City of Pekin

WELCOME TO A MEETING OF THE PEKIN CITY COUNCIL

All persons present are asked to conduct themselves in a polite, respectful and professional manner.

All meetings of the city council of the City of Pekin are a deliberative and legislative assemblage and not a public forum. The purpose of these meetings is to conduct city business. The city council considers both oral and written communications in making and establishing policies.

All city residents, property owners, business members and other interested parties are invited to address the council at the designated time (public input) for a period of 5 (five) minutes. All questions shall be directed to the council as a whole and not individual members. It is strongly encouraged that all questions shall first be directed to the appropriate personnel at the City Municipal Building or other city office before bringing them to the city council.

Because all meetings of the Pekin City Council are a matter of public record, each speaker, when recognized by the Mayor or his designee, shall give their full name.

Council members may appropriately interrupt a speaker to ask questions necessary to clarify the speaker's comments. In most cases, the council will not answer questions from the public at the council meeting, but will respond to the individual in due time. All questions requiring a researched answer shall be submitted in writing and turned to the city clerk. Please provide your name and contact information so that we can get back to you in a timely manner. The Council cannot address questions involving litigation, possible litigation or employee matters.

Any charges or complaints against individual employees of the City of Pekin shall be presented to the city manager in writing with specific information, and shall be signed by the person or persons lodging the charges or complaints. Pursuant to the Illinois Privacy Act, no person shall be permitted to present orally or discuss at any open meeting, charges against any city employee.

City of Pekin

REGULAR COUNCIL MEETING MONDAY, AUGUST 10, 2015
5:30 P.M.

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1.0 CALL TO ORDER		
2.0 PLEDGE OF ALLEGIANCE *Mayor John McCabe*		
3.0 ROLL CALL *Clerk to Call the Roll*		
4.0 APPROVAL OF AGENDA ***ACTION:*** *Motion to approve the meeting agenda.* ***VOTE REQUIRED***		
5.0 APPROVAL OF MINUTES ***ACTION:*** *Motion to approve minutes of the Regular Council Meeting of July 27, 2015.* ***VOTE REQUIRED***		
6.0 PUBLIC INPUT *Speakers to state name. Speakers may address the Council on any topic.*		
7.0 CONSENT AGENDA		
7.1 **Receive and File Monthly Reports and Minutes:** Draft Liquor Commission Minutes dated July 23, 2015.		5
ACTION: *Motion to approve all items listed on the Consent Agenda by Omnibus Vote.* ***VOTE REQUIRED TO APPROVE CONSENT AGENDA***		
8.0 COMMUNICATIONS, PETITIONS, REPORTS		
9.0 NEW BUSINESS		
9.1 **Ordinance No. 2723-15/16-Amending the Code of the City of Pekin Title 1, Chapter 5, Section 5 Conducting Business** **DESCRIPTION:** Request of the City Council for Order of Business on a Council Agenda to retain Public Input before New Business and to also allow the public to address the Council at the end of the Council Meetings. **ACTION:** Motion to adopt the ordinance. **VOTE REQUIRED**	JM	5

10.0 ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL **10.1** Staff **10.2** Council **10.3** Press		
11.0 EXECUTIVE SESSION **65 ILCS 120/2 (c)**		
12.0 ADJOURN **NO VOTE REQUIRED**		

Column 1 Key:

DG City Manager Darin Girdler JM Mayor John McCabe

Column 2 Key:

1 **A Prosperous Community.** To promote and sustain a balanced economy that supports expansion and retention of family-wage jobs.

2 **A Safe Community.** To protect community life and property by providing effective, principled police and fire services.

3 **A Strong Foundation.** To improve and maintain existing infrastructure and leverage opportunities for new infrastructure.

4 **A High Quality of Life.** To support or provide services that improve the quality of life for Pekin's residents.

5 **An Effective Government.** To deliver effectively the services that Pekin's residents want, need, and are willing to support.

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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, JULY 27, 2015 AT 5:30 O'CLOCK P.M.
JOHN H. MCCABE * MAYOR * PRESIDING

PRESENT: COUNCIL MEMBERS, GOLDEN, ORRICK, ABEL, RITCHASON, LUFT, DUNN
ABSENT: NONE

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

Roll was called. All members were physically present. A quorum was present.

AGENDA

Motion by Council Member Orrick, seconded by Council Member Dunn that the **agenda be approved as presented.** Council Member Gold asked that the Mayor add to the Agenda a motion for a request to reinstate Public Input at the end of the meeting on the agenda. On roll call vote all present voted Aye.

MINUTES

Motion by Council Member Orrick, seconded by Council Member Ritchason that the **minutes of the Regular City Council Meeting of July 13, 2015 be approved as written.** Council Member Golden noted the word "not" should be stricken from the sentence addressing the CAPER. He felt the CDBG funding used for signs could be better spent. On roll call vote all present voted Aye to approve the minutes as corrected.

PUBLIC INPUT

Council heard comments, requests and questions from the following members of the public:

- Brenda McAlister representing residents in attendance expressing their concerns that their properties had been affected by the recent rains. They felt the lack of ditches for the VFW road construction. project resulted in mud throughout their St. Joseph Court properties and the intersection of 14th Street. They requested that the ditches be a priority fix by the construction company. Carol Dever also voiced concern. Chris Cummings commented on another part of the issue that the excavation dirt was transported to another landowner and was used to fill wetlands.
- Tom Jenke expressed his displeasure that the City intended to implement a stormwater fee when the property owners of Lake Kennedy area do not use the system.
- Sally Johnson stated the City was in trouble and taxpayers could not afford helping HUD. She felt 2 hours for Main Street Farmers Market was not enough time for the vendors and should be extended.
- Bob Bramham questioned if liens had been placed on all demolitions that had been discovered not to have been invoiced.
- Ann Witzig stated it would be lowering the community's standards to meet the possible new HUD requirements for subsidized housing. Mrs. Witzig observed in the Library annual report that salaries and fringe benefits were a large percentage of the operating budget.
- Larry Wolfer expressed concern for the spending at the Wastewater Treatment Plant. He encouraged the City to change engineering firm and suggested they were using the project as an experiment

Mayor McCabe corrected an incorrect statement that the improvement, to be completed by 2017 was a $62-63 million dollar project not $90 million dollars.

CONSENT AGENDA

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

7.1 Receive and File Monthly Reports and Minutes: Tazewell County Animal Control June Report.		5
7.2 Receive and File: Zoning Board of Appeals Minutes dated July 15, 2015.		5
7.3 Receive and File: Illinois Public Library Annual Report (IPLAR).		5

On roll call vote all present voted Aye.

NEW BUSINESS

Motion by Council Member Abel, seconded by Council Member Luft that the **CENTRAL BUSINESS DISTRICT TIF COMMERCIAL/RETAIL INTERIOR LOAN PROGRAM for 408 Court Street be approved in the amount of $9,054.94.** Economic Development Director Leigh Ann Brown presented the recommendation of the Main Street Design Committee to pay Terri Gambetti, owner of Leo's Art Studio the eligible interior expenses for improvements rear entrance, electrical service, plumbing, leveling floor, painting,, HVAC, windows, lighting and water heater. Council Members complimented Ms. Gambetti on the efforts to improve the Downtown and the application and the use of the funds. Council Member Golden stated he was not impressed with the program or the poorly written documents. Council Member Golden questioned Mrs. Brown on the "qualified" bids he felt were estimates and the lack of plans or specification. On roll call vote: Ayes, Council Members, Orrick, Luft, Abel, Ritchason, Dunn, and McCabe; Nay, Golden. Motion Carried.

ORDINANCE NO. 2722-15/16
PROVIDING FOR THE ISSUANCE OF A PROMISSORY NOTE, SERIES 2015 OF THE CITY OF PEKIN

Motion by Council Member Ritchason, seconded by Council Member Abel that Ordinance No.2722-15/16 be adopted. City Manager Darin Girdler advised the Council on the ordinance, noting before them were the documents necessary to finance the acquisition and construction of capital improvements to streets, sidewalks, public buildings, fire equipment, and vehicles. The financing of these expenditures were authorized by the Council on June 22, 2015 in the amount of $2, 075,000.00. Mr. Girdler explained that the lender, Morton Community requested the use of Chapman & Cutler, a previously used bond counsel to be assured of arbitrage rules and tax exempt. On roll call vote: Ayes, Council Members, Luft, Abel, Ritchason, Dunn, and McCabe; Nays, Orrick and Golden. Motion Carried.

Motion by Council Member Golden seconded by Council Member Luft to reinstate Public Input prior to the business items to address the public's concerns before a vote and in addition to allow for the public to speak at the end of each meeting. Discussion followed. Council Members, Golden, Council Members Orrick and Luft spoke in support in allowing sufficient time for the public to speak and to address their concerns. Mayor McCabe stated the purpose of a Council Meeting was to conduct the business of the municipality. It was not intended to be an open forum. He felt there were numerous opportunities outside of Council to call, write, or ask questions. Without a clear majority it was decided to further discuss. Motion was made by Council Member Golden seconded by Council Member Abel to add as New Business a motion to re-instate on the next Council Meeting agenda.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council Member Golden brought to Council's attention the following:

- Questioned if the citizen's concern from previous meeting regarding the absence of enforcement on a neighbor's disturbing music had been addressed by changing the code on noise.
- Asked if the complaint concerning obstruction by trees and brush at Sheridan and Winged Foot had be taken care of.
- Asked if the group home on South 7th Street disturbing residents' issues had been addressed. Council was informed the individual was removed from the home.
- Expressed his displeasure that he learned of a meeting Mayor McCabe had with the residents of Jane Street to voice their concerns regarding recent flooding matters. The Mayor apologized for the oversight on his part in not informing the Council in advance but would provide the notes he had taken from the discussion.
- Questioned the payment from tourism of $5,000 to the IHSA Basketball Tournament that it did not come before Council for a vote.
- Questioned if Highwood erosion complaint was part of City easement.
- Requested that Fire and Police monthly reports be sent to the Council
- Discussed the suggestion from previous meeting to pump water from Jane Street to north Treatment Plant as not feasible.
- Encouraged the City staff to provide dvd of Council Meetings to the public. He felt they did not mind the $5.00 charge if the dvd was complete with public input.

Council Member Abel commented on the input to Council Members regarding the flooding and mud issues on Vista Grande. The City determined that Veterans Drive construction was not associated with the concerns. He reminded the public that the area recorded record rainfalls.

Council Member Orrick asked if the security cameras had been installed at the recycling drop-off and was told they had not He also stated in response to the opposition to a stormwater fee that Morton had implemented the charge 5-7 years ago in preparation for mandates. In regards to the opposition statements on HUD, Council Member Orrick asked that the Council and the public keep in mind how Pekin lost control of education accepting federal funding and for all to keep an open mind as the City moves forward with further discussions of the issue of accepting funding.

Council Member Luft thanked the Council for listening to the publics concerns and the communication that he saw improving.

Council Member Dunn asked who responsibility it was to fix the holes in the pavement near the culver on Rose Lane.

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

COUNCIL ADJOURNED AT 7:25 P.M.

Sue E. McMillan
City Clerk

LIQUOR COMMISSION MINUTES
THURSDAY, JULY 23, 2015 AT 4:00 P.M.
CITY HALL CONFERENCE ROOM
111 SOUTH CAPITOL STREET
PEKIN, ILLINOIS 61554

Liquor Commissioner McCabe called the meeting to order at 4:05 p.m.

PLEDGE of ALLEGIANCE

ROLL CALL
The following members were present for roll call: Liquor Commissioner John McCabe, Deputy Police Chief Don Baxter, Fire Chief Kurt Nelson, and Commission Member Dale Vonderheide

Absent: Deputy Liquor Commissioner Rick VonRohr and Commission Member Buster Hanley

Also present: Attorney Sue Bosich

Commission Member Buster Hanley entered the meeting at 4:06pm

APPROVAL OF AGENDA
Motion made by Deputy Police Chief Don Baxter to approve the agenda for July 23, 2015, seconded by Commission Member Dale Vonderheide. On roll call vote all present voted Aye. Motion carried.

APPROVAL OF LIQUOR COMMISSION MINUTES
Motion made by Fire Chief Kurt Nelson to approve the June 25, 2015 liquor commission minutes, seconded by Deputy Police Chief Don Baxter. On roll call vote all present voted Aye. Motion carried.

PUBLIC INPUT/COMMENTS/QUESTIONS
No public input

NEW BUSINESS

JUDI'S DELI CORPORATION DBA JUDI'S DELI
JUDITH PAULSON
312 DERBY STREET
PEKIN, ILLINOIS 61554

Discussion: Fire Chief Kurt Nelson met with Mike LaHood who is doing the remodeling for Ms. Paulson on Judi's Deli. Mr. LaHood was asked if there was going to be a kitchen – at this time they will not have a kitchen or serve food. Mr. LaHood stated he was misinformed on how the City of Pekin's liquor license application process works. He thought he could come to a meeting and be granted a liquor license before the building was ready so Ms. Paulson could apply for her State Gaming Machines. The Commission explained to Mr. LaHood how the City of Pekin's liquor application process works. Mr. LaHood stated he has pulled his permits with the Inspections Department and the building is ready to go. Mr. LaHood stated he planned on opening September 9th.

Fire Chief Kurt Nelson made a motion to approve the liquor license for Judi's Deli Corporation dba Judi's Deli pending final walk-thru's with the Inspections Department, Fire Department and Police Department, provide his liquor liability insurance and have everything completed within 14 days or will have to come to next meeting. Seconded by Commission Member Dale Vonderheide. On roll call vote all present voted Aye. Motion carried.

MI RANCHITO BAR AND GRILL, LLC DBA MI RANCHITO BAR AND GRILL
JENNIFER LOPEZ
2217 COURT STREET
PEKIN, ILLINOIS 61554

Discussion: Fire Chief Kurt Nelson stated he went to Mi Ranchito Bar and Grill and feels they have a long way to go before they are ready to open. Ms. Lopez understands all what has to be done yet and is waiting on the kitchen tile to be done so they can move their kitchen equipment in place and then call the Tazewell County Health Department for their inspections. Ms. Lopez doesn't think it will take that long once equipment is in and to paint and clean-up. Ms. Lopez stated they have an anticipated August 10th opening date. Deputy Police Chief Baxter stated he was out there today and from the Police Departments end, they are okay. They have their phone line and video equipment set up. Commission Member Hanley asked if not approved tonight can we hold a special liquor commission meeting. Liquor Commissioner McCabe informed the Commission he wants to stick with the one meeting a month. Attorney Bosich asked if Mi Ranchito Bar and Grill planned on getting the State Gaming machines. Ms. Lopez stated they are not. Attorney Bosich also stated that Ms. Lopez needs to contact the Inspections, Fire and Police Departments to do their final inspections before she is issued a liquor license and also needs to have the liquor liability insurance changed to include the City of Pekin as Certificate Holder.

Fire Chief Kurt Nelson made a motion to approve the liquor license for Mi Ranchito Bar and Grill, LLC dba Mi Ranchito Bar and Grill pending final walk-thru's with the Inspections Department, Fire Department and Police Department, have her liquor liability insurance changed to include City of Pekin as Certificate Holder and that the building will be ready to open in 21 days, if not Ms. Lopez will have to come before the next Liquor Commission Meeting scheduled for August 27th, 2015. Seconded by Commission Member Buster Hanley. On roll call vote all present voted Aye. Motion carried.

ANY OTHER BUSINESS

Attorney Sue Bosich talked about the new state law regarding Happy Hour, suggesting that the commission become familiar with the new law. There will be a section that will have to be changed in our Liquor Code. Liquor Commissioner McCabe asked that Attorney Sue Bosich get all the details and supply either Sue McMillan, City Clerk or Paula with the information so they can pass out to the Liquor Commission and also to all our establishments.

Liquor Commissioner McCabe has two things he wants to discuss. First, he would like to go to a 7-voting member Liquor Commission. He will do some more research on this and present this at our next meeting. Second thing is to allow liquor to be sold in gas stations He will do some more research on this and present this at our next meeting.

Liquor Commissioner McCabe made a motion to adjourn.

Attorney Bosich asked if the commission wanted to establish a policy so the process of our liquor applications would be consistent. Liquor Commission is in agreement and will wait until Deputy Liquor Commissioner Rick VonRohr is available to discuss further.

Meeting adjourned at 4:40 P.M.

Next Regular Meeting Thursday, August 27, 2015 at 4:00 P.M.

Respectfully submitted
Paula Gensel, Liquor Commission Secretary