ABSENT: NONE

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The **Pledge of Allegiance** was led by Mayor John McCabe.
Mayor McCabe addressed the Council Members and the Public regarding behavior and comments when trying to conduct the business meeting of the City.

Roll was called. All Council Members were physically present. A quorum was declared.

AGENDA
Motion by Council Member Dunn, seconded by Council Member Ritchason that New Business Item 9.1 ordinance No. 1462-A348-16/17 – Amending Title 8, Chapter 4, Section 1. D of the Code of the City of Pekin 1995 Regarding No Parking Schedule 1200 Block of Maple Street be removed from the agenda and the amended agenda be approved as amended. On roll call vote all present voted Aye.

MINUTES
Motion by Council Member Orrick, seconded by Council Member Abel that the **Minutes of the Regular City Council Meeting of August 8, 2016 be approved as written.** On roll call vote all present voted Aye.

PUBLIC INPUT
Bob Bramham questioned why there would be conditions attraction the Special Use request when hard surfaces requirements were not enforced.
John McNish told the Council that the High School Police Liaison Officer was a good program and submitted his support.
Rick Hilst questioned why the Change Order was listed #1.
Ann Witzig spoke against 9.3 Letter of Engagement with Willock Warning. She state the document prepared was not a true audit. She used the phase written by Mr. Warning, reasonable

CONSENT AGENDA
Motion by Council Member Orrick, seconded by Council Member Luft that the **CONSENT AGENDA be approved as presented.** The following was presented for consideration of the Consent Agenda items by Omnibus Vote.

7.0 CONSENT AGENDA
7.1 Receive and File Monthly Reports and Minutes: Traffic Safety Committee Minutes dated August 5, 2016; Tazewell County Animal Control July Report; July Building, Inspections, Zoning Reports; and Police July Report.
7.2 Resolution No.35-16/17 – Mayor’s appointment of Rose Marie Hasler to the Liquor Commission for a term until April 30, 2018 be approved.
7.3 Receive and File Zoning Board of Appeals Minutes dated August 10, 2016.
7.4 Receive and File Planning Commission Minutes dated July 13, 2016 and August 10, 2016.

7.5 Receive and File Pekin Planning Commission Hearings and Recommendations:
a. Hearing #07-1900 – Approval of the Special Use of the property located at 515 Main Street with conditions no commercial use, no employees and personal use only. Recommendation Zoning Board of Appeals approval of proposed setbacks prior to issuing the Special Use permit.
b. Hearing #07-1901 – Table until further information is provided regarding parking area and if easements would be required for property located at 2202 Court Street currently zoned as B-1 with legal description of Sec 1 T25N R5W Briggs Heights Addn Lot 39 SE ¼.
c. Hearing #07-1902 – Approval of Special Use and rezoning of the proposed parcel from P-1 and R-4 to a B-3 for the AMT building on the corner of South 13th and Park Avenue with the new address of 1230 Park Avenue
d. Recommendation to approve annexation 68 Grove Place.
e. Hearing #07-1901 – approval of the Special Use of the property located at 2202 Court Street with restrictions; hard surface parking, hard surface driveway, and no outside work done outside of building, and enclosed screen around the dumpster.

On roll call vote all present voted Aye.

COMMUNICATIONS, PETITIONS, REPORTS
Adjudication Software Presentation
President of IT Stability Zlatko Koprivec, was introduced by Police Chief Dossey to answer questions in regards to adjudication or the software and to understand the process in tracking and collection of fines and fees for the ordinances where violators fail to appear at hearings. Chief Dossey advised the Council that adjudication was not knew in the code but the implementation of the version would allow for efficiency, be beneficial to other departments and would take the burden from the taxpayer to the violator. With the product, DACRA, the subscription to the software would be approximately $3,000 per month for 4 years and could include a critical component for Code Enforcement module as the City moved forward with the project. Chief Dossey provided the Council with a memo for further discussion and explanation for the impact of parking tickets increases. Mr. Koprivec presented in detail the system. He explained the benefits to the public as well as the community in providing a fair, expedient alternative to overcrowded court systems.

NEW BUSINESS
Motion by Council Member Luft, seconded by Council Member Ritchason that the **AGREEMENT WITH THE BOARD OF EDUCATION OF PEKIN SCHOOL DISTRICT NO 303 FOR HIGH SCHOOL POLICE LIASON OFFICER be approved.** Council was presented the agreement with School District 303 for a police officer trained and available for juvenile justice programs to improve the safety of the students**.** Question of Council Member Golden were addressed regarding the date of the agreement, overtime costs and verbiage as to being a pilot program**.** On roll call vote all present voted Aye.

Motion by Council Member Luft, seconded by Council Member Orrick that the **AUDIT ENGAGEMENT LETTER WITH WILLOCK WARNING & CO., P.C. be approve.** It was explained to the Council that the agreement confirmed services provided to the City of Pekin by the accounting firm for the year ended April 30, 2016. The fact that in previous years the City Managers had signed the agreement was addressed. Questions that the services were selective testing of accounts and practices, not a full audit and the costs for such an audit were further discussed by the Council. Council Member Golden questioned if the written representation from the attorney had been completed as noted in the Audit and was told the letters had been submitted. It was noted the Management Letter, a summary of the financial status prepared by the City as an introduction to the Audit was missing for a number of years. There was consensus of the Council for the manager and treasurer to complete the Management's Discussion and Analysis for the Financial Statements ending April 30, 2016. On roll call vote all present voted Aye.

Motion by Council Member Abel, seconded by Council Member Orrick that the **SPECIAL USE AND SITE PLAN FOR AUTOMOTIVE REPAIR SHOP FOR THE PROPERTY AT 2202 COURT STREET PIN 04-10-01-408-015 be approved** with restrictions; hard surfaces parking, hard surface driveway, no outside work done outside of buildings, and enclosed screen around dumpster. Recommendation for approval was submitted by the Pekin Planning Commission to approve the use and site plan in a B-1 (Local Business) with restrictions. Council Member Golden asked how in good faith such restrictions could be placed on the property when there was lack of the City in applying the same rules across the board. Council Member Golden noted several concerns of gravel parking lots and enforcement of screening to comply with the Code. He questioned if the PPC discussed existing violations and if they felt like they were being hypocrites. On roll call vote all present voted Aye.

Motion by Council Member Abel, seconded by Council Member Ritchason that the **SPECIAL USE AND SITE PLAN FOR ANTIQUE AUTOMOBILE STORAGE FOR PROPERTY AT 515 MAIN STREET PIN # 04-10-03-103-008 be approved** with conditions no commercial use, no employees, and personal use only. The recommendation of the Pekin Planning Commission was for Council to approve the use and site for storage from Charles Johnson with the conditions no commercial use, no employees and personal use only. Council was advised that the Zoning Board of Appeals approved the proposed setbacks for the property zoned I-2 (General Industrial District). On roll call vote all present voted Aye.

Motion by Council Member Ritchason, seconded by Council Member Abel that the **SPECIAL USE AND SITE PLAN FOR P-I AND R-4 TO B-3 FOR THE AMT BUILDING ON THE CORNER OF SOUTH 13TH STREET AND PARK AVENUE, be approved**. A recommendation of the Pekin Planning Commission for Council to approve the Special Use and Site Plan for property with partial PIN 04-10-02-229-008, 04-10-02-229-018 and 04-10-02-232-001for construction to accommodate AMT Advanced Medical Transport was presented. Council discussed neighborhood concern of noise and how silent zones would be addressed. Council was told the property would be leased from the Pekin Hospital who had requested the Special Use and rezoning of their parking lot for construction. Council Member Dunn told the Council he would abstain from voting because he was a board member of the hospital. On roll call vote; Abstain, Dunn, Ayes, Orrick, Golden, Luft Abel, Ritchason, McCabe. Motion carried.

<u>ORDINANCE NO. 1568-A204-16/17</u>
REZONING OF CERTAIN PROPERTY
13TH STREET AND PARK AVENUE

Motion by Council Member Ritchason, seconded by Council Member Luft that Ordinance No. 1568-A202-16/17 be adopted. The Pekin Planning Commission also recommend to the Pekin City Council that the zoning be approved for partial of three parcels 04-10-02-229-008, 04-10-02-229-018, and 04-10-02-232-001 from P-1 and R-4 to a B-3 for the AMT building on the corner with the new address of 1230 Park Avenue. On roll call vote; Abstain, Dunn, Ayes, Orrick, Golden, Luft Abel, Ritchason, McCabe. Motion carried.

Motion by Council Member Golden, seconded by Council Member Dunn that **CHANGE ORDER 31 WITH HOERR CONSTRUCTIO, INC. for Capitol Street to 5th Street Alley Lining Project, be approved.** City Engineer Michael Guerra advised the Council the request was to incorporate work changes into the contract that included additions and deductions within the awarded amount of the bid due to unknown conditions prior to the start of the sewer relining project. On roll call vote; Ayes, Orrick, Dunn, Abel, Ritchason, McCabe; Nays, Golden and Luft. Motion Carried.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

John McNish asked if the Council had reviewed the recordable rate of safety incident and noted it was important to bring those numbers down. Mr. McNish suggested the impound fees be used to pay the expenses of the adjudication process.

Bob Bramham questioned why stormwater matter was not on the Agenda as requested by Council Member Luft at the end of the last meeting.

Ann Witzig voiced her concerns on the following issues: North Pekin Agreement, Corporation Counsel, spraying for weeds on City owned property, the repeal of Homerule and stormwater matters.

Rick Hilst asked for clarification on what funds the City Treasurer was responsible for. He questioned why the taxpayers could not receive the monthly reports to Council as required by the Treasurer. It was noted the Treasurer reports quarterly on the finances of the City in open Council meetings with reports available to the public. He questioned the Treasurer as a member of the Fire Pension and Police Pension Boards if State revenue had ever been diverted into their pension funds.

In addressing the Council and the public, Interim City Manager Sarah Newcomb stated staff members were all qualified to do the jobs they were doing. The City was looking for a City Manager, she would appreciate that the candidates be shown what the City could do and that the bar be raised on being positive.to give the candidates a reason to come to Pekin. Attorney Dancey asked the Mayor if questions and the nature of cross examination were

going to be allowed at public input, that in fairness people have the opportunity to gather information. It seemed appropriate that questions be given in advance.
City Engineer Mike Guerra reported in response to Mrs. Witzig's comments comparing Morton, that decreases in the budget did not allow the City to approach stormwater proactively. A fee allowed for Morton to maintain stormwater matters. Upon reciew of the IEPA permit spraying was permitted with caution and conditions. The City would investigate pricing and spraying of 3 miles of brick streets.
Clayton Stambaugh, Airport Manager, expressed appreciation to all first responders for the actions involving the aircraft accident the previous week.
Council Member Dunn congratulated Jordan Finneran in winning the Miss Marigold Pageant.
Council Member Golden disagreed with the statements of being positive. He stated people were not negative but realistic on issues that had been repeated over and over. He listed several examples of matters he found to be wrong over his 4 years on Council. Council Member Golden debated with the Mayor his reference to illegal contracts, the provisions for being signed only by the Mayor and the dollar amounts to come before Council for approval. Council Member further brought to staff's attention, the uncleaned bathrooms at the Riverfront and weeds on Davis Street. Council Members noted the need for caution for first day of school, the first downtown murals on the Grow Up building by Vince Udry, the success of the disc golf event over the weekend, the approaching Marigold Festival. Council Member Luft noted Pekin had the same issues as other municipalities-how we address and resolve matters.
Mayor McCabe asked that questions be written in order to be addressed.

No further business to come before the Council, motion by Council Member Golden, seconded by Council Member Luft that Council adjourn. Motion carried voice vote. Mayor McCabe adjourned the meeting.

COUNCIL ADJOURNED AT 9:00 P.M.

Sue E. McMillan
City Clerk