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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, JULY 25, 2005 AT 5:30 O'CLOCK P.M.
LYNDELL N. HOWARD * MAYOR * PRESIDING

PRESENT: COMMISSIONERS, BLANCHARD, MADDOX, DAGIT, AND JONES

ABSENT: NONE

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The **Pledge of Allegiance** was led by Mayor Howard

Roll was called and all commissioners were present.

Agenda

Motion by Com'r. Maddox, seconded by Com'r. Dagit, that the agenda be **approved as presented**. On roll call vote, all present voted Aye.

Motion by Com'r. Maddox, seconded by Com'r. Dagit, that the **Minutes of the Regular City Council Meeting of July 11, 2005 be approved as written.** On roll call vote, all present voted Aye.

Consent Agenda

City Clerk Sue McMillan presented the following items under consent Agenda.
Motion by Com'r. Maddox, seconded by Com'r. Dagit, that the Consent Agenda b**e approved as presented**

1. Receive and File Reports and Minutes: Airport Minutes, Combined Revenue/Expenditure Report (Available in Office of the City Clerk), Veteran Drive Update, Traffic Safety Committee, Building Report, Liquor Commission, and Inspections.

2. Proclamation: Save a Life Month

3. Charitable Solicitation: AMVETS "Tag Day" Veterans Day Weekend
   Kathy L. Fisher Benefit August 13, 2005

4. Resolution No. 113-05/06 – Mayor's Appointment of Holly Brown to the Liquor Commission to fill the unexpired term of Donald Nell until February 28, 2008

5. Receive and File Recommendation EDFAP Loan Review Committee for Dragon's Dome II, LLC

On roll call vote, all present voted aye.

Communications, Petitions, Reports

Mayor Howard opend a **PUBLIC HEARING** at 5: 33 p.m. to discuss the 2004 CAPER. The document had been available for public review and comments beginning June 30, 2005. **Community Development Director Pamela Anderson presented the CDBG 2004 Consolidated Annual Plan and Evaluation Report- the** CAPER. From a Power Point presentation Mrs. Anderson summarized activities with the administration of CDBG funds, affordable housing assistance, amounts budgeted, amounts expended and status of the 2004 HUD Fiscal Year and carry over funds. Questions were invited. Council and the public were encouraged to contact legislators to urge President Bush not to cut CDBG funding. The Hearing was closed at 5:42 p.m.

New Business

Motion by Com'r. Maddox, seconded by Com'r. Dagit, that the **CONSOLIDATED ANNUAL PLAN AND EVALUATION REPORT 2004** be accepted and approved. Pam Anderson addressed Council's questions and comments regarding the particular dollars allocated in the CAPER. On roll call vote, all present voted Aye.

RESOLUTION NO. 114-05/06
REVISING RULES AND REGULATIONS FOR THE ECONOMIC DEVELOPMENT FINANCIAL ASSISTANCE PROGRAM (EDFAP)

Motion by Com'r. Maddox seconded by Com'r. Dagit, that Resolution No.114-05/06 be adopted. Pam Anderson Community Development Director reminded Council that the EDFAP Program was not part of the new 5-Year Consolidated Plan and that this would be the last loan but it was based on application fee being received in April. The Loan Review Committee met to review the Dragon's Dome II, LLC Softball Diamonds application and made a recommendation contingent on Council first addressing and changing 2 program guidelines, eligibility issues regarding liquor related business and criteria for job creation. Council questioned Mrs. Anderson on EDFAP guidelines related to the application. On roll call vote, Ayes; Maddox, Blanchard, Dagit and Howard; Nay, Jones. Motion Carried.

RESOLUTION NO. 115-05/06
AUTHORIZING AN ECONOMIC DEVELOPMENT FINANCIAL ASSISTANCE PROGRAM

Motion by Com'r. Maddox seconded by Com'r. Blanchard that Resolution No.115-05/06 be adopted. Mrs. Anderson explained to Council that the loan to Dragon's Dome II, LLC was for $86,201.99 at 3.12 % for a term of 120 months for first position lien on softball diamond equipment and inventory. The loan would create two new full-time jobs with personal guarantee from William Griffin. Condition of the resolution was execution of a Memorandum of Agreement proceeding loan closing. On roll call vote, Ayes; Maddox, Blanchard, Dagit and Howard; Nay, Jones. Motion Carried.

Motion by Com'r. Jones, seconded by Com'r. Maddox, that the **ILLINOIS CRIMINAL JUSTICE INFORMATION AUTHORITY GRANT AGREEMENT** be approved. Police Chief Tim Gillespie recommended Council participate in the grant in order to purchase Livescan Equipment used to fingerprint and register prints with the State. The equipment would reduce the turn around time that it has been taking for background results. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Dagit, that the agreement with **TRI-COUNTY REGIONAL PLANNING COMMISSION** for annual Peoria-Pekin Urbanized Transportation Study PPUATS membership in the amount of $9,269.33 be approved. City Manager Dennis Kief recommended the participation share and told of the benefit in the form of Federal dollars derived from the organization. On roll call vote, all present voted Aye.

RESOLUTION NO. 116-05/06
IMPROVEMENT BY MUNICIPALITY UNDER THE ILLINOIS HIGHWAY CODE
Motor Fuel Tax (MFT) Funding for Annual PPUATS Dues
Section 75-00107-10ES

Motion by Com'r. Jones seconded by Com'r. Maddox that Resolution No.116-05/06 be adopted. On roll call vote, all present voted Aye.

Com'r. Blanchard as Chairman of the Traffic Safety Committee explained each of the following amendments to the Traffic Code as recommended by the committee.

ORDINANCE NO. 1462-A 234
AMENDING TITLE 8, CHAPTER 2, SECTION 9
OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING TRAFFIC STOP SIGNS – MECHANIC STREET @ ELM STREET

Motion by Com'r. Blanchard seconded by Com'r. Maddox that Ordinance No. 1462-A234 be adopted. On roll call vote, all present voted Aye.

ORDINANCE NO. 1462-A 235
AMENDING TITLE 8, CHAPTER 4, SECTION 1 D.
OF THE CODE OF THE CITY OF PEKIN 1995
NO PARKING SCHEDULE – PARKWAY DRIVE AT SHERIDAN ROAD (STUB STREET) AND 6TH STREET AT WASHINGTON STREET

Motion by Com'r. Blanchard seconded by Com'r. Dagit that Ordinance No. 1462-A 235 be adopted.

Com’r. Maddox commented on the utilization of the stub street for police vehicles to run radar. He questioned Corporation Counsel on the legality of permitting the police department to not follow the provisions of the no parking and State law. He directed the attorney to research the law and for Traffic Safety Committee to reconsider. Motion by Com’r. Maddox to table Ordinance No. 1462-A 235. The motion received no second. Further discussion followed. Com’r. Jones called the question and the Chair asked for the vote. On roll call vote, Ayes; Jones, Blanchard, Dagit and Howard; Nay, Maddox. Motion Carried.

ORDINANCE NO. 1462-A 236
AMENDING TITLE 8, CHAPTER 4, SECTION 3 F.
OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING HANDICAPPED SPACES VIENNA COURT

Motion by Com’r. Blanchard seconded by Com'r. Maddox that Ordinance No. 1462-A 236 be adopted. Com’r. Dagit questioned the location of the handicapped space as to private or public right-of-way. He asked that after confirmation that staff request payment for the sign if intended for private property. On roll call vote, all present voted Aye.

ORDINANCE NO. 1462-A 237
AMENDING TITLE 8, CHAPTER 2, SECTIONS 10 AND 11
OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING TROUGH STREET COTTAGE GROVE

Motion by Com’r. Blanchard seconded by Com'r. Dagit that Ordinance No. 1462-A 237 be adopted. On roll call vote, all present voted Aye.

ORDINANCE NO. 2440
ON REIMBURSEMENT OF EXPENSES AND MISCELLANEOUS BENEFITS FOR MAYOR AND COUNCIL MEMBERS

Motion by Com’r. Blanchard seconded by Com'r. Maddox that Ordinance No. 2440 be adopted. Com’r. Blanchard requested at a previous meeting that a moratorium be placed on reimbursement of expenses incurred by Council members and expressed his opinion that no further benefits be paid as stipulated in Ordinance 2203 until such time as a Policy on such payments is accepted and approved by Council. Discussion followed regarding the effective date of such action. Mayor Howard felt that the freeze would deter members from attending the Illinois Municipal League Conference in September if a Council Policy was not completed in time and would not be in favor of supporting the ordinance. Com’r. Jones requested that the City Manager utilize 3 non-council members to revise the reimbursement policy. Motion was then made by Com’r. Maddox, seconded by Com’r. Blanchard that Ordinance No. 2440 be amended by adding to the body of the language: moratorium applies to expenses incurred after August 1, 2005. On roll call vote, Ayes; Maddox, Blanchard, Dagit, and Howard; Nay Jones. Roll was called on adoption of Ordinance No. 2440 as amended. On roll call vote, Ayes; Maddox, Blanchard, and Howard; Nays; Jones and Dagit. Motion Carried.

Motion by Com’r. Dagit, seconded by Com’r. Maddox, that the **LEASE ASSIGNMENTS BY ILLINOIS PCS TO GLOBAL TOWER, LLC** be approved. Attorney Sue Bosich advised Council as to the terms of the Agreements for cell towers at the riverfront and East side Fire Station properties. On roll call vote, all present voted Aye.

Other Business

Com’r. Jones made note of the appointment to the Liquor Commission and recognized Holly Brown as an outstanding appointment. He also commended Department Head Greg Ranney for receiving the highest honor, Paul Harris Fellowship, awarded a member of the Rotary Club.

Com’r. Maddox requested that Traffic Safety Committee revisit at their next meeting, the No Parking ordinance on Parkway Drive @ Sheridan Road issue.

Mayor Howard announced the scheduling a Council Retreat for Saturday August 20, 2005.
Note: Because of a conflict the date was tentatively set for August 13, 2005.

Steve Thompson Director of TPCCC announced that the Police lobby of City Hall, the Service Center lunch room and the Peoria Red Cross area at the Civic Center were designated “Cooling Center” as a relief to the oppressive heat.

The City Manager reported to Council that he was in the process of reviewing the request to expand winter averaging of wastewater billing to include new home owners.

Greg Ranney reported on the plans for the Riverfront Park opening.

Reporters from the *Peoria Journal Star and Pekin Daily Time* were given the opportunity to ask questions.

Motion by Com’r. Dagit, seconded by Com’r. Maddox that Council move to **Executive Session** at 6:50 P.M. to discuss Threatened/Pending Litigation 5 ILCS 120/2 (c) 11. On roll call vote, all present voted Aye. Executive Session began at

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

COUNCIL ADJOURNED AT 7:35 P.M.

Sue E. McMillan
City Clerk