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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
111 SOUTH CAPITOL STREET
ON MONDAY, AUGUST 11, 2003 AT 5:30 O'CLOCK P.M.
LYNDELL N. HOWARD * MAYOR * PRESIDING

PRESENT: COMMISSIONERS, MADDOX, RICHMOND, JONES, AND MASSAGLIA

ABSENT: NONE

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The **Pledge of Allegiance** was led by the two military personnel leaving to serve this month in the United States Army. Mayor Howard introduced and presented proclamations to Scott Lenaway and Brandon Josef Nell. The servicemen were honored for their volunteering to serve and extended prayers for a safe return to the community. Parents of Brandon, Leslie and Scott Nell were recognized.

Roll was called and all commissioners were present.

Agenda

Motion by Com'r. Richmond, seconded by Com'r. Massaglia, that the **agenda be approved as presented.** Com’r. Jones requested that items under Consent Agenda # 4 and #5 be placed on New Business #9 and #10 respectively. On roll call vote, all present voted Aye.

Motion by Com'r. Richmond, seconded by Com'r. Maddox that the **Minutes of the Regular City Council Meeting of July 28, 2003 be approved as written**. On roll call vote, all present voted Aye.

Public Input on Agenda Items

New President, Jess Carrick of the Youth Council was introduced.

Consent Agenda

Motion by Com'r. Richmond, seconded by Com'r. Massaglia, that the **Consent Agenda be approved as presented (with three items).**

1. Receive and File Monthly Reports: Police, Fire, Traffic Safety Committee, Inspections Department, Pekin Tourism, and Tazewell County Animal Control)

2. Proclamation: “Mentally Handicapped Week” September 15, 2003

3. Charitable Solicitation: Knights of Columbus Tootsie Roll Drive September 19-21, 2003

On roll call vote all present voted Aye.

New Business

ORDINANCE NO. 2337

AMENDING TITLE 3, CHAPTER 3, SECTION 3 OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING LIQUOR LICENSES - PIER

Motion by Com’r. Massaglia, seconded by Com'r. Maddox, that Ordinance No. 2337 be adopted. City Manager Dick Hierstein told Council the revisions open a larger area at the riverfront for Class F which stipulates the sale of liquor at the Pier. The City had received a request for an event with a larger draw. Discussion followed. Com’r. Richmond questioned Police Chief Gillespie on adequate security of the expanded area and expressed concern that the change was the third revision in response to commercial entities wants. Com’r. Richmond clarified why he was voting against the ordinance in that he felt the change was to accommodate a Pier party by tavern owners that would be in contrast to community ideas of Marigold Festival Weekend. Comr’s. Maddox and Massaglia spoke in support of the extended boundary pointing out the area was easier to secure and the riverfront was meant to draw people. On roll call vote, Ayes, Maddox, Massaglia, Howard; Nays, Richmond and Jones. Motion Carried.

ORDINANCE NO. 2338
AMENDING TITLE 3, CHAPTER 7, SECTION 3 OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING VENDORS AT THE RIVERFRONT

Motion by Com'r. Jones, seconded by Com'r. Massaglia, that Ordinance No. 2338 be adopted. Mr. Hierstein told Council that the change allowed for a carnival-type food trailer to be located in the parking lot of the riverfront whereas previously the ordinance allowed for pushcarts on the Pier. Attorney Oberle advised that the ordinance contained a sunset provision for December 31 to review usage and possibly changes needed after the first season. Com'r. Richmond questioned if the vendor would remain at the location if an event was scheduled. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Richmond, that the **RIVERFRONT AND PIER POLICIES OUTLINED IN WRITTEN FORM BY THE CITY MANAGER BE REAFFIRMED AND APPROVED**. Mr. Hierstein recommended the policies remain as stated on July 22, 2002. Council and the public were given answers to why lawn chairs were not permitted on the Pier. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Massaglia, that the **TOURISM GRANT FOR TAZEWELL COUNTY GENEALOGICAL SOCIETY** in the amount of $1,300.00 be approved. Kim Uhlig explained the Tourism Commission was recommending the grant for hosting a fall conference in Pekin to assist in the cost of the nationally known speaker. Impact from attendees was projected at $28,250.00. On roll call vote, all present voted Aye.

Public Works Director Dennis Kief outlined an updated construction timetable for Veteran's Drive Corridor in relationship to the next items of business.

ORDINANCE NO. 1462-A214
AMENDING TITLE 8, CHAPTERS 2 AND 3 OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING SPEED CONTROLS, TRAFFIC SIGNALS, THROUGH STREET

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that Ordinance No. 1462-A214 be adopted. Mr. Kief told Council that the traffic recommendations were for the newly completed section of Veteran's Drive from Court to Broadway. Com'r. Jones questioned the speed being set at 45 mph went the 5 lane , limited access, highway is intended to move people and traffic. He express his desire that there be no curve cuts and that the speed be looked at again when the road is opened. On roll call vote, all present voted Aye.

Motion by Com'r. Massaglia, seconded by Com'r. Jones, that the **LOCAL AGENCY AGREEMENT FOR FEDERAL PARTICIPATION WITH THE ILLINOIS DEPARTMENT OF TRANSPORTATION,** City share of $125,000 for Veteran's Drive from Broadway Road north to Fischer Road, ¼ mile north of I-474, be approved. Mr. Kief told Council the agreement was federally funded for $500,000 for Phase I engineering and environmental studies. On roll call vote, all present voted Aye.

RESOLUTION NO. 18 – 03/04
APPROPRIATING MFT FUNDS FOR VETERAN'S DRIVE

Motion by Com'r. Maddox, seconded by Com'r. Richmond, that Resolution No. 18 – 03/04 appropriating MFT Funds for Veterans Drive Broadway Road north to Fischer Road, ¼ mile north of I-474 in the amount of $125,000 be approved and the Mayor and City Clerk be authorized to execute and file all documentation required with the Department of Transportation. (Section 02-00169-00EG Project M-5093 (107) P-94-014-03). On roll call vote, all present voted Aye.

Motion by Com'r. Maddox, seconded by Com'r. Massaglia, that the **DEDICATION OF PERPETUAL SEWER EASEMENT FROM COMMERCE BANK FOR MARKET SQUARE** be accepted and approved. Mr. Kief advised that the easement was part of a dedication Council approved at the previous meeting for Market Square from RER Enterprises for c0mpletion of a car wash project. On roll call vote, all present voted Aye.

RESOLUTION NO. 17 – 03/04
APPOINTMENT OF KAREN FORT TO FIRE AND POLICE COMMISSION

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that Resolution No. 17 – 03/04 be adopted.

Mayor Howard informed Council that the appointment was made to fill the unexpired term of Christopher Spanos until May, 2006. Com’r. Jones asked qualifications and background of appointee. Discussion followed on skills in hiring needed for the sensitive position. It was noted by the Police Chief that work on the commission requires a lot of personal time. On roll call vote, Ayes, Maddox, Massaglia, Howard; Nays, Richmond and Jones. Motion Carried.

Motion by Com’r. Jones, seconded by Com'r. Massaglia, that the **SEWERAGE FUND FINANCIAL STATEMENTS APRIL 30, 2003** prepared by Willock Warning & Co. P.C. be receive and filed. Com’r. Jones pointed out that the report contained notification from the accountant that the basic user fees combined with other sewerage treatment fees, were not sufficient enough to cover cash expenses. Mr. Warning reported that assuming operating costs remained at current level, an increase in the user fee rate was necessary. Council members pointed to state mandates as reason fees would increase. On roll call vote, all present voted Aye.

Other Business

Planning and Development Director Kim Uhlig announced the ASA Women’s Softball Tournament would be held the week of the 11^{th} in Pekin. She thanked the many volunteers and encouraged the community to attend.

Com’r. Jones questioned when the Council would address the City’s million-dollar shortfall in the budget. Mr. Hierstein advised that he had sent a preliminary draft of revenue sources for review. The intention was to use reserves and address the deficit beginning next May Fiscal Year.

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

No further business to come before the Council, a motion was made by Com’r. Maddox, seconded by Com’r. Richmond that Council adjourn. On roll call vote, all present voted Aye.

COUNCIL ADJOURNED AT 6:25 P.M.

Sue E. McMillan
City Clerk