City of Pekin

REGULAR COUNCIL MEETING MONDAY,
June 27, 2011 5:30 P.M.

Council & staff PHOTOS at 5:00 Council Chambers	1	2
1.0 CALL TO ORDER		
2.0 PLEDGE OF ALLEGIANCE *Mayor Laurie L. Barra*		
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 June 13, 2011.* ***VOTE REQUIRED***		
6.0 PUBLIC INPUT ON AGENDA ITEMS *Speakers to state name, address, and spell last name. Speakers will be given 5 minutes to address the Council. Questions unrelated to agenda items are accepted during "Public Questions" near the end of the meeting.*		
7.0 CONSENT AGENDA		
7.1 Receive and File Monthly Reports and Minutes: Traffic Safety Committee minutes June 3, 2011 and Fire Department May Report		5
7.2 Receive and File Correspondence Finding No Significant Impact (FONSI) Report from IDOT regarding Veterans Drive		3
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		
8.1 Presentation of Police Officer and Fire Fighter of the Year	GN/KN	2

8.2 CAPER and Action Plan Amendment Presentation	PA	4
8.3 FY 2012 Budget Analysis – Change Factors	FM	5
9.0 NEW BUSINESS		
9.1 Ordinance No. 1462-A306 - 11/12 Amending the Traffic Code of the City of Pekin 1995 Regarding Speed Limits on Broadway Road. **DESCRIPTION:** Recommendation of the Traffic Safety Committee that an increase to 40 mph from Parkway Drive to Schramm and 45 mph from Schramm east to city limits is consistent with limits on upper Court Street. Before the road was widened, the limit in place was the same as the recommendation. **ACTION:** Motion to adopt the ordinance. **VOTE REQUIRED**	GN	2
9.2 Ordinance No. 1462-A307 - 11/12 Amending the Traffic Code of the City of Pekin 1995 Regarding Speed Limits on Veterans Drive. **DESCRIPTION:** Recommendation of the Traffic Safety Committee to raise the speed limit on Veterans Drive from Broadway to present posted 30 mph control to 55 mph. Additionally it is recommended to post a "Reduced Speed Ahead" farther out to warn of impending change. **ACTION:** Motion to adopt the ordinance. **VOTE REQUIRED**	GN	2
9.3 Ordinance No.1462-A308 - 11/12 Amending the Traffic Code of the City of Pekin 1995 regarding Stop Controls and Through Streets 18th Street and James Street. **DESCRIPTION:** Add stop signs for southbound 18th at James, northbound 18th and James and change the through street designation on S. 18th so that it begins at James instead of at Court St. **ACTION:** Motion to adopt the ordinance. **VOTE REQUIRED**	GN	2
9.4 Annual PPUATS Joint Funding Agreement FY 2012 **DESCRIPTION:** Agreement with participating agencies and Tri-County Regional Planning. Expenditure provided in the MFT Budget. **ACTION:** Motion to approve the agreement in the amount of $11,863.88 **VOTE REQUIRED**	JW	5
9.5 Resolution No. 6 - 11/12 Illinois Department of Transportation Resolution for Improvement by Municipality Under the Illinois Highway Code	JW	5

DESCRIPTION: Appropriating $11,863.88 Motor Fuel Tax Funds for the PPUATS Joint Funding Agreement FY 2012. Funding for previous item. **ACTION:** Motion to adopt the resolution. **VOTE REQUIRED**		
9.6 Intergovernmental Agreement for Code Inspections with Tazewell County **DESCRIPTION:** Tazewell County requests using the City's Building Inspectors to comply with the State mandated requirement of having all commercial, industrial, and multi-family structures inspected. **ACTION:** Motion to approve the agreement. **VOTE REQUIRED**	JW	5
9.7 Reconsider Resolution No. 5-11/12 IMRF Out-of-State Service Credit **DESCRIPTION:** Authorizes IMRF to allow a current full time employee to purchase past service time from an eligible state transportation department. **ACTION:** Motion to adopt the resolution and authorize the City Clerk to execute. **VOTE REQUIRED**	SN	5
10.0 ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL **10.1** Council Members **10.2** Staff **10.3** Five Minute Public Questions **10.4** Press Time	SN	5
11.0 EXECUTIVE SESSION **5 ILCS 120/2 (c) (1)** The selection of a person to fill a public office. **5 ILCS 120/2 (c) (5)** Acquisition of property.		
12.0 ADJOURN **NO VOTE REQUIRED**	CM	5

Column 1 Key:

CM	Council Members	JW	Public Works Director Joe Wuellner
M	Mayor Laurie Barra	PA	Community Development Director
GN	Police Chief Greg Nelson	SN	Human Resources Director
KN	Fire Chief		

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, JUNE 13, 2011 AT 5:30 O'CLOCK P.M.
LAURIE L. BARRA, MAYOR PRESIDING**

PRESENT: COUNCIL MEMBERS, SCHMIDGALL, BLANCHARD, NEUMANN, HENDRICKS, AND MASSAGLIA

ABSENT: COUNCIL MEMBER ABEL

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

Roll was called and all Council Members were present except Council Member Abel. A quorum was present.

AGENDA

Motion by Council Member Hendricks, seconded by Council Member Blanchard that **the agenda be approved as presented**. On roll call vote all present voted Aye.

MINUTES

Motion by Council Member Hendricks, seconded by Council Member Blanchard, that the **minutes of the Regular City Council Meeting of Monday, May 23, 2011, the Special Council Meeting of May 27, 2011 and the Special Council Meeting of June 2, 2011 be approved as written.** On roll call vote, all present voted Aye.

PUBLIC INPUT ON AGENDA ITEMS: Jim Mangan, 1200 Parkway, provided council with his opinion on two articles from the Pekin Times regarding economic development within the City of Pekin. Mr. Mangan does not feel Big R is a true "big box store" and the sales projected from Big R are not actually new sales; it is robbing Peter to pay Paul. He is all for Big R coming to Pekin; however he feels their request for funds does not meet the requirements stated by the City two years ago.

CONSENT AGENDA

Motion by Council Member Hendricks, seconded by Council Member Blanchard that the **CONSENT AGENDA be approved as presented.** Mayor Barra presented the following for consideration of the Consent Agenda items by Omnibus Vote.

<table>
<tr><td>7.1 Receive and File Monthly Reports and Minutes: April Police Report; Liquor Commission Minutes of May 26, 2011; and Human Rights Committee Minutes of March 23 and February 23, 2011. Council Member Massaglia requested year to date totals on the police reports.</td><td></td><td>5</td></tr>
<tr><td>7.2 Resolution No. 4-11/12 – Annual Prevailing Wage</td><td></td><td>6</td></tr>
<tr><td>7.3 Receive and File IEPA Waste Water Treatment Plant NPDES Final Permit No. IL0034495 Expiration May 31, 2016. Council Members Schmidgall and Blanchard asked Joe for updated report and timeline for the Waster Water project.</td><td></td><td>3</td></tr>
<tr><td>7.4 Receive and File Pekin Public Library Annual Report.</td><td></td><td>4</td></tr>
<tr><td>7.5 Receive and File Bids for 2nd Street and State Street Combined Sewer Rehabilitation opened May 26, 2011.
<table><tr><td>HOERR CONSTRUCTION, INC.</td><td>INSITUFORM TECHNOLOGIES USA, INC.</td><td>KENNY CONSTRUCTION</td></tr><tr><td>$224,322.00</td><td>$178,540.00</td><td>$386,610.00</td></tr></table></td><td></td><td>3</td></tr>
</table>

On roll call vote, all present voted Aye.

NEW BUSINESS

Motion by Council Member Schmidgall, seconded by Council Member Massaglia, that the **PARTICIPATION AGREEMENT WITH ILLINOIS DEPARTMENT OF TRANSPORTATION DIVISION OF AERONAUTICS REHABILITATION EAST PORTION OF THE GENERAL AVIATION RAMP AT THE PEKIN MUNICIPAL AIRPORT, be approved.**

> **DESCRIPTION:** Wuellner stated this is the annual funding for the work is divided with FAA providing 95% and the State and City 2.5% each. The City's budgeted share for this project is $11,212. The cost could be covered from a refund for previous purchase of property for the airport. Schmidgall pointed out that the total project is over $440,000. and our portion is only $11,212.00. Neumann noted this is part of the funding that requires the City to keep the airport open.

On roll call vote, all present voted aye.

Motion by Council Member Schmidgall, seconded by Council Member Hendricks, that the **INTERGOVERNMENTAL AGREEMENT WITH TAZEWELL COUNTY FOR ORTHOPHOTOGRAPHY in the City's share of $5,834.00 be approved.**

> DESCRIPTION: The agreement provides for updated aerial photos for the City's Geographic Information System (GIS). This early scheduled imagery, in conjunction with the Tazewell and Woodford Counties, gives opportunity to save ¼ of cost by not waiting until 2012. The City share is $5,834 of the $12,000 budgeted. Wuellner noted this is under budget and explained at the request of Blanchard that GIS helps the City to locate property lines, infrastructure and also helps with development and planning projects

On roll call vote, all present voted aye.

Motion by Council Member Schmidgall, seconded by Council Member Massaglia, that the **BID FOR THE SANITARY SEWER LINER INSTALLATION ON N. 2ND AT STATE STREET** in the amount of $178,540.00, be approved and the contract awarded to Insituform Technologies USA, Inc.

> DESCRIPTION: Wuellner stated we have a major collector (60") that runs down 2nd Street and he has been observing the condition of the line and it is getting worse. This is a non-budget item. Three bids for lining a major collector sanitary sewer that has deteriorated were opened on May 26, 2011. The low bidder meets all requirement s and it is recommended to award the contract. Expenditure funded by reallocating a budgeted screening system for State Street until next year.

On roll call vote, all present voted yes.

Motion by Council Member Massaglia, seconded by Council Member Blanchard, that the **ENGINEERING AGREEMENT WITH FOTH INFRASTRUCTURE & ENVIRONMENT LLC** to provide engineering services for sanitary sewer line at North 2nd and State Street project in the amount of $17,500.00, be approved.

> DESCRIPTION: Wuellner stated the techniques involved in installation of the liner on 2nd street are specialized and he prefers the engineering firm oversee to protect our investment.

On roll call vote, all present voted aye.

Motion by Council Member Massaglia, seconded by Council Member Hendricks, that the **CHANGE ORDER FOR THE WASTE WATER TREATMENT PLANT PHASE 1 PROJECT** in the amount of $31,202.00, be approved.

> DESCRIPTION: Wuellner explained this is change order # 4 and we are at 1/3 of the allotted funds for contingencies. Barra noted we have $500,000 left in contingency.

On roll call vote, all present voted yes.

Motion by Council Member Massaglia, seconded by Council Member Blanchard, that the **TRAFFIC SIGNAL MASTER INTERGOVERNMENTAL AGREEMENT** with the Illinois Department of Transportation be approved.

DESCRIPTION: Wuellner said this is a trend he is seeing with IDOT; they are having the municipality pay the engineers and then IDOT reimburses the City.

On roll call vote, all present voted aye.

Motion by Council Member Blanchard, seconded by Council Member Massaglia that the **LOAN AGREEMENT WITH EASTERN BIG R STORES, INC** for redevelopment of property located at 3315 Court Street in the amount of $225,000.00 be approved.

DESCRIPTION: Mackaman spoke on behalf of Andy Sparks and Leigh Ann Matthews of the Economic Development Committee. The BigR agreement has been fully vetted. The information was then given the Economic Development Board, where it received a unanimous vote. Essential features of the agreement: 1. The City will loan $225,000 at 3% interest with 3 annual installments 2. BigR expects to generate $112,500 in sales tax revenue; right now the property produces zero 3. BigR has been a solid citizen in other cities.

On roll call vote, Blanchard and Hendricks voted no, all others present voted yes.

Motion by Council Member Blanchard, seconded by Council Member Schmidgall that the **TAX INCREMENT FINANCING EXPENDITURE FOR FAÇADE PROGRAM FOR HAWAIIN SUN in the amount of $1,378.40** be approved.

DESCRIPTION: Mackaman explained this is an authorization for work not an appropriation. This action will set aside the funds $1,378.40. Blanchard remembered doing a grant for the same company several years ago and Mackaman noted it would be nice for a history to be provided with the façade grant applications.

On roll call vote, all present voted yes.

<u>ORDINANCE NO. 2640-11/12</u>
AMENDING TITLE 1, CHAPTER 5, SECTION 5
OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING CONDUCT OF COUNCIL MEETING

Motion by Council Member Blanchard, seconded by Council Member Massaglia, that Ordinance No. 2640-11/12 be adopted.

DESCRIPTION: Dancey explained this formalizes provisions for the public speaking to topics related to City business to do so with time parameters and allows presiding officers conducting less structured meetings to recognize public speakers. This puts a five minute limit per person and a two hour time limit on public speaking and limits speakers to three minutes if there are more than twenty speakers. Hendricks will vote not because he doesn't think we should limit freedom of speech. Blanchard stated he doesn't agree with stifling the public. Neumann stated it is necessary to listen, but, also, to be able to conduct the City's business.

On roll call vote, Blanchard and Hendricks voted no, Schmidgall, Neumann, Massaglia and Barra voted yes.

Motion by Council Member Blanchard, seconded by Council Member Schmidgall, that **RESOLUTION NO. 5-11/12 – ILLINOIS MUNICIPAL RETIRMENT FUND** Out-of-State Service Credit Authorization be adopted.

DESCRIPTION: Newcomb explained that a current full time employee, previously working for KDOT and earning 1.25 years of service, would like to roll the funds he contributed into IMRF for service credit and retirement and death benefits. IMRF reciprocates with other Illinois agencies and most other state municipal retirement funds. The cost to the City would be less than $5.00 and the employee would be transferring $2,325.33 of his own funds. Blanchard was concerned about setting a precedent. Mackaman noted the precedent had already been set because Police and Firefighters already do this. Neumann said he had a problem with the amount of money and the principle as well.

On roll call vote, Blanchard, Neumann, Hendricks and Massaglia voted no, Schmidgall and Mayor Barra voted yes. Motion fails

Motion by Council Member Neumann, seconded by Council Member Massaglia, that **the City Manager be authorized to prepare modifications to the email policy**.

DESCRIPTION: Mackaman is requesting council vote on action by setting a committee to determine best practices and draft a policy statement regarding the City's current email policy. The time frame will not allow this to be completed under Mackaman's watch. Barra stated she is concerned about the amount of staff time that would be put into something we already have a policy for. Schmidgall inquired about our current policies. Hendricks is against the policy change; it would be time consuming and could become political. Neumann noted his intent is not that someone actually read emails, but monitor what is being done on the computers. Blanchard said we have a policy now; he noted he was randomly selected and censured as a result of the policy. He doesn't agree with the policy and he understood it took two council members to put something on the agenda. Massaglia is willing to look at the policy.

On roll call vote, Blanchard, Schmidgall and Hendricks voted no and Neumann, Massaglia and Mayor Barra voted yes. Motion is tied.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Dale Kuntz of 5 Fox Point spoke about the article in the Peoria Journal Star by Phil Luciano. Kuntz thinks we should improve the look of the City streets. We should be appealing to the middle aged managers and do things to attract them to the City. He provided the Council with a sheet showing them 20 suggestions for improving Pekin.

EXECUTIVE SESSION

Motion by Council Member Neumann, seconded by Council Member Schmidgall, that **the City COUNCIL MOVE TO EXECUTIVE SESSION** to discuss 5ILCS 120/2 (c) (1) Personnel and 5ILCS 120/2 (c) (5) Acquisition of Property.

On roll call vote, all present voted aye.

No further business to come before the Council, Mayor Barra adjourned the meeting in open session.

COUNCIL ADJOURNED AT 8:27 P.M.

Sarah J. Newcomb
Acting Deputy City Clerk

No Pork For Pekin ?

1. Should Pekin dump that dumpy look ? Y N
2. Should Court Street become the most beautiful street in Pekin ? Y N
3. Should Pekin be appealing to middle-aged professionals? Y N
4. Should a flying squad clean-up crew be established to respond to eyesores? Y N
5. Should our school teachers and other middle-aged professionals doff casual lounge costumes in Pekin ? Y N
6. Should colorful street musicians be a constant feature of downtown Pekin? Y N
7. Should Pekin schools teach good manners for tourism ? Y N
8. Should a weekend in Pekin be fun for middle-aged professionals? Y N
9. Should off-Broadway stage shows become part of downtown Pekin? Y N
10. Should downtown Pekin be a destination for honeymooners ? Y N
11. Should a stagnation committee be established to stamp out cultural decay? Y N
12. Should Pekin strive to become the cultural leader in the Tri-County area ? Y N
13. Should Pekin provide a grand ballroom for nightly dancing? Y N
14. Should Pekin High School strive to graduate 300 engineering students per year ? Y N
15. Should historical sites be marked and marketed in Pekin? Y N
16. Should a large band shell and amphitheater be constructed on the Lick Creek Golf Course site? Y N
17. Should a library and cultural museum be established in Pekin Heights? Y N
18. Should tourist be allowed to smoke in Pekin? Y N
19. Should Pekin attempt to bring back the Gold Board ? Y N
20. Should Pekin just give up and stay dumpy looking ? Y N

CITY OF PEKIN TRAFFIC SAFETY COMMITTEE MINUTES
JUNE 3, 2011 @ 8:30 a.m.
CITY HALL CONFERENCE ROOM

PRESENT: Greg Nelson, Kurt Nelson, Frank Mackaman, Bob Shaw, Will Taylor, Tim Gillespie, Joe Wuellner. Also present: Bill Scarcliff, Lee Ann Wrhel.

Old Business:

1. *Marigold Estates – Stop Sign Requests*
   After discussion of this item, Tim made a motion to leave the stop signs at the intersection of Arlington Circle and Maryland Ct. and the intersection of Tharp and Plymouth as is at this time. Joe seconded the motion. All in favor.

   It was also noted that the speed spy will be put in place on northbound Arlington Circle at Maryland Ct. to monitor traffic in that area.

2. *Broadway Speed Limit*
   This item was discussed at length. It was noted that before the road was widened with the turn lane, the speed limit in place was the same as the present recommendation. It was also noted that the present recommendation is consistent with the speed limit on upper Court Street.

   Kurt made a motion to make a recommendation to City Council to increase the speed limit on Broadway from Parkway to Schramm to 40 mph and to 45 mph from Schramm east to out of the city. Frank seconded the motion. All in favor except Tim who opposed.

New Business:

1. *Veterans Drive Speed Limit*
   This item was presented to re-evaluate the 45 mph speed limit that is currently in place. After discussion, Frank made a motion to make a recommendation to City Council to raise the speed limit on Veterans Drive from Broadway to the current 30 mph posted limit to 55 mph and post a "Reduced Speed Ahead" (including the reduced speed limit) sign farther out to give motorists earlier warning of the impending change of the speed limit. Tim seconded the motion. All in favor.

2. *School Zone Locations*
   Mike Guerra forwarded documentation to the committee about school zone locations and signage. Currently, there are some signs that are not in sync with the ordinance. This is an effort to "clean up" the ordinance, making sure that signs and zones are consistent with each other. New signs could be included in an upcoming grant. It was also noted that signs can be taken down without council action. Along this line, there was discussion about the necessity to include the list in the ordinance. The committee decided to bring this item back to the next meeting to allow time to take a comprehensive look at the location of

signs and the accuracy of the list as well as consult with legal counsel regarding the list being included in the ordinance.

3. *"Deaf Child" Sign Request*
   Frank made a motion to make a recommendation to City Council to post the "Deaf Child" sign as requested, upon submission of the proper paperwork. Will seconded the motion. All in favor. It was further noted that the paperwork must be submitted annually to keep the sign in place.

<u>Around the Table</u>
In reference to the request from last month's meeting for a 3-way stop on S 18th at James, Will made a motion to make a recommendation to City Council for a 3-way stop by placing a stop sign on northbound S. 18th Street on the south side of the cul-de-sac and southbound S. 18th Street at James and the through street designation beginning at James Road instead of Court Street. Tim seconded the motion. All in favor. This area will also be striped to identify the lanes of traffic.

Frank noted that this was his last Traffic Safety Committee meeting as Interim City Manager.

Will noted he received a request for more speed limit signs on Hanna Drive. This will not be done at this time.

Kurt requested to have the speed spy put on Tharp Street to monitor traffic after it has been used on Arlington Circle.

Kurt asked for clarification of the laws about use of motorized wheelchairs on streets. Greg will have this researched and get the findings out to the committee. Frank also suggested checking with the Mayor's Advisory Committee for Persons with Disabilities.

There has been a request that before the committee addresses agenda items that the residents who would be directly affected by any change be notified and the item be rolled to the next meeting to allow the residents the opportunity to voice their concerns and/or attend the meeting.

Greg would like for the decision letters to citizens to have the names of all committee members listed. He would continue to sign them. Everyone agreed with this idea.

Respectfully Submitted,
Lee Ann Wrhel

NEXT REGULAR MEETING JULY 1, 2011 @ 8:30 A.M.

June 1, 2011

Mr. Frank Mackaman
Pekin City Manager
Pekin, IL. 61554

Dear Mr. Mackaman,

I hereby submit to you the Pekin Fire Department May 2011 report, plus a summary of April 2011.

Kurt Nelson
Fire Chief
City of Pekin Fire department

During the month of May 2011, the Pekin Fire Department responded to 381 calls, total dollar loss was $19,900.00

During the month of May 2011, (approximately 74.60%) were emergency medical calls, 97 were automatic fire alarms, service calls, small hazardous conditions involving no fire, and false alarms.

During the month of April 2011, the Pekin Fire Department responded to 326 calls, total dollar loss was $114,500.00.

During the month of April 2011, (approximately 76.99%) were emergency medical calls, 75 were automatic fire alarms, service calls, small hazardous conditions involving no fire, and false alarms.

On May 2, 2011 Fire Fighters responded to a fire in a kitchen at 15 S. 3rd. Street. Upon arrival found light grey smoke coming out of the front window and door. A grease fire had started on the stove and caught paper towels on fire and the hood vent and cabinets above the stove on fire. A maintenance man ran in and put water on the fire. When fire personnel arrived on scene tower 3 removed the stove and looked for fire extension. A small amount of burning embers were found in the cabinets and a water extinguisher was used to put the embers out. E2 ventilated the apartment from smoke. Total dollar loss was $7,000.00.

On May 15, 2011 Fire Fighters responded to a possible apartment fire at 107 Parkview Ct. Upon arrival found light smoke coming from the apartment. Was advised all occupants were out of the structure. Performed search of the apartment and found fire was extinguished by a third party and smoke was residual. Removed contents that were burning and overhauled the area. Fire was confined to the kitchen area with damage to overhanging cabinets above the stove. Smoke was removed by forced ventilation. No fire extension was found. Fire 3 took pictures for records. The fire started from an unattended candle that caught some oven mitts on fire. Small fire traveled up the wall to the cabinets. Occupant's small child was checked by AMT and the parents wanted him transported to St. Francis for evaluation. Total dollar loss was $10,000.00.

On May 24, 2011 Fire Fighters responded to a vehicle fire at 1013 Court (McDonalds drive-thru. Upon arrival vehicle was not near the structure, engine compartment was fully involved. Fire was extinguished with 1 ¾ inch handline. Vehicle was having mechanical difficulties in drive-thru, when driver went to check under hood, was unable to open due to heat. Total dollar loss was $2,000.00.

On May 27, 2011 Fire Fighters responded to a van on fire at 2107 Windsor Street. Upon arrival found a van on fire and appeared to have started inside, on passenger side around the dash area. The owner stated that the van had not been run for a few days. The van was unlocked when we arrived. The fire was called in by someone going to work. I woke the owner up and told him about the fire. There were no witnesses to the fire. Total dollar loss was $900.00.

Total calls for the month of May were 381 and are as follows:

Fires	11
Rescue and EMS	284
Hazardous Conditions	14
Other types of calls	72

Total dollar loss for the month of May was $1900.00

Total calls for the month of April were 326 and are as follows:

Fires	5
Rescue and EMS	251
Hazardous Conditions	8
Other types of calls	62

Total dollar loss for the month of April was $114,500.00.

This is a brief overview of May 2011 and April 2011' events from the City of Pekin Fire Department. If you have any questions, please feel free to give me a call.

Respectfully Submitted,

Kurt R. Nelson
Fire Chief
Pekin Fire Department

U.S. Department
of Transportation
Federal Highway Administration

Illinois Division

3250 Executive Park Dr.
Springfield, IL 62703
(217) 492-4640
www.fhwa.dot.gov/ildiv

June 6, 2011

Refer To: HPER-IL

Christine Reed, P.E.
Illinois Department of Transportation
2300 South Dirksen Parkway
Springfield, IL 62764

Subject: Finding of No Significant Impact for Veterans Drive,
Pekin, Tazewell County, Illinois

Dear Ms. Reed:

In a May 11, 2011 letter, the Illinois Department of Transportation (IDOT) requested the Federal Highway Administration (FHWA) issue a Finding of No Significant Impact (FONSI) for the Veterans Drive project in Pekin, Tazewell County, Illinois. The FHWA approved the Environmental Assessment (EA) for public review on October 27, 2010. Following the public review and comment period, IDOT provided FHWA errata to the EA, copies of comments received during the public comment period, and IDOT responses to those comments.

The FHWA has reviewed the EA, the errata to the EA, the comments submitted during the public comment period and IDOT responses. Based on this information, FHWA agrees that the project will not result in a significant impact to the human environment. Enclosed with this letter are two signed original FONSI documents for this project.

Please contact Heidi Liske at (217) 492-4637 if you have any questions regarding this determination.

Sincerely,

Norman R. Stoner

Norman R. Stoner, P.E.
Division Administrator

Enclosure

ecc: Mr. Darrell Lewis, IDOT-Bureau of Local Roads and Streets
Mr. Tony Sassine, IDOT-D4 Local Roads Engineer

Federal Highway Administration

Finding of No Significant Impact

Veterans Drive
Broadway Road to Fischer Road
Tazewell County, Illinois

The proposed project involves construction of approximately 4.8 miles of roadway from Broadway Road to Fischer Road, all located in Tazewell County, Illinois. Included in the project is an interchange connection with Interstate 474 (I-474). The purpose of the project is to provide transportation access that supports planned and existing development on the east side of Pekin and in western Tazewell County. The planned development area is not currently supported by a direct transportation facility to and from the Peoria metropolitan area. The proposed action will provide a safe and efficient facility while providing access for planned development areas identified in the local Metropolitan Planning Organization (MPO).

The proposed project will have a limited affect on environmental factors in the project corridor including acquisition of property for the roadway, loss of agricultural land, documentation of archeological sites, potential short-term increases in fugitive dust and equipment-related particulate emissions during construction, tree clearing, placement of culverts in waterways, and removal of wetlands. The impacts to these environmental resources and mitigation measures for these resources are briefly summarized in this document.

Property acquisition required for this project includes 124 acres of new right of way from 10 parcels. Approximately 74 acres of farmland will be converted to highway use. No individual or business relocations are necessary; however, there are two vacant residential units that will be acquired due to the proposed action. The provisions of the Uniform Relocation Assistance and Real Property Acquisition Policies Act and the IDOT Land Acquisition Procedures Manual will be followed; if necessary, housing of last resort will be provided; and housing resources will be made available to all relocates without discrimination.

There are no historic bridges, historic districts or historic buildings within the limits of the proposed project right-of-way. The State Historic Preservation Officer (SHPO) concurred on the determination that no historic structures will be affected by the proposed action. There is potential to impact up to six archaeological sites with the proposed right-of-way. The SHPO concurred with this determination on October 21, 2009. Further evaluation of these sites will be implemented with a project Programmatic Agreement signed October 23, 2009 that sets forth measures that will be implemented to identify and resolve potential adverse effects.

The Illinois Carbon Monoxide Screen for Intersection Modeling (COSIM) was used to perform a carbon monoxide air quality analysis. A pre-screen analysis was completed for the proposed project. The results from this proposed roadway improvement indicate that a COSIM air quality analysis is not required, as the results for the worst-case receptor are below the 8-hour average

National Ambient Air Quality Standard for CO of 9.0 ppm which is necessary to protect the public health and welfare.

The National Ambient Air Quality Standards (NAAQS), established by the U.S. Environmental Protection Agency, set maximum allowable concentration limits for six criteria air pollutants. Areas in which air pollution levels persistently exceed the NAAQS may be designated as "non-attainment". No portion of this project is located within a designated non-attainment area.

Demolition and construction activities can result in short-term increases in fugitive dust and equipment-related particulate emissions in and around the project area. Equipment-related particulate emissions can be minimized if the equipment is well maintained. Potential air quality impacts are short-term, occurring only while demolition and construction work is in progress and local conditions are appropriate. The potential for fugitive dust emissions typically is associated with building demolition, ground clearing, site preparation, grading, stockpiling of materials, on-site movement of equipment, and transportation of materials. The potential is greatest during dry periods, periods of intense construction activity, and during high wind conditions.

IDOT's Standard Specifications for Road and Bridge Construction includes provisions on dust control. Under these provisions dust and airborne dirt generated by construction activities will be controlled through dust control procedures or a specific dust control plan, when warranted. The contractor and the Department will meet to review the nature and extent of dust-generating activities and will cooperatively develop specific types of control techniques appropriate to the specific situation. Techniques that may warrant consideration include measures such as minimizing track-out of soil onto nearby publically-traveled roads, reducing speed on unpaved roads, covering haul vehicles, and applying chemical dust suppressants or water to exposed surfaces, particularly those on which construction vehicles travel. With the application of appropriate measures to limit dust emissions during construction, this project will not cause any significant, short-term particulate matter air quality impacts.

Numerous field measurements of sound levels were conducted and were the primary basis for defining the noise levels for the existing conditions. Based on the modeling results, the noise levels for the build scenario are not predicted to approach or exceed the noise abatement criteria (NAC). The difference between the predicted highway traffic noise levels and the existing measured values is well below the highway traffic noise level increase of 14 dBA. Comparison of the predicted no-Action noise levels to the predicted noise levels for the Preferred Alternative indicates similar results. There are no noise impacts; therefore consideration of noise abatement measures is not required.

The IDOT Natural Resources Unit has reviewed the IDNR Natural Heritage Database based on the corridor boundaries and determined that there are no records of state or federally listed species in the study area. However, potential habitat for the federally listed endangered Indiana Bat was observed during field surveys conducted for this environmental assessment. Further surveys were conducted and no Indiana Bats were netted. The proposed project will require the removal of trees. Indiana bats roost during the late spring and summer on trees which provide suitable habitat (i.e. under loose bark or hollowed dead limbs); therefore tree clearing will be prohibited from April 1 to September 30 to avoid any potential disturbance to this species if they are present in the area. Additionally, a total of one hundred bat boxes will be placed in trees in forested areas within the general study area. Selection of the locations of the bat boxes will be done in collaboration with the Illinois Department of Natural Resources. The U.S. Fish and Wildlife Service (USFWS) concur with the findings of the proposed protection plan. Federally listed species are therefore not likely to be adversely affected by this project.

The proposed project will impact 4,180 linear feet of surface water channels. Lick Creek and Little Lick Creek provide the primary drainage for the study area. Between 400 and 500 linear feet of each of these streams would be impacted directly during the construction phase by land clearing activities, earthmoving, and pier/culvert placement. A bridge will be required to span Lick Creek; all other stream crossings will require the installation of various sized culverts. The design for the bridge at Lick Creek will endeavor to use a stepped bank on one side to reduce erosion and scouring. The water quality can also be indirectly impacted by the change in runoff entering the waterways (higher runoff potential from impervious roadway surfaces, impurities from roadway surfaces, etc.). The alignment crosses 14 unnamed tributaries to Lick Creek and 2 unnamed tributaries to Little Lick Creek. Some of the stream channels associated with the unnamed tributaries are highly disturbed and provide limited aquatic habitat for disturbance-tolerant species. Habitat within these channels will be impacted by grading and filling and the installation of culverts. The floodplain associated with Lick Creek is much broader and contains high quality floodplain forest habitat. Pier placement and deck span for the bridge constructed over Lick Creek will be designed to minimize impacts to the floodplain and stream. This stream is of good quality and maintains a large contiguous buffer from the project corridor to its confluence with the Illinois River. River Watch data indicate the stream currently maintains a high diversity of sensitive aquatic insects. These insects are indicative of high water quality and provide data to track changes through time.

Because culverts can negatively impact aquatic biota, this project has committed to installation of culverts designed to prevent the creation of a flow barrier upstream of the culvert. Typical culverts can cause habitat fragmentation by changing the elevation of the streambed, preventing upstream migration of aquatic organisms, increasing water velocities, preventing natural channel migration within the floodplain, and disrupting substrate continuity. Minimization of potential culvert impacts through use of open bottom arched culverts instead of traditional box culverts, oversizing and recessing box culverts 20 cm (or more) below the surface of the stream substrate and back filling with natural channel substrate to maintain the same level of resistance as the natural stream channel, installing a low-flow culvert to provide for fish passage during drier seasons, or other options. Protective measures will be addressed during the design phase. A priority of the project is to avoid both temporary and permanent negative impacts to waterways.

The proposed action will impact approximately 45 acres of woodlands. Tree replacement for the 45 acres of wooded land removed as a result of the proposed project is required as part of standard IDOT policy. The Pekin Park District, which owns Dirksen-McNaughton Woods, has identified District parcels near the project area where tree plantings would serve to enlarge and enhance existing forested blocks. As part of this project, a total of 47 acres of Park District property will be planted/reforested. The final species selection and densities will be coordinated with the Pekin Park District and the plantings will be conducted prior to construction of this project.

The floodplain impacts for the proposed project are limited to 4.5 acres of the floodplain of Lick Creek. All of the proposed encroachments are transverse. Proposed activities within the floodplain include tree removal, grading, filling, and installation of culverts, utilities and bridges. Drainage structures will be designed to result in minimal increase in flood heights or flood limits. These minimal increases will not result in any significant change in flood risks or damage; and they do not have significant potential for interruption or termination of emergency service or emergency evacuation routes.

The project will permanently remove 0.71 acres of wetland from the project area. To mitigate this loss, 2.13 acre/credits will be purchased from an approved/accredited wetland mitigation bank prior to construction of this project. The credits will be purchased from the La Grange Wetland Mitigation Bank located in Brown County and established by the Illinois DOT specifically for roadway projects. The purchase of 2.13 acre/credits will provide a mitigation replacement ratio of 3:1. The FHWA hereby finds that there is no practicable alternatives to construction in the wetlands and that the proposed action includes all practicable measures to minimize harm to wetlands which may result from such use.

A Preliminary Environmental Site Assessment (PESA) for special waste was conducted by the Illinois State Geological Survey in December 2004. The assessment concluded that the risk of project involvement with regulated substances was LOW. The PESA noted the presence of structures constructed prior to 1979 which may contain asbestos-containing materials (ACM). An additional PESA was completed in August of 2009 to update the prior report. The report identified three locations with the potential for containing recognized environmental conditions (RECs), primarily based on the presence of illegally dumped material. After the property is purchased and prior to construction, a Preliminary Site Investigation will be performed at each location to determine if asbestos is present and/or if any other environmental conditions are present. If asbestos is present it will be removed according to established environmental regulations. IDOT will manage and dispose of contaminated materials in accordance with applicable federal and state laws and regulations, and in a manner that will protect human health and the environment.

This project will result in the disturbance of one or more acres of total land area. Therefore, a National Pollutant Discharge Elimination System (NPDES) permit will be required for stormwater discharges from the construction sites. Permit coverage for the project will be obtained either under the IEPA General Permit for Stormwater Discharges from Construction Site Activities (NPDES Permit Number ILR10) or under an individual NPDES permit. Requirements of the permit will include preparation of a Stormwater Pollution Prevention Plan. This plan will identify potential sources of pollution which may reasonably be expected to affect the quality of stormwater discharges from the construction site and will detail practices that will be used to reduce the discharge of pollutants, including sediments, and to assure compliance with the permit. The City of Pekin has issued a draft ordinance for stormwater and erosion control. If this ordinance is adopted, a permit will be required from the City for any disturbance of 2,500 square feet or more.

Permits will be required from State and Federal agencies for impacts to wetlands and streams under the preferred alternative. The Corps of Engineers (COE) regulates waters of the U.S., including wetlands with asurface connection to Waters of the U.S., under Section 404 of the Clean Water Act (CWA). This project will most likely require an Individual Permit, but may be processed under Nationwide 14 (Linear Transportation) if impacts to waters of the US and jurisdictional wetlands do not exceed 0.5 acres. Efforts will be made to minimize wetland impacts as design is further refined. Additionally, Section 401 water quality certification will be required from the Illinois Environmental Protection Agency (IEPA) for proposed wetland and stream impacts. Wetland impacts will also require coordination with the Illinois Department of Natural Resources under the Illinois Interagency Wetland Policy Act of 1989 and Implementing Procedures. A wetland mitigation plan will be prepared to address mitigation requirements under both federal and state procedures.

The USEPA listing of potential, suspected, and known hazardous waste or hazardous substance sites in Illinois (i.e., the Comprehensive Environmental Response Compensation and

Liability Information System [CERCLIS] list) has been reviewed to ascertain whether the proposed project will involve any listed site(s). As a result of this review, it has been determined that the proposed undertaking will not require right-of-way from a site included in the CERCLIS.

An open-house hearing was held on November 23, 2010 from 5:30 p.m. to 8:00 p.m. at Scott Altman School in Pekin, Illinois. Approximately 20 individuals signed the attendance sheet. All comments were considered, addressed and responded to by IDOT as needed.

The FHWA has determined that the Build Alternative as identified in the Environmental Assessment will have no significant impact on the human environment. This finding of No Significant Impact (FONSI) is based on the attached Environmental Assessment which has been independently evaluated by the FHWA for the proposed project and appropriate mitigation measures. It provided sufficient evidence and analysis for determining that an Environmental Impact Statement is not required. The FHWA takes full responsibility for the accuracy, scope, and content of the attached Environmental Assessment.

June 6, 2011
Date

Norman R. Stoner
For Federal Highway Administration

REQUEST FOR COUNCIL ACTION

To: **Honorable Mayor and Members of the City Council**
CC: **Interim City Manager, Finance Dept., City Attorney, City Clerk**
From: **Community Development Director**

AGENDA ITEM: **2010 Consolidated Annual Performance Evaluation Report (CAPER) for the Community Development Block Grant (CDBG) entitlement & 2011 Action Plan Amendment #1**

AGENDA DATE REQUESTED: **Information sharing with Council: June 27th, 2011**
Council action: July 11, 2011

ACTION REQUESTED: **Council approval of the 2010 CAPER & 2011 Action Plan Amendment #1 for CDBG**

BACKGROUND: HUD requires a yearly evaluation report stating the accomplished goals for the past fiscal year and performance measurements based from the Five Year Consolidated Plan. These are stated within the 2010 end of the year evaluation document. The draft CAPER will be available for review on June 20th, 2011. The draft will be on public review from June 20 – July 8th, 2011, with a public hearing on July 7th, 5:15 pm in the Council chambers.

Any substantial changes to the allocation of dollars require an amendment, which includes a public comment period, a public hearing and Council approval. There are dollars that are being reallocated from the 2010 CAPER to 2011 HUD fiscal year projects; therefore, a 2011 Action Plan amendment is required.

FINANCIAL IMPACT: Please see the ~~two~~ attached supporting documents.

NEIGHBORHOOD CONCERNS: A public hearing is scheduled for July 7, 2011 at 5:15pm in the Council chambers. Comments will be included within the final draft of the CAPER that will be submitted to HUD.

IMPACT IF APPROVED: The 2010 CAPER & 2011 Action Plan amendment will be mailed to HUD for approval.

IMPACT IF DENIED: The deadline for submittal of the 2010 CAPER will be missed and an extension request will be submitted to HUD.

ALTERNATIVES: none

RELATIONSHIP TO THE CONCEPTUAL PLANNING PROCESS: CDBG activities are consistent with the following goals of the conceptual plan – a prosperous community, a strong foundation, a high quality of life and effective government. In addition to the City of Pekin goals in the conceptual plan, HUD requires reporting on the performance measurement goals, which are listed within the proposed CAPER.

REQUIRED SIGNATURES

Department Director	Pamela Anderson	6-14-11 Date
Finance Department	Angel Evans	6-15-11 Date
Corporation Counsel	(Certification of Review)	Date
City Manager	Date	

2010-2015 Five Year Consolidated Plan cumulative data
2010 CAPER

Goal A: To develop a viable urban community by providing decent housing principally to low and moderate-income persons.

A1. The City of Pekin Code Enforcement program, as a high priority, will inspect 2,500 residential units in the Target Area by April 30, 2014. The short term annual objective is to inspect 500 units by April 30, 2011.

2010	455
2011	
2012	
2013	
2014	
Total:	455/2,750

A2. The City of Pekin Rehabilitation single-family owner occupied program, as a high priority, will rehabilitate a total of 16 homes by April 2014. The short-term goal is to rehabilitate 3 homes by April 30, 2011.

2010	9
2011	
2012	
2013	
2014	
Total:	9 /16

A3. The City of Pekin intends to actively support appropriate long and short-term objectives and continuum of Care projects proposed by the Heart of Illinois Homeless Continuum of Care as a high priority.

2010	yes
2011	
2012	
2013	
2014	

A4. The City of Pekin will, as a high priority, participate in the IDHA HOME/SFOOR program to apply and receive funds to completely rehabilitate a total of 15 houses.

2010	1
2011	
2012	
2013	
2014	
Total:	1/22

2010-2015 Five Year Consolidated Plan cumulative data
2010 CAPER

Goal B: To develop a viable urban community by providing a suitable living environment principally to low and moderate-income persons.

B1. The City of Pekin will, as a high priority, contract with public and private agency/ies that will provide needed services to 10,000 low and moderate-income persons/households for the long term goal. The short term goal is to provide needed services to 2,000 low and moderate-income persons/households by April 30, 2011.

2010	4,134
2011	
2012	
2013	
2014	
Total:	4,134/10,000

B2. The City of Pekin will, as a high priority, reconstruct streets and make other necessary public facility improvements on public streets, alleys and other city property that is located in low to moderate-income Census blocks or slum and blight areas. Public facility improvements will benefit the low to moderate-income 2000 Census blocks. The short-term goal is to provide street seal coating by April 2011.

Seal Coating program:

2010	yes
2011	
2012	
2013	
2014	

B3. The City of Pekin will, as a high priority, inspect 2, 500 residential properties for compliance with environmental, Boca and state building codes in the Target Area by April 2014. The short term goal is to inspect 500 residential properties by April 2011.

2010	455
2011	
2012	
2013	
2014	
Total:	455/2,750

B4. The City of Pekin will provide Planning and Administrative services, as a high priority, that are necessary for the administration of HUD grants primarily serving low and moderate income people through April 2015.

2010 yes
2011
2012
2013
2014

B5. The City of Pekin will, as a high priority, provide matching dollars for the 2010 Super NOFA application for a Case Manager position to coordinate the transition process of homeless individuals.

2010 yes – Super NOFA dollars awarded to Pekin Housing Authority
2011 yes; allocation for Case Manager within 2011 Action Plan amendment #1
2012
2013
2014

B6. The City of Pekin will, as a high priority, provide an opportunity for not for profit agencies to make public facility improvements to their buildings by April 30, 2014. The short term goal is to provide public facility improvements by April 30, 2011.

2010 2,851
2011
2012
2013
2014
Total: 2,851

Goal C: To develop a viable urban community by expanding economic opportunities principally to low and moderate income persons.

C1. The City of Pekin may assist as appropriate, the growth of one business with direct assistance or other incentive in support of economic opportunity projects by April 2015.

2010 1
2011
2012
2013
2014
Total: 1

SUMMARY OF AFFORDABLE HOUSING ASSISTANCE

2010 CDBG REHABILITATION PROGRAMS COMPLETED

Income Level	Owner Households Assisted
Extremely Low Income (0 – 30% of MFI)	4
Low Income (31 – 50% of MFI)	4
Moderate Income (51 – 80% of MFI)	1
Female Head of Household	6
Disabled	3
Elderly	3
Single Parent	2

2010 HOME - CDBG REHABILITATION PROGRAMS COMPLETED

Income Level	Owner Households Assisted
Extremely Low Income (0 – 30% of MFI)	0
Low Income (31 – 50% of MFI)	0
Moderate Income (51 – 80% of MFI)	1
Female Head of Household	1
Disabled	0
Elderly	0

2010 Programs	Amount Allocated 2010	re-allocated 2009	% Expended per program	$ Expended
Administration - General	$ 98,250.00		84.87%	$ 83,384.39
Admin - Coalition for Equality 2010	$ 3,000.00	$2,000.00	94.84%	$ 5,083.49
CDBG for HOME (2010)	$ 47,774.83	$11,943.71	37.76%	$ 22,548.73
Code Enforcement	$ 40,226.17		74.24%	$ 29,864.82
EDFAP2	$ 67,280.00	$0.00	100.00%	$ 67,280.00
Public Facility Improvements (2010)	$ 30,000.00	$10,000.00	14.35%	$ 5,740.65
Public Services - United Way	$ 40,000.00	$10,000.00	100.00%	$ 50,000.00
Rehab Program Delivery	$ 85,000.00		66.97%	$ 56,920.32
Rehabilitation Program (CDBG Rehab)	$ 80,420.00	$20,105.00	75.31%	$ 75,707.92
Seal Coating (2010)	$ 91,000.00	$22,133.17	87.51%	$ 99,000.00
TOTAL AMOUNT ALLOCATED - 2009	*$ 582,951.00*	*$ 76,181.88*		*$ 495,530.32*

2009 Program Carried Over	Amount carried over to FY 2009	% expended from 2009 carry over	$ Expended in 2010
Admin - Coalition for Equality 2009	$ 123.95	100.00%	$ 123.95
CDBG for HOME (2009)	$ 29,945.17	100.00%	$ 29,945.17
Public Facility Improvements (2009)	$ 20,000.00	100.00%	$ 20,000.00
Rehabilitation Program (2009 CDBG Rehab)	$ 9,521.50	0.00%	$ -
TOTAL AMOUNT CARRIED OVER FROM 2009	$ 59,590.62		$ 50,069.12

CDBG-R	Amount allocated in FY 2009	% Expended per program	$ Expended
#108 Social, Emotional & Behavioral program	$ 16,862.00	98.40%	$ 16,592.64
Salvation Army Kitchen	$ 49,311.00	97.87%	$ 49,791.00
Salvation Army Heating & Cooling	$ 9,160.00	100.00%	$ 9,160.00
Salvation Army Security	$ 25,000.00	100.00%	$ 25,000.00
Administration	$ 11,241.00	0.17%	$ 19.12
TOTAL AMOUNT	$ 111,574.00		$ 100,562.76

2011 HUD / 2012 City Budget	2011 Action Plan approved by Council in March 2011	Adjustments	New 2011 Action Plan total	Reallocated $ from FY 2010	Proposed Amendment for the 2011 Action Plan
Seal Coating	$84,085	$1,000	$85,085	$0	$85,085
* Life Skills Coordinator	$0	$19,000	$19,000	$0	$19,000
Rehabilitation programs (3 houses)	$60,000	$0	$60,000	$15,496	$75,496
Code Enforcement	$20,846	$0	$20,846	$10,000	$30,846
Rehab Prog. Delivery	$84,065	$0	$84,065	$0	$84,065
CDBG for HOME (4 houses)	$48,000	$0	$48,000	$22,797	$70,797
United Way	$40,000	-$19,000	$21,000	$19,000	$40,000
other public services	$35,000	-$35,000	$0	$0	$0
Public facilities	$30,000	-$30,000	$0	$0	$0
Pekin Coalition for Equality	$5,000	-$2,000	$3,000	$0	$3,000
Administration	$95,587	-$14,155	$81,432	$0	$81,432
2010 Pekin Coalition for Equality				$277	$277
2010 Public Facilities				$34,259	$34,259
Total:	$502,582	-$80,155	$422,427	$101,828	$524,256

2011 Grant allocation	$448,491	-$61,138	$387,353		$387,353	2011 Grant allocation
Estimated Program Income 2011	$54,444	-$18,944	$35,500		$35,500	Estimated Program Income 2011
Total:	$502,935	-$80,082	$422,853		$422,853	Total 2011
Difference	$352	$74	$426	$101,828	$101,828	2010 carry over funds & programs
		Reduction in Grant & Program Income			$524,681.40	New 2011 Ammendment total (2010 + 2011)
					$425.86	Difference (what's available & budgeted)

* Since the original approval of the 2011 Action Plan, HUD has announced that the Pekin Housing Authority has been awarded Super NOFA dollars. Therefore, an adjustment to include the $19,000 matching dollars has been made within this amendment to the 2011 Action Plan.

McMillan, Sue

From: Anderson, Pamela
Sent: Friday, May 27, 2011 11:30 AM
To: Council Members; Staff Mtg Participants
Cc: Bass, Vicki; Lutz, Mike; Dennis Green; Jay Fitzanko; Melinda Figge
Subject: 2011 HUD FY actual CDBG allocation released today

HUD released this fiscal year's CDBG (Community Development Block Grant) allocation today. The City of Pekin will receive $387,353 in grant dollars. This is a reduction of $61,138 that was estimated in the 2011 Action Plan (approved in April 2011). Therefore, as mentioned during the Council meeting when the 2011 Action Plan was approved, an amendment will take place when the 'end of the year' / CAPER report is presented to Council (July 11th).

There are HUD dollars remaining from last fiscal year that will be carried over to this fiscal year. I am in the preliminary stages of making the end of the year calculations. Information will be available in the coming weeks on how this decrease in funding will affect the current fiscal year budget.

Please feel free to contact me with questions.

Respectfully,

City of Pekin
Pamela Anderson
Community Development Director
309/478-5356 (phone)
panderson@ci.pekin.il.us

REQUEST FOR COUNCIL ACTION

To: Mayor and Council

CC: City Clerk

From: Greg Nelson, Police Chief

AGENDA ITEM:	Speed Limit, Broadway Road (East of Parkway Drive)
AGENDA DATE REQUESTED:	June 27, 2011
ACTION REQUESTED:	Increase the speed limit to 40 MPH (currently 35 MPH) between Parkway Drive and Schramm Drive, and to increase the limit between Schramm Drive to Veterans Drive to 45 MPH. This action is at the request of the Traffic Safety Committee.
BACKGROUND:	Since its enactment, the current speed limits on this section of Broadway have been viewed by many motorists as too low. Many motorists avoid travelling this route because of the slow speed limit.
FINANCIAL IMPACT:	The installation of signs will cost approximately $2,000
NEIGHBORHOOD CONCERNS:	The Hickory Hills subdivision has its only exit on Broadway Road and some fear that it will be difficult to exit the subdivision with traffic travelling at 45 MPH.
IMPACT IF APPROVED:	Traffic will flow faster and more motorists will likely use this route instead of Court Street to travel to the East side of the City.
IMPACT IF DENIED:	No change
ALTERNATIVES:	Numerous other changes in the speed limits are possible

RELATIONSHIP TO THE CONCEPTUAL PLANNING PROCESS: [check no more than 2 boxes]

☐ **A Prosperous Community.** To promote and sustain a balanced economy that supports expansion and retention of Family-way jobs.

☒ **A Safe Community.** To protect community life and property by providing effective, principled Police and Fire services.

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

- ☐ **A High Quality of Life.** To support or provide services that improves the quality of life for Pekin's residents.
- ☐ **An Effective Government.** To deliver effectively the services that Pekin's residents want, need, and are willing to support.

REQUIRED SIGNATURES

Department Director	[signature]	6/8/11 Date
Finance Department	[signature] (Certification of Availability of Funds)	6-14-11 Date
Corporation Counsel		Date
City Manager		Date

ORDINANCE NO. 1462-A306 ~~*2641*~~*-11/12*

AN ORDINANCE AMENDING TITLE 8, CHAPTER 3, SECTION 3 OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING SPEED LIMIT BROADWAY ROAD

WHEREAS, the Code of the City of Pekin 1995 was adopted on April 10, 1995, and duly published in book form;

WHEREAS, the Traffic Safety Committee had recommended that speed limit between Parkway Drive and Schramm Drive on Broadway Road be increased to 40 MPH from its current 35 MPH and the increase the limit between Schramm Drive and Veterans Drive to 45 MPH and thereby be adopted Ordinance No. 2641-11/12 on June 27, 2011.

WHEREAS, the Traffic Safety Committee had recommended that the increase in the speed restriction will cause more motorists to use this route instead of Court Street to travel to the East side of the City.

WHEREAS, the City Council has determined that it is in the best interests of the City to amend the City Code regarding theses speed limits to be made consistent with speed prior to those sections of roadway.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS:

1. That Title 8, Chapter 3, Section 3. F. be amended by deleting the following speed control:

Control	Speed	On Street	At or From	To	Direction
Speed	35 mph	Broadway Road	Parkway Drive	Schramm Drive	EW

2. That Title 8, Chapter 3, Section 3. F. be amended by adding the following speed control:

Control	Speed	On Street	At or From	To	Direction
Speed	40 mph	Broadway Road	Parkway Drive	Schramm Drive	EW
Speed	45 mph	Broadway Road	Schramm Drive	Veterans Road	EW

BE IT FURTHER ORDAINED that all other parts of the Code of the City of Pekin 1995 as amended except as modified herein are hereby reaffirmed and ratified and are in full force and effect.

BE IT FURTHER ORDAINED that all Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect upon its passage, approval and publication as required by law.

PASSED AND APPROVED at the regular meeting of the City Council of the City of Pekin, this __________ day of ____________________, 2011; and upon roll call the vote was as follows:

AYES:

NAYS:

ABSENT:

ABSTAINING:

APPROVED this __________ day of ________________________, 2011.

____
Mayor

ATTEST:

____
City Clerk

June 8, 2011

To: Mayor and Council Members
From: Police Chief Greg Nelson – GRN/5271
Subject: Speed Limit items on June 27, 2011 agenda

One the June 27, 2011 agenda, there are three items for consideration at the recommendation of the Traffic Safety Committee. Two of the items concern raising the speed limits in areas on major roadways. The first area is Broadway Road on the eastern end of the City and the second is on Veterans Drive. The speed limits currently in place have been seen by many as being too low for the efficient flow of traffic and have caused many motorists to talk alternate routes.

I realize that there may be some controversy over one or both of these issues, so I pulled the crash data for both locations for background data.

Greg Nelson, Chief of Police
111 S. Capitol Street, Pekin, Illinois 61554 * Phone (309) 477-2336 * Fax (309) 346-5328

BROADWAY ROAD (Since 2009 – Road Widened)

29 intersection related accidents at Broadway Road/Parkway Drive

24 accidents on Broadway Road between Parkway Drive and Veterans Drive. Of these 24 accidents:

- 15 deer related

- 1 in the 2200 block of Broadway (near Parkway) – rear end, 3 cars
- 1 in the 2300 block of Broadway (near Brookmeadows)
- 2 at intersection with Schramm Drive (both fail to yield by motorists turning onto Broadway from Schramm Dr)
- 1 at intersection with Ironwood Drive (fail to yield by motorist turning onto Broadway from Ironwood Dr)
- 1 at intersection with Country Club Drive (fail to yield by motorist turning onto Broadway from Country Club Dr)

3 at intersection with Veterans Drive

VETERANS DRIVE (last 5 years)

17 crashes in the existing 45 MPH zone

- 8 crashes with deer (varying locations)
- 3 due to icy/snowy roads – motorist lost control of the vehicle (all near Allentown Rd)
- 2 due to motorist avoiding an animal or object in the roadway (north of Allentown Rd)
- 1 single-vehicle accident, drunk driver (near Allentown Rd)
- 1 on the shoulder, vehicle out of park (near Allentown Rd)
- 1 medical or driver fell asleep (just south of Broadway Rd)
- 1 rear end collision (1000' north of Court St)

4 crashes in the 30 MPH zone near Menards

REQUEST FOR COUNCIL ACTION

Pekin ILLINOIS

To: Mayor and Council

CC: City Clerk

From: Greg Nelson, Police Chief

AGENDA ITEM:	Speed Limit, Veterans Drive
AGENDA DATE REQUESTED:	June 27, 2011
ACTION REQUESTED:	Increase the speed limit to 55 MPH (currently 45 MPH) on Veterans Drive, leaving the existing 30 MPH zone near Court Street in place. This action is at the request of the Traffic Safety Committee.
BACKGROUND:	Since its enactment, the current speed limits on this section of Veterans Drive have been viewed by many motorists as too low. There have been 24 traffic crashes on Veterans the last 5 years. Many motorists avoid travelling this route because of the slow speed limit.
FINANCIAL IMPACT:	The installation of signs will cost approximately $2,000
NEIGHBORHOOD CONCERNS:	There are no neighborhoods adjacent to this roadway.
IMPACT IF APPROVED:	Traffic will flow faster and more motorists will likely use this route.
IMPACT IF DENIED:	No change
ALTERNATIVES:	Numerous other changes in the speed limits are possible

RELATIONSHIP TO THE CONCEPTUAL PLANNING PROCESS: [check no more than 2 boxes]

☐ **A Prosperous Community.** To promote and sustain a balanced economy that supports expansion and retention of Family-way jobs.

☒ **A Safe Community.** To protect community life and property by providing effective, principled Police and Fire services.

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

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

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

REQUIRED SIGNATURES

Department Director	Gary Nelson	6/8/11 Date
Finance Department	Angela Evans (Certification of Availability of Funds)	6-14-11 Date
Corporation Counsel		Date
City Manager		Date

1462-A307

ORDINANCE NO. ~~2642~~-11/12

AN ORDINANCE AMENDING TITLE 8, CHAPTER 3, SECTION 3 OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING SPEED LIMIT VETERANS DRIVE

WHEREAS, the Code of the City of Pekin 1995 was adopted on April 10, 1995, and duly published in book form;

WHEREAS, the Traffic Safety Committee had recommended that speed limit between Broadway Road and the current 30 MPH zone on Veterans Drive be increased to 55 MPH from its current 45 MPH and thereby be adopted Ordinance No. 2642-11/12 on June 27, 2011.

WHEREAS, the Traffic Safety Committee had recommended that the increase in the speed restriction will cause more motorists to use this route and there are no neighborhoods adjacent to this roadway.

WHEREAS, the City Council has determined that it is in the best interests of the City to amend the City Code regarding theses speed limits to be made consistent with speed prior to those sections of roadway.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS:

1. That Title 8, Chapter 3, Section 3. F. be amended by deleting the following speed control:

Control	Speed	On Street	At or From	To	Direction
Speed	45 mph	Veterans Drive	30 MPH Zone	Broadway Rd	NS

2. That Title 8, Chapter 3, Section 3. F. be amended by adding the following speed control:

Control	Speed	On Street	At or From	To	Direction
Speed	55 mph	Veterans Drive	30 MPH Zone	Broadway Rd	NS

BE IT FURTHER ORDAINED that all other parts of the Code of the City of Pekin 1995 as amended except as modified herein are hereby reaffirmed and ratified and are in full force and effect.

BE IT FURTHER ORDAINED that all Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect upon its passage, approval and publication as required by law.

PASSED AND APPROVED at the regular meeting of the City Council of the City of Pekin, this __________ day of ____________________, 2011; and upon roll call the vote was as follows:

AYES:

NAYS:

ABSENT:

ABSTAINING:

APPROVED this __________ day of ________________________, 2011.

____

Mayor

ATTEST:

____

City Clerk

REQUEST FOR COUNCIL ACTION

To: Mayor and Council

CC: City Clerk

From: Greg Nelson, Police Chief

AGENDA ITEM: Stops Signs and Through Street Designation – S. 18th and James Sts.

AGENDA DATE REQUESTED: June 27, 2011

ACTION REQUESTED: Add stop signs for southbound 18th at James, northbound 18th and James (before the bumpout cul-de-sac).

Change the through street designation on S. 18th so that it begins at James instead of at Court Street.

This action is at the request of the Traffic Safety Committee.

BACKGROUND: This intersection has an unusual layout and neighbors have complained of several "near misses" because motorists don't make the turn properly. There has been 1 accident in this location in the last 5 years.

FINANCIAL IMPACT: The installation of signs will cost approximately $300

NEIGHBORHOOD CONCERNS: This action will make the traffic flow safer for the neighbors.

IMPACT IF APPROVED: Traffic will have to stop in all three directions at this intersection.

IMPACT IF DENIED: No change

ALTERNATIVES: The roadway could be striped, without adding the additional stop signs.

RELATIONSHIP TO THE CONCEPTUAL PLANNING PROCESS: [check no more than 2 boxes]

- ☐ **A Prosperous Community.** To promote and sustain a balanced economy that supports expansion and retention of Family-way jobs.
- ☒ **A Safe Community.** To protect community life and property by providing effective, principled Police and Fire services.
- ☐ **A Strong Foundation.** To improve and maintain existing infrastructure and leverage opportunities for new infrastructure.

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

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

REQUIRED SIGNATURES

Department Director	Gary Nelson	6/8/11 Date
Finance Department	Angela Evans (Certification of Availability of Funds)	6-14-11 Date
Corporation Counsel		Date
City Manager		Date

ORDINANCE NO. 1462-A308 *~~2643~~-11/12*

AN ORDINANCE AMENDING TITLE 8, CHAPTER 2, SECTION 9 OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING AUTHORIZED STOP SIGNS ON VARIOUS STREETS

WHEREAS, the Code of the City of Pekin 1995 was adopted on April 10, 1995, and duly published in book form;

WHEREAS, the City of Pekin is a home rule municipality as described in Section 6(a), Article VII of the 1970 Constitution of the State of Illinois, an as such may exercise any power and function pertaining to its government and its affairs; and

WHEREAS, the City Council directed the members of the staff at the meeting of June 27, 2011 to prepare an ordinance to amend the Traffic Code for authorized stop signs.

WHEREAS, it is in the best interests of the safety and welfare of the residents of the City of Pekin, Tazewell County, Illinois that stop signs be placed on southbound 18th Street at James St., northbound 18th Street;

WHEREAS, it is necessary to change the through designation on South 18th Street so that it begins at James Street instead of at Court Street.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS:

1. That Title 8, Chapter 2, Section 9. F. be amended by adding the following stopcontrol:

Control	On Street	At or From	Direction
Stop	James Street	18th Street	East
Stop	18th Street	James Street	North

BE IT FURTHER ORDAINED that all other parts of the Code of the City of Pekin 1995 as amended except as modified herein are hereby reaffirmed and ratified and are in full force and effect.

BE IT FURTHER ORDAINED that all Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect upon its passage, approval and publication as required by law.

PASSED AND APPROVED at the regular meeting of the City Council of the City of Pekin, this __________ day of ____________________, 2011; and upon roll call the vote was as follows:

AYES:

NAYS:

ABSENT:

ABSTAINING:

APPROVED this __________ day of _______________________, 2011.

____

Mayor

ATTEST:

____

City Clerk

Pekin ILLINOIS

REQUEST FOR COUNCIL ACTION

To: Mayor and Council

CC: City Clerk & City Manager

From: Joseph W. Wuellner, Public Works Director

AGENDA ITEM: Annual Joint PPUATS Funding Agreement
AGENDA DATE REQUESTED: June 27, 2011
ACTION REQUESTED: Approve the annual Joint PPUATS Funding Agreement in the amount of $11,863.88 with the Tri County Regional Planning Commission.
DESCRIPTION: The City of Pekin has been a member of the Peoria-Pekin Urban Area Transportation Study (PPUATS) for many years. This benefits us in being associated with a Metropolitan Planning Organization (MPO), Tri County Regional Planning Commission, which is eligible for Federal Study and Construction funding through the State of Illinois. Over the years, for our small agreement fee, we have received over $5 million dollars for numerous projects that have enabled us to expand our road systems, planning studies, and other tasks with Federal funding. The $11,863.88 is our share of the funding required for the 20% match of the operational expenses of the MPO. I believe that this is a great investment that has already and continues to pay good dividends. I recommend that the agreement be approved. There is an associated resolution to use MFT funds for this agreement.
FINANCIAL IMPACT: $11,863.88 from the MFT funds
NEIGHBORHOOD CONCERNS: None
IMPACT IF APPROVED: Continued access to available Federal Highway funding
IMPACT IF DENIED: Loss of the access to Federal Highway funding
ALTERNATIVES: N/A
RELATIONSHIP TO THE CONCEPTUAL PLANNING PROCESS: [check no more than 2 boxes. Copy this check mark √ and paste it to the left of the relevant theme.]

	A Prosperous Community. To promote and sustain a balanced economy that supports expansion and retention of family-wage jobs.
	A Safe Community. To protect community life and property by providing effective, principled police and fire services.
	A Strong Foundation. To improve and maintain existing infrastructure and leverage opportunities for new infrastructure.
	A High Quality of Life. To support or provide services that improves the quality of life for Pekin's residents.
√	**An Effective Government.** To deliver effectively the services that Pekin's residents want, need, and are willing to support.

REQUIRED SIGNATURES
Department Director: Date: 6/3/11
Finance Department (Certification of Availability of Funds):   Date: 6-3-11
Corporation Counsel: Date:
City Manager: Date:

TRI-COUNTY REGIONAL PLANNING COMMISSION
211 FULTON STREET • SUITE 207 • PEORIA, IL 61602
PHONE: 309-673-9330 • FAX: 309-673-9802
www.tricountyrpc.org

July 1, 2011

Honorable Laurie Barra
City of Pekin
111 South Capitol
Pekin, Illinois 61554

Dear Mayor Barra:

The Peoria/Pekin Urbanized Area Transportation Study (PPUATS) Policy Committee and the Tri-County Regional Planning Commission have approved the format assessment funding levels to provide the local match for the FY 2012 transportation planning and highway project funding process.

It is requested that your unit of government place the Agreement on your next agenda for consideration. The period covered by the Agreement begins July 1, 2011, and extends to June 30, 2012. Your representatives on the PPUATS Technical and Policy Committees can advise you on the Agreement, or if you desire, I will be available to answer any questions you or your board may have.

I have attached two (2) copies of the Agreement as already signed by the Chairman of the Tri-County Regional Planning Commission and the Chairman of the Peoria/Pekin Urbanized Area Transportation Study Policy Committee. Please sign both copies and return one to me. Also attached is an invoice for your unit of government's share of the FY 2011 PPUATS local match of the Federal Planning, FTA Section 5303, FTA Section 9 funds, and up to $50,000 in other federal transportation planning funds.

Thank you for your continued support of our area transportation planning program. If you have any questions, please contact me at (309) 673-9330 or tkohlbuss@tricountyrpc.org

Sincerely,

Terry D. Kohlbuss
Executive Director

TDK:lla
Enclosures

RESOLUTION 11-54
JOINT PPUATS FUNDING AGREEMENT
ANNUAL ELEMENT OWP FY 2012

This agreement is hereby entered into by the members of the participating agencies and the Tri-County Regional Planning Commission as the designated MPO under Section 134 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) for the Peoria/Pekin Urbanized Area transportation planning process. It is intended to set forth the procedures and methods agreed upon to provide sufficient local matching funds enabling the Peoria/Pekin urbanized area to receive approximately $423,791 in Federal Planning (PL) funds, $132,029 in Federal Transit Administration (FTA) Section 5303 planning funds $3,800 in FTA Section 5307 planning funds, $50,000 in other federal transportation planning funds. All funding sources require a 20% local match; requiring a total local match of $152,405.00 for Fiscal Year 2012. It is further agreed that the Greater Peoria Mass Transit District provides the FTA Section 5307 funds as a pass through membership fee for participation in the planning process.

The federal planning funds, FTA funds and local matching monies will be utilized for the work and services performed in accordance with the Overall Work Program for Fiscal Year 2012. The work and services and their associated costs as contained in the Overall Work Program were adopted by both the PPUATS Policy Committee and the Tri-County Regional Planning Commission.

Each participating agency identified herein, hereby agrees to pay its entire share to the MPO (Tri-County Regional Planning Commission) not later than November 1, 2011. The MPO is hereby designated to deposit local funds in a special bank account. Withdrawals from this account shall be for reimbursement for work accomplished on the appropriate work tasks designated in the Overall Work Program to the responsible agency. The MPO shall make a monthly report to the PPUATS Policy Committee accounting for the expenses incurred on the work tasks identified in the Overall Work Program. Federal and State funds shall be requested by and dispersed directly to the MPO in accordance with agreements of the State of Illinois and the Greater Peoria Mass Transit District.

The local matching money for FY 2012 shall be provided by each of the participating agencies noted herein by the contributing percentage of MFT funds each such agency received in Calendar Year 2010.

Agency	Local Agency Share
Peoria County	31,878.39
Tazewell County	30,776.03
City of Peoria	42,459.34
Pekin	11,863.88
East Peoria	8,108.52
Morton	5,841.36
Washington	4,613.87
Peoria Heights	2,324.98
Bartonville	2,211.10
West Peoria	1,909.04
Creve Coeur	1,668.66
Woodford County	8,749.86
TOTAL	152,405.00

Tri-County Regional Planning Commission
211 Fulton Street, Suite 207
Peoria, Illinois 61602
309-673-9330
Fax 309-673-9802

SERVICE INVOICE

SERVICE FOR:
CITY OF PEKIN

INVOICE NUMBER: 2012-9
ORDER NUMBER: N/A
TAX NUMBER: 37-6020231
JOB DESCRIPTION: Fund 2012
DATE July 1, 2011

BILL TO:
City of Pekin
111 South Capital
Pekin, Illlinois 61554

DATE	SERVICE DESCRIPTION	Year	Share	Total
07/01/11	City of Pekin's Share per Joint Funding Agreement Annual Element FY 2012 Peoria/Pekin Urbanized Area Transportation Study	1	$11,863.88	$11,863.88
				$11,863.88
				TOTAL DUE

MAKE CHECK PAYABLE TO:
TRI-COUNTY REGIONAL PLANNING COMMISSION

Vendor # 10662
GL Coding 240-240-5 51600
Project # ______ Tag # ______
Insurance ______ Procurement ____
Description: ______

Dept Approval ______

Resolution No. 6-11/12

Illinois Department of Transportation

Resolution for Improvement by Municipality Under the Illinois Highway Code

BE IT RESOLVED, by the Council of the
(Council or President and Board of Trustees)

City of Pekin Illinois
(City, Town or Village)

that the following described street(s) be improved under the Illinois Highway Code:

Name of Thoroughfare	Route	From	To
PPUATS Assessment			

BE IT FURTHER RESOLVED,

1. That the proposed improvement shall consist of covering the City of Pekin's share of the annual funding agreement with the Peoria-Pekin Urban Area Transportation Study (PPUATS)

_____ and shall be constructed _____ wide

and be designated as Section 75-00107-15-ES

2. That there is hereby appropriated the (additional ☐ Yes ☐ No) sum of eleven thousand eight hundred sixty-three dollars and eighty-eight cents Dollars ($11,863.88) for the improvement of said section from the municipality's allotment of Motor Fuel Tax funds.

3. That work shall be done by Contract ; and,
(Specify Contract or Day Labor)

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit two certified copies of this resolution to the district office of the Department of Transportation.

Approved

_____
Date

Department of Transportation

_____
Regional Engineer

I, Sue McMillan Clerk in and for the City of Pekin
(City, Town or Village)
County of Tazewell , hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by the Council
(Council or President and Board of Trustees)
at a meeting on June 27, 2011
(Date)

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 27 day of June, 2011

(SEAL)

_____
City, Town, or Village Clerk

Pekin ILLINOIS

REQUEST FOR COUNCIL ACTION

To: Mayor and Council

CC: City Clerk & City Manager

From: Joseph W. Wuellner, Public Works Director

AGENDA ITEM: Intergovernmental Agreement with Tazewell County for Building Inspection Support

AGENDA DATE REQUESTED: June 27, 2011

ACTION REQUESTED: Approve the intergovernmental agreement with Tazewell County to provide Building Inspection Support for multi-family, commercial, and industrial projects.

DESCRIPTION: The State of Illinois has mandated (see attached) that all counties start performing inspections on multi-family, commercial, and industrial projects beginning July 1, 2011. Ron Sieh and I were approached by the County about the possibility of them using the City Building Inspectors to do this work for them. They stated that they have maybe 10 to 20 of these types of projects a year (1 – 2 per month) and that it is not economically feasible to hire qualified inspectors for this small amount of work.

I discussed this with Frank and we set up a meeting with David Jones the County Administrator to go over the details. It was agreed that we would offer them the support with an initial 6 month agreement with extensions to see how the program will work. If their work picks up enough to support in house personnel, they will then hire the appropriate people and the end the agreement. The agreement also allows for us to terminate should our work load increase and their work would start to impact ours.

The attached agreement is what is being proposed. This agreement is similar to the one we have been working under in support of Canton. Providing inspection support to Canton has not hindered the building inspection operations for all of our local work and doing inspections for the County is not foreseen as a hindrance either. I feel that it shows what a good sound program and reputable personnel that the City has that other communities are coming to ask for our support.

I recommend that this intergovernmental agreement be approved.

FINANCIAL IMPACT: none as they will cover all costs

NEIGHBORHOOD CONCERNS: being able to assist each other when needed

IMPACT IF APPROVED: Tazewell County will be able to comply with the State mandate to do inspections

IMPACT IF DENIED: Tazewell County will have to look at another source for inspection services or hire personnel

ALTERNATIVES: N/A

RELATIONSHIP TO THE CONCEPTUAL PLANNING PROCESS: [check no more than 2 boxes. Copy this check mark √ and paste it to the left of the relevant theme.]	
	A Prosperous Community. To promote and sustain a balanced economy that supports expansion and retention of family-wage jobs.
	A Safe Community. To protect community life and property by providing effective, principled police and fire services.
	A Strong Foundation. To improve and maintain existing infrastructure and leverage opportunities for new infrastructure.
	A High Quality of Life. To support or provide services that improves the quality of life for Pekin's residents.
√	**An Effective Government.** To deliver effectively the services that Pekin's residents want, need, and are willing to support.
REQUIRED SIGNATURES	
Department Director: Joseph Wendlema Date: 6/16/11	
Finance Department (Certification of Availability of Funds): Date: 6-15-11 Angela Evans	
Corporation Counsel: Date:	
City Manager: Date:	

(20 ILCS 3105/10.09-1)

Sec. 10.09-1. Adoption of building code; enforcement.

(a) After July 1, 2011, no person may occupy a newly constructed commercial building in a non-building code jurisdiction until:

(1) The property owner or his or her agent has first contracted for the inspection of the building by an inspector who meets the qualifications established by the Board; and

(2) The qualified inspector files a certification of inspection with the municipality or county having such jurisdiction over the property indicating that the building meets compliance with the building codes adopted by the Board for non-building code jurisdictions based on the following:

(A) The 2006 or later editions of the following codes developed by the International Code Council:

(i) International Building Code;

(ii) International Existing Building Code; and

(iii) International Property Maintenance Code.

(B) The 2008 or later edition of the National Electrical Code NFPA 70.

(b) This Section does not apply to any area in a municipality or county having jurisdiction that has registered its adopted building code with the Board as required by Section 55 of the Illinois Building Commission Act.

(c) The qualification requirements of this Section do not apply to building enforcement personnel employed by jurisdictions as defined in subsection (b).

(d) For purposes of this Section:

"Commercial building" means any building other than a single-family home or a dwelling containing 2 or fewer apartments, condominiums, or townhomes or a farm building as exempted from Section 3 of the Illinois Architecture Practice Act.

"Newly constructed commercial building" means any commercial building for which original construction has commenced on or after July 1, 2011.

"Non-building code jurisdiction" means any area of the State not subject to a building code imposed by either a county or municipality.

"Qualified inspector" means an individual qualified by the State of Illinois, certified by a nationally recognized building official certification organization, qualified by an apprentice program certified by the Bureau of Apprentice Training, or who has filed verification of inspection experience according to rules adopted by the Board for the purposes of conducting inspections in non-building code jurisdictions.

(e) New residential construction is exempt from this Section and is defined as any original construction of a single-family home or a dwelling containing 2 or fewer apartments, condominiums, or townhomes in accordance with the Illinois Residential Building Code Act.

(f) Local governments may establish agreements with other governmental entities within the State to issue permits and enforce building codes and may hire third-party providers that are qualified in accordance with this Section to provide inspection services.

(g) This Section does not regulate any other statutorily authorized code or regulation administered by State agencies. These include without limitation the Illinois Plumbing Code, the Illinois Environmental Barriers Act, the International Energy Conservation Code, and administrative rules adopted by the Office of the State Fire Marshal.

(h) This Section applies beginning July 1, 2011.

(Source: P.A. 96-704, eff. 1-1-10.)

INTERGOVERNMENTAL AGREEMENT

This Intergovernmental Agreement is entered into as of the _________ day of ___________, 2011, by and between the County of Tazewell and the City of Pekin ("Pekin"), an Illinois Municipal Corporation.

WITNESSETH:

WHEREAS, the City of Pekin is a home rule municipality with powers provided by Article VII, Section 6 of the Constitution of the State of Illinois; and

WHEREAS, pursuant to Division 30 through 39.1 of Chapter 65 (Municipalities) of the Illinois Compiled Statutes, the City of Pekin operates a building code inspection program and employs several building inspectors to carry out said program; and

WHEREAS, the County of Tazewell desires to operate a building code inspection program, but does not employ any individuals qualified to carry out a building code inspection program; and

WHEREAS, after discussion between the parties, the County of Tazewell would like to share or otherwise hire the building code inspection services operated by the City of Pekin; and

WHEREAS, Article VII, Section 10 of the Constitution of the State of Illinois authorizes units of local government to enter into intergovernmental arrangements and agreements or to otherwise associate among themselves in any manner not prohibited by law or ordinance; and

WHEREAS, Section 3 of the Intergovernmental Cooperation Act (5 ILCS 220/3) provides that "[a]ny power or powers, privileges, functions, or authority exercised or which may be exercised by a public agency of this State may be exercised, combined, transferred, and enjoyed jointly with any other public agency of this State;" and

WHEREAS, 5 ILCS 220/2 defines a public agency as "any unit of local government," and the parties are both public agencies as defined by statute; and

WHEREAS, the purpose of this agreement is to delineate the logistics by which the County of Tazewell can share the services of the building code inspection department of the City of Pekin.

NOW, THEREFORE, in consideration of the preceding recitals of fact and for further considerations hereinafter stated, **IT IS AGREED AS FOLLOWS**:

1. **<u>Operations</u>**.

a. The County of Tazewell has adopted the following codes and supplements, individually, and collectively as the "building codes" for Tazewell County:
    i. 2006 International Building Code
    ii. Illinois State Plumbing Code of 2004 (State Mandated)
    iii. 2009 International Energy Conservation Code (State Mandated)
    iv. 2006 International Property Maintenance Code
    v. 2008 National Electrical Code
    vi. 2006 International Existing Building
    vii. Illinois Environmental Barriers Act (State Mandated)
    viii. Administrative Rules as adopted by the State Fire Marshall's Office (State Mandated)
b. The County of Tazewell seeks guidance from the City of Pekin to update building codes, interpret and enforce building codes, and assist current and/or future building/zoning officials or inspectors with inspections as needed.
c. Permits and inspections may be required for all new multi-family, multi-family additions, new commercial, commercial additions and industrial that include any electrical, plumbing, sewer, heating, ventilation or air conditioning work on any structure.
d. Building permit applications and submittals will be reviewed by the designated building/zoning official for the County of Tazewell and the City of Pekin building official or inspector as-needed or as-applies.
e. All building permits will be issued by the designated building/zoning official for the County of Tazewell. The particular requirements for obtaining the necessary building permits are established by the building code as adopted from time to time by the County of Tazewell board.
f. Building code, electrical, plumbing, and HVAC inspections will be provided on an as-needed basis. All requests for inspection or advisory/consulting services will be initiated by the designated building/zoning official for the County of Tazewell. Forty-eight hours notice will be given to the City of Pekin for necessary inspections.

g. When Pekin building code inspectors are performing work for the County of Tazewell, they may exercise all building code inspection powers as if they were employed by the County of Tazewell.

2. **Rates/Billing**.
   a. When inspectors from Pekin are performing tasks at the request of Tazewell County, services will be billed on an hourly rate.
   b. Services will be billed to Tazewell County on a monthly basis.
   c. Mileage will be at the current rate and/or other extraordinary expenses will only be billed with the pre-approval of Tazewell County.
   d. Rates are generally 25% higher per hour when performing services for the Tazewell County than what the employee cost the City of Pekin. For the contract period, rates will be as follows:
      i. Ronald Sieh: $57.00 per hour
      ii. Juanita VanBuskirk: $37.00 per hour
      iii. David Shallenberger: $45.00 per hour
      iv. Morris Sunkel: $45.00 per hour
      v. David Van Dyke: $45.00 per hour
      vi. Mark Reeder: $45.00 per hour

3. **Nonexclusive Agreement**.
   a. This intergovernmental agreement is independent of and in addition to any other contracts or mutual aid agreements between the parties or to which the Tazewell County and Pekin are parties.

4. **Effective Date/Term/Termination**: This agreement shall be in effect on the date it is fully executed by the duly authorized officers of each entity and will remain in effect for a term of six months from the date of execution. Unless terminated in the manner provided for below, it shall automatically renew for successive one year terms. This agreement shall remain in effect until such time as either party to this agreement requests that the terms of the agreement be reviewed and/or a new agreement is executed. Any party hereto may terminate its participation in this agreement at any time, provided that the party that wishes to terminate the agreement provides written notice to the other party specifying the date of termination, such notice to be given at least thirty (30) calendar

days prior to the specified date of termination. The written notice provided herein shall be given by personal delivery, registered mail or certified mail.

5. **Notices.**

   a. All notices hereunder shall be in writing and shall be served personally, by registered mail or certified mail to the parties at such addresses as designated below:

To Tazewell County: Tazewell County
11 S. 4th Street
Pekin, Illinois 61554
Attn: County Administrator

To Pekin: City of Pekin.
111 South Capitol Street
Pekin, Illinois 61554
Attn: City Manager

6. **General Terms.**

   a. This agreement shall be binding upon and inure to the benefit of any successor entity which may assume the obligations of any party hereto, provided, however, that this agreement may not be assigned by a party without prior written consent of the parties hereto. This agreement shall be governed by and constructed under the law of the State of Illinois. A declaration of the invalidity of any provision of this agreement shall not render invalid any other provision. If, for any reason, any provision of this agreement is determined by a court of competent jurisdiction to be invalid or unenforceable, that provision shall be deemed severable and this agreement may be enforced with that provision severed or modified by court order. This agreement may be executed in multiple counterparts or duplicate originals, each of which shall constitute and be deemed as one and the same document.

In Witness, the parties have executed this Agreement by authorized officials in their respective municipalities on this ____________ day of ____________________________, 2011, pursuant to the authority granted by the respective governing bodies of each party.

CITY OF PEKIN

By:______________________________

Title:____________________________

Attest:

By:______________________________

Title:____________________________

TAZEWELL COUNTY

By:______________________________

Attest:

By:______________________________

REQUEST FOR COUNCIL ACTION

Pekin ILLINOIS

To: Mayor and Council

CC: City Clerk

From: Sarah Newcomb, Human Resources Director

AGENDA ITEM: IMRF Out-of-State Credit Authorization

AGENDA DATE REQUESTED: 06/13/11 and Reconsideration 6/27/11

ACTION REQUESTED: 06/27/11

BACKGROUND: Two weeks a go I presented a request to Council to approve Out-of-State pension credit for 1.25 years for a current employee who moved back to his hometown of Pekin after working for the Kansas Department of Transportation. The employee was notified by the Kansas Dept. of Transportation that something needed to be done with the funds in his retirement account. At that time the employee inquired about reciprocity between KDOT and IMRF and having fulfilled the two year minimum requirement for employment with the current employer, IMRF then confirmed employment dates and eligibility to the Kansas Public Employee's Retirement System. Our employee has chosen to purchase $2,325.33 worth of time, using the funds available from the Kansas retirement system. In order to do that, IMRF requires Council action through its Out-of State Credit Authorization Form. IMRF allows employees to purchase past service time by units (which are one month of service); so, he will be purchasing 5 months of service time at this point. Employee intends to purchase the remaining 8 months at a later date, which is allowable by IMRF.

FINANCIAL IMPACT: None. The City's employer rate with IMRF is adjusted annually for items like this. The estimated cost to the City for this purchase is less than $5.00 and an employee is willing to pay that fee to the City of Pekin.

NEIGHBORHOOD CONCERNS: N/A

IMPACT IF APPROVED: Employee will receive an additional 5 months of service credit toward pension through IMRF.

IMPACT IF DENIED: Employee will be required to place funds in an IRA or similar fund and will not receive the reciprocal service credit toward pension. Employee morale in all departments will suffer.

ALTERNATIVES:

RELATIONSHIP TO THE CONCEPTUAL PLANNING PROCESS: [check no more than 2 boxes]

- ☐ **A Prosperous Community.** To promote and sustain a balanced economy that supports expansion and retention of Family-wage jobs.
- ☐ **A Safe Community.** To protect community life and property by providing effective, principled Police and Fire services.
- ☐ **A Strong Foundation.** To improve and maintain existing infrastructure and leverage opportunities for new infrastructure.
- ■ **A High Quality of Life.** To support or provide services that improves the quality of life for Pekin's residents.
- ■ **An Effective Government.** To deliver effectively the services that Pekin's residents want, need, and are willing to support.

REQUIRED SIGNATURES

Department Director	Sarah J. Newcomb	6/16/11 Date
Finance Department	Angela Evans (Certification of Availability of Funds)	6-16-11 Date
Corporation Counsel		Date
City Manager	Frank J. Markham	6.16.11 Date

OUT-OF-STATE CREDIT AUTHORIZATION

IMRF Form 6.33 (Rev. 06/09)

INSTRUCTIONS AND REQUIREMENTS ON REVERSE SIDE

PLEASE PRINT OR TYPE

Member's First Name	Middle Intial	Last Name	Social Security Number
Member Mailing Address		City, State, and ZIP	Current Position
Current Employer Name			Employer Number

Certification by Member

I certify that I was an employee of ______________________________,
Name of Local Government

______________________ from ______________ to ______________
Name of State Date Date

in the position(s) of ______________________________

such service having been covered under ______________________________
Name of Public Employee Pension System

whose address is ______________________________
Street City State Zip Code

and that **I have irrevocably forfeited all service credits** in said pension system and am not entitled to benefits of any type therefrom. I understand that no service credit will be established under the Illinois Municipal Retirement Fund until I have made the required payment to IMRF.

______________ ______________ ______________
Date Member's Signature Member's Daytime Telephone No.

Certification by Clerk or Secretary of Governing Body

I certify that a regular or special meeting held on ______________, the ______________
Date Name of Governing Body

of ______________________ authorized the granting of service credits for out-of-state service with
Name of Governmental Unit

the out-of-state governmental unit named herein from ______________ to ______________ (not to exceed 120
Date Date

months for the above named member).

______________ ______________ ______________
Date Clerk or Secretary Signature

Illinois Municipal Retirement Fund

2211 York Road, Suite 500, Oak Brook Illinois 60523-2374, 630/368-1010

Member Services Representatives 1-800/ASK-IMRF (1-800-275-4673)

OUT-OF-STATE SERVICE CREDIT AUTHORIZATION

INSTRUCTIONS

REQUIREMENTS:

1. The member is actively participating in IMRF and has completed two years of IMRF contributing service.

2. The member was an employee of a local government in another state; and, as such, participated in a public employee pension system of that state.

3. The member has now irrevocably forfeited all rights to a benefit from that pension system.

4. The member completes and certifies the Certification by Member.

5. The governing body authorizes the granting of these service credits.

6. The clerk or secretary of the governing body completes and signs the Certification by Clerk or Secretary of Governing Body.

7. The member pays IMRF contributions and interest. The contributions are calculated by multiplying the average monthly earnings for the first 24 months of reported earnings with the employer authorizing the out-of-state service by 10 percent. This amount is then multiplied by the number of months of service that the member wishes to transfer to IMRF. Interest is calculated from the end of the qualifying two-year period of IMRF contributing service.

PAYMENT OF CONTRIBUTIONS AND INTEREST:

IMRF will mail the applicant a Past Service Payment Schedule which offers two payment plan options for establishing the out-of-state service. Option I is the Lump Sum Payment Plan and Option II is the Unit Payment Plan. The Lump Sum Payment Plan allows applicants to pay the total cost with a single payment and purchase all out-of-state service at once. The Unit Payment Plan allows applicants to purchase one or more months at a time. Applicants may pay as often as they like, buying back credit from the latest month to the earliest month of eligible service. However, they may not buy more months than indicated on the Past Service Payment Schedule.

A member may pay for out-of-state service with a conduit IRA established with contributions from a qualified pension plan as defined by Section 401(a) of the Internal Revenue Code. A conduit IRA is one that has no other contributions other than monies from a 401(a) pension plan and investment income earned on those monies.

EMPLOYER'S COST:

The governmental unit's contribution for out-of-state service is made through future contribution rates. Therefore, a separate payment is not required. The actuary will take the out-of-state service into account when annually determining the employer contribution rate. This is the rate shown on IMRF Form 3.10, "Monthly Deposit Report."