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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 27, 2011 AT 5:30 O'CLOCK P.M.
LAURIE L. BARRA, MAYOR PRESIDING

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

ABSENT: BLANCHARD

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

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

AGENDA

Motion by Council Member Hendricks, seconded by Council Member Massaglia, that **the agenda be amended by removing New Business item 9.7 Reconsider Resolution No. 5-11/12 IMRF Out-of-State Service Credit and 9.2 Ordinance No. 1462-A307 – amending the Traffic Code Regarding Speed Limits on Veterans Drive.** Mayor Barra gave explanations for postponing consideration of the two items. New information was received late regarding the increased speed on the federally funded road and that she needed time with individual Council Member to discuss authorizing IMRF service credit. On roll call vote all present voted Aye.

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

MINUTES

Motion by Council Member Massaglia, seconded by Council Member Abel, that the **minutes of the Regular City Council Meeting of Monday, June 13, 2011 be approved as written.** On roll call vote, all present voted Aye.

PUBLIC INPUT ON AGENDA ITEMS

Bernie Gobbel, 208 Dogwood Lane addressed Council regarding the non-support of the increased speed change on Broadway Road. He asked that the decision be tabled for Council to consider placing the "speed spy" equipment at the location to evaluate the speed of vehicles.

CONSENT AGENDA

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

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

On roll call vote, all present voted Aye.

COMMUNICATIONS, PETITIONS, REPORTS

<u>Presentation of Police Officer and Firefighter of the Year</u>

Patrolman Jeff Stolz, a 13 year veteran of the department was presented the award of Police Officer of the Year by Police Chief Greg Nelson for his performance throughout the year. The Council was informed that Officer Stolz had served 10 years as a K9 officer and was a Member of the Central Illinois Emergency Response Team and ILEAS WMD/SRT team.

Fire Chief Kurt Nelson next advised the Council that his presentation for Firefighter of the Year would be made but Captain Brett Diekhoff was just called out for an alarm. Chief Nelson read of the firefighter's accomplishments of serving 19 ½ years on the force. Over the past year Captain Diekhoff improved the utilization of the Eastside Fire Station and secured funds for the use of the Sparky character events.

CAPER AND Action Plan Amendment Presentation

Community Development director Pamela Anderson presented to Council the background for the 2010 Consolidated Annual Performance Evaluation Report (CAPER) and the Community Development Block Grant (CDBG) entitlement and 2022 Action Plan Amendments that would be considered for action at the next regular Council Meeting. She reviewed the HUD required yearly evaluation which supported the accomplished goals for the previous fiscal year and the report of performance evaluation document. She stated the draft would be available for public review on June 20, 2011-July 8, 2011 at which time a public hearing was advertized for July 7, 2011 at 5:15 p.m.

FY 2012 Budget Analysis – Change Factors

Interim City Manager Frank Mackaman read from his prepared report to Council regarding the analysis of the FY 2012 Budget. He advised of adverse effects on the budgeted such as the increase of fuel prices estimated at $120,000.00; Illinois Municipal League Work Comp figures $155,000.00 and uncalculated union contracts overtime expenses. He reported General Fund Taxes were running higher than anticipated; the City would receive $125,000.00 Illinois River Boat Ramp payment; $970,000.00 Hanna Drive reimbursement; and $200,000.00 Petri Lane reimbursement. Council Member Abel questioned if the City was also receiving franchise payments from OmniLec.

NEW BUSINESS

ORDINANCE NO. 1462-A306 – 11/12
AMENDING THE TRAFFIC CODE OF THE CITY OF PEKIN 1995
REGARDING SPEED LIMITS ON BROADWAY ROAD.

Motion by Council Member Hendricks, seconded by Council Member Schmidgall that Ordinance No. 1462-A306 – 11/12 be adopted. Police Chief Greg Nelson presented the 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 was consistent with limits on upper Court Street. He explained that before the road was widened, the limit in place was the same as the recommendation. Council Member Massaglia made a motion to amend the speed limit on Broadway with the intent that the speed limit be 40 mph from Parkway to the City limits. Council Member Neumann seconded the motion and then withdrew his second. Council Member Schmidgall seconded the motion to amend the ordinance. Discussion followed. Council Member Abel questioned the $2,000 costs estimate to change the traffic signs. Council Member Schmidgall, after driving the posted speed, spoke of the "feel factor" similar to Court Street. He felt that at some point a speed could be so low that it is not safe. Police Chief Greg Nelson explained to the Council that radar cannot be enforced within 500 ft of a speed change. The Traffic Safety Committee's review found the speed limits currently in place were seen by many as being too low for the efficient flow of traffic. He submitted the crash data for the location that indicated of 24 accidents 15 were deer related. Council Member Hendricks and Council Member Schmidgall then spoke of their support in the expertise of the Police Chief's recommendation and advised that they would not vote yes to lower the speed limit. On roll call vote, Ayes, Abel, Neumann, and Massaglia; Nays, Schmidgall, Hendricks, Barra. Motion to amend the Ordinance failed. The Chair asked for the vote on the original motion to adopt the ordinance. On roll call vote of Ordinance No.1462-A306-11/12 as presented, all present voted Aye.

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 ROAD.

Motion by Council Member Massaglia, seconded by Council Member Hendricks that Ordinance No. 1462-A308 – 11/12 be adopted. Police Chief Nelson presented the recommendation of the Traffic Safety Committee to add stop signs for southbound 18th at James, northbound 18th and James Road. The approval would change the through street designation on South 18th Street to begin at James Road instead of at Court Street. On roll call vote, all present voted Aye.

Motion by Council Member Schmidgall, seconded by Council Member Abel that the **ANNUAL PPUATS JOINT FUNDING AGREEMENT FY 2012 IN THE AMOUNT OF $11,863.88** be approved. Public Works Director Joseph Wuellner advised the Council of the benefits afforded Pekin by participating with other agencies through Tri-County Regional Planning. The expenditure would following in the appropriation of funds from the Motor Fuel Tax (MFT) budget. On roll call vote, all present voted Aye.

RESOLUTION NO. 6-11/12

Motion by Council Member Schmidgall, seconded by Council Member Massaglia that Resolution No. 6-11/12 authorizing MFT finding for PPUATS Joint Funding Agreement FY 2012 in the amount of $11,863.88 be adopted. On roll call vote, all present voted Aye.

Motion by Council Member Abel, seconded by Council Member Hendricks that the **INTERGOVERNMENTAL AGREEMENT FOR CODE INSPECTIONS WITH TAZEWELL COUNTY be approved.** The terms of the agreement for the request from the County to use the City's Building Inspectors for a 6 month period to comply with the mandated requirement of having all commercial, industrial, and multi-family structures inspected we discussed with the Council. Council questioned the inspectors' ability to handle the extra work load, the question of overtime, and the possible liability to the City. Following discussion some Council Member felt the agreement would shortchange the citizens on City code enforcement that needed to be accomplished in addition to complaint driven responses. On roll call vote, Ayes, Schmidgall, Hendricks, Barra; Nays, Abel, Neumann, Massaglia. Motions failed.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council agreed to set a Special Council meeting for Thursday, June 30, 2011 at 5:30 p.m. to discuss the Employment Contract of the City Manager.

Council Members expressed appreciation to Frank Mackaman for serving as Interim City Manager. Mayor Barra spoke of his thorough professionalism, his presentation of new ideas, his tireless work, and his imaginary "parking lot" where he would have to leave issues for the new hired City Manager. The Mayor then presented Mr. Mackaman with a replica of a parking lot in appreciation.

Council Member Hendricks advised the Council that Eva Arnold, the resident with concerns of her street holding water after large rain occurrences, request an update for the public on corrective action that has taken place so far on Cambridge Court. Eva Arnold addressed the Council and was given information that the City was working on a solution by assessing the storm lines, cleaning the area streets, opening the grate, and televising the flow.

Public Works Director Joseph Wuellner informed the public that the City experienced a failed storm line on Sheridan Road that closed the street for repair.

Jim Mangan, 1200 Parkway Drive distributed handouts of his prepared statement regarding his reasoning for non support of the City's approval of a development agreement of Big R.

Captain Brett Diekhoff, 1321 Hilltop Drive, returned from the fire call and was congratulated for being chosen Firefighter of the Year. He addressed the Council on the importance of enforcing sprinkler systems in multi residencies as witnessed at a fire occurrence at the UAW during the week.

Bernie Gobbel again addressed the Council regarding the speed limit increase on Broadway Road and his regret that Council did not listen to his stressing that increasing the speed added very little travel time for motorists.

Dale Kuntz, 5 Fox Point, distributed to Council photos of areas throughout the City that he felt could be cleaned up of each owner would do their part.

EXECUTIVE SESSION
Motion by Council Member Neumann, seconded by Council Member Abel, that the Council move to Executive Session at 7:05 P.M. to discuss 5 ILCS 120/2 (c) (1). Personnel - the selection of a person to fill a public office. The position to fill is the City Manager and 5 ILCS 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 8:55 P.M.

Sue E. McMillan
City Clerk