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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 THE CITY HALL
ON MONDAY, AUGUST 13, 2001 AT 5:30 O'CLOCK P.M.
R. DAVID TEBBEN * MAYOR * PRESIDING

PRESENT: COMMISSIONERS, BARRA, MASSAGLIA, ORRICK, AND RICHMOND

ABSENT: NONE

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

Roll was called and all commissioners were present.

Agenda

Motion by Com'r. Richmond, seconded by Com'r. Orrick, that the **Agenda**, **be approved as presented.** On roll call vote, all present voted Aye.

Motion by Com'r. Richmond, seconded by Com'r. Barra, that the **Minutes of the Regular City Council Meeting of July 23, 2001, and the Special Meeting of July 30, 2001, and the Special Meeting of August 3, 2001, be approved as written**. On roll call vote, all present voted Aye.

Consent Agenda

Motion by Com'r. Richmond, seconded by Com'r. Massaglia, that the **Consent Agenda be approved as presented.**

1. Receive and File Monthly Reports: Police, Fire, Zoning and Inspections (Building, Code Enforcement, Sewer & Plumbing, Electrical, HVAC), Tazewell Animal Control, Traffic Safety Committee, Pekin Tourism Commission, Wastewater Treatment
2. Charitable Solicitation : Pekin Youth Hockey Tag Days September 28 & 29, 2001
3. Receive and File Memo and Figures on Brick Street Restoration
4. Receive and File Conference Center Needs Assessment
5. Receive and File Petition - No objection to having Child Advocacy Center

On roll call vote all present voted Aye.

Communications, Petitions, Reports

A **PUBLIC HEARING** was opened by Mayor Tebben at 5:35 p.m. for the purpose of considering and hearing testimony as to an ordinance authorizing the annexation of a tract of real estate described as Lots 1,2,3 and 4 in Normandale and that the property retain its current zoning status. The voluntary request received from Charlotte Hiatt for her property contiguous with the boundary of the City at the southwest corner of the intersection of Fleischman Street and Route 29 included an interest in access to the City's sanitary sewers. The notice was properly published by the clerk in the *Pekin Times* on July 27, 2001. No comments were received and the Chair closed the hearing at 5:36 p.m.

New Business

<u>ORDINANCE NO. 2257</u>
PROVIDING FOR THE ANNEXATION OF CERTAIN TERRITORY
IN THE CITY OF PEKIN / HIATT / NORMANDALE

Motion by Com'r. Massaglia, seconded by Com'r. Richmond, that Ordinance No. 2257 be adopted. On roll call vote, all present voted Aye.

<u>ORDINANCE NO. 2258</u>
AMENDING TITLE 10 OF THE CODE OF THE CITY OF PEKIN 1995
SUBDIVISION CODE

Motion by Com'r. Massaglia, seconded by Com'r. Barra, that Ordinance No. 2258 be laid over in the office of the City Clerk until the next regular meeting of August 27, 2001. Ordinances 2258 and 2259 were laid over to give Council additional time to review and receive input on two items with significant changes. On roll call vote, all present voted Aye.

ORDINANCE NO. 2259
AMENDING TITLE 1 OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING CONTRACT FOR PUBLIC IMPROVEMENTS

Motion by Com'r. Massaglia, seconded by Com'r. Richmond, that Ordinance No. 2259 be laid over in the office of the City Clerk until the next regular meeting of August 27, 2001. On roll call vote, all present voted Aye.

ORDINANCE NO. 1462-A186
AMENDING TITLE 8 OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING NO PARKING - 14TH STREET

Motion by Com'r. Orrick, seconded by Com'r. Barra, that Ordinance No. 1462-A186 be adopted. Public Works Director Dennis Kief summarized the changes made to the traffic code involving a workable solution to the amendments that had been adopted for no parking restrictions on 14th Street at Court to VFW Road. The original intention and recommendation of the Traffic Safety Committee to prepare for the expansion to three lanes and to help alleviate congestion at the Park Avenue and 14th Street intersection received unfavorable comments from residents and interested business owners. The proposed ordinance would restrict parking in front of Colonial Barber to 2 hours and allow 1 year to find means and transition of complying with no parking provisions for both sides of the street. On roll call vote, all present voted Aye.

ORDINANCE NO. 1462-A187
AMENDING TITLE 8, CHAPTER 2, SECTION 11
OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING THROUGH STREETS - PETRI LANE

Motion by Com'r. Orrick, seconded by Com'r. Barra, that Ordinance No. 1462-A187 be adopted. Mr. Kief explained by making Petri Lane a through street to the eastern City limits in the new Deerfield Estates Subdivision, stop signs could be placed at Parkfield Drive for safety in exiting the residential area. On roll call vote, all present voted Aye.

Motion by Com'r. Orrick, seconded by Com'r. Massaglia, that the **AGREEMENT FOR PROFESSIONAL SERVICES WITH MERRICK & COMPANY FOR DIGITAL MAPPING** in the amount of $12,354.82 be approved. The original contract with Merrick was based on the City's area of mapping consisting of 13,000 estimated parcels. The near completed project had a more accurate 35 square mile area covering Pekin/Marquette Heights. Mr. Kief stated the additional charge was justified and an over sight on his part not to include the reimbursable additional agreement with Marquette Heights in the original scope of the project. On roll call vote, all present voted Aye.

Motion by Com'r. Barra, seconded by Com'r. Orrick, that the **AGREEMENT WITH TOBIN BROTHERS DEVELOPMENT COMPANY** be approved. City Manager Dick Hierstein advised Council on the agreement for final settlement of matters arising from a lawsuit in connection with parking lots leased to Tobin at 326 and 328 Court. In 1992 the City contracted with Joe Shallenberger to demolish and backfill structures located in that block, later leased for employee parking of Illinois Department of Children & Family Services 1 South Capitol. Subsequently the lots sustained settling and necessitated repair. The parties agreed, to share 1/3 cost of repairs not to exceed 15,052.00, terminate lease of parcel 2, and extend lease of parcel 1 for 5 years. On roll call vote, all present voted Aye.

RESOLUTION NO. 133
ANNUAL PREVAILING WAGE RESOLUTION

Motion by Com'r. Barra, seconded by Com'r. Orrick, that Resolution No. 133 be adopted. On roll call vote, all present voted Aye.

Mr. Hierstein asked Council preferences for **DATES AND TIMES TO CONDUCT THE ANNUAL RETREAT** at which members and staff could look at priorities for long-range projects and set goals for the coming year. The Council called the special meeting for October 8 beginning at noon with a regular meeting to follow. Com'r. Orrick requested that the business agenda be kept light for the 5:30 meeting.

Other Business

Amy Werner 335 Buena Vista presented questions she had in regards to a petition received and filed by Council as part of the Consent Agenda. The communication addressed *To Whom It May Concern: I have* *no objection to having the Child Advocacy Center located at 341 Buena Vista Avenue*, listed 9 names and addresses and was signed and dated by 8 of the immediate residents. The Chair stated he was unable to answer her questions pertaining to a planning department and commission level of origination of the matter. She objected to the filing of the document. Barbara Welsh 420 Washington questioned the involvement of a City employee in the circulation of the form. Mr. Hierstein felt it was inappropriate to respond to some questions when the employee was not present. He stated he had previously addressed concerns in writing to Mrs. Werner that the City had not drafted the petition but intentions were to contact residents for input for a hearing and proposed change in zoning. The Chair directed Mr. Hierstein to assist in a response to the women's concerns.

The Mayor asked that the community participate in the fundraiser for the Salvation Army by purchasing a raffle ticket for a car or cash. This could be done by contacting sponsors which included representatives of the firefighters union.

Reporters from the *Peoria Journal Star, the Pekin Daily Times* and news media stations were given the opportunity to ask questions.

Motion by Com'r. Barra, seconded by Com'r. Orrick, that Council move to **Executive Session** at 6:05 p.m. to discuss Acquisition of Real Estate. On roll call vote, all present voted Aye.

No further business to come before the Council, a motion was made by Com'r. Barra, seconded by Com'r. Orrick, that Council adjourn.   Motion carried by voice vote.

COUNCIL ADJOURNED AT 6:30 P.M.

Sue E. McMillan
City Clerk