City of Pekin

AGENDA

REGULAR COUNCIL MEETING MONDAY, JUNE 25, 2012
5:30 P.M.

	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 11, 2012 and the corrected minutes of the Regular Council Meeting of Tuesday, May 29, 2012.* ***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: Police May Report; Mayor's Advisory Committee for Persons with Disabilities February 9, 2012 and October 13, 2011 Minutes; Building May Report; and Inspections June Report.		5
7.2 Receive and File Police Pension Board Annual Statement of Expenses and Revenues		5
7.3 Resolution No. 45-12/13 – Mayor's appointment of Kim Joesting to the Zoning Board of Appeals to fill an unexpired term until May 31, 2014		
ACTION: *Motion to approve all items listed on the Consent Agenda by Omnibus Vote.* ***VOTE REQUIRED TO APPROVE CONSENT AGENDA***		
8.0 COMMUNICATIONS, PETITIONS, REPORTS		

9.0 NEW BUSINESS		
9.1 Midwest Engineering Associates, Inc. Amended Service Agreement Cambridge Drainage Study **DESCRIPTION:** Proposal for two phases to determine why a section of Shire north of Derby floods at the intersection with Cambridge during periods of bad weather. **ACTION:** Motion to approve the agreement in an amount not to exceed $59,200.00.	MG	3
9.2 Resolution No. 43-12/13 - Prevailing Wage Resolution **DESCRIPTION:** The Prevailing Wage Act requires contractors and subcontractors to pay laborers, workers and mechanics employed on Public Works construction projects no less than the general prevailing rate of wages for work of a similar character in the county where the work is performed. **ACTION:** Motion to approve the Prevailing Wage Resolution No. 43-12/13	SM	5
9.3 Joint PPUATS Funding Agreement Annual FY 2013 **DESCRIPTION:** Agreement with participating agencies and Tri-County Regional Planning Commission for Peoria/Pekin Urbanized Area Transportation Study annual dues in the amount of $9,664.98. Expenditure provided in the Motor Fuel Tax Fund Budget. **ACTION:** Motion to approve the agreement.	MG	3
9.4 Resolution No. 44-12/13 - An Illinois Department of Transportation Resolution for Improvement by Municipality Under the Illinois Highway Code **DESCRIPTION:** Appropriating $9,664.98 Motor Fuel Tax Funds for the PPUATS Joint Funding Agreement. **ACTION:** Motion to adopt Resolution.	MG	3
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		
11.0 EXECUTIVE SESSION		
12.0 ADJOURN **NO VOTE REQUIRED**		

Column 1 Key:

MG City Engineer Mike Guerra SM City Clerk Sue McMillan

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
MONDAY, JUNE 11, 2012 AT 5:30 O'CLOCK P.M.
LAURIE L. BARRA, MAYOR PRESIDING

PRESENT: COUNCIL MEMBERS, ABEL, BLANCHARD, SCHMIDGALL, MASSAGLIA, MCCABE, HENDRICKS, AND BARRA

ABSENT: NONE

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

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

AGENDA
Motion by Council Member Schmidgall, seconded by Council Member Abel that **the agenda be approved as amended by removing the minutes of the May 29, 2012 meeting for revision with approval at a later date**. On roll call vote all present voted Aye.

CONSENT AGENDA
Motion by Council Member McCabe, 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.

7.1 Resolution No. 41-12/13 – The Mayor's appointment of Marie Wynia to the Human Rights Committee for a three year term to fill the term for the resignation of Ed Fritz until May, 2015.
7.2 Receive and File Tazewell County Health Department award of $2,500 West Nile Virus Grant

On roll call vote all present voted Aye.

COMMUNICATIONS, PETITIONS, REPORTS
Representatives of Tri-County River Valley Development Authority presented an overview of the association's activities as an economic development tool for Peoria, Tazewell, and Woodford Counties in bond financing.

NEW BUSINESS
Motion by Council Member McCabe, seconded by Council Member Abel that **THE PEKIN HOUSING AUTHORITY REHABILITATION CONSULTING CONTRACT BE APPROVED** in the amount of $26,800 be approved. Staff informed the Council of the annual contract for the CDBG Rehab Coordinator position with the Housing Authority in monthly payments totaling $26,800. On roll call vote, all present voted Aye.

RESOLUTION NO. 42-12/13
ACCEPTANCE OF LETTER OF INTENT TO TRANSFER PROPERTY ON VFW TO ILLINOIS DEPARTMENT OF TRANSPORTATION

Motion by Council Member Massaglia, seconded by Council Member Schmidgall that Resolution No. 42-12/13 be adopted. The letter authorizes the conveyance of the property acquired for the construction of Veterans Drive to IDOT needed for the transfer for the road that will become IL Route 9 and the responsibility of IDOT. On roll call vote, all present voted Aye.

ORDINANCE NO. 2661-12/13

ACCEPTING A CONTRACT FOR THE SALE OF REAL ESTATE AND AUTHORIZING THE SALE OF MUNICIPALLY OWNED PROPERTY

Motion by Council Member Abel, seconded by Council Member Massaglia that Ordinance No. 2661-12/13 be adopted. City Manager Joseph informed the Council of the ordinance approving the sale of 0.8 acres to Marion and Carol Dever for $3,800 and that the sale allows for the property and an adjacent lot to be deannexed from the City limits. The unusable lots, due to size and shape on VFW Road related to the Veterans Drive project that was the surplus from a right-of-way acquisition and no longer necessary. On roll call vote, all present voted Aye.

Motion by Council Member Hendricks, seconded by Council Member Blanchard that the request for a **SPECIAL EVENT CARNIVAL** be approved in compliance with and contingent upon the special event code. Discussion was held regarding the location, noise, liability, parking, and security of the event. Council supported the agreement of staff members that all issues would be addressed as part of compliance with the special event code. On roll call vote, all present voted Aye.

Motion by Council Member Blanchard, seconded by Council Member Massaglia that the **AGREEMENT WITH THIRD MILLENNIUM FOR WASTE WATER BILLING SERVICES** be approved. In approving this agreement the Council was informed that this was the last portion of the process for the City along with other vendors to bring the wastewater billing in-house. The agreement contained the terms for stuffing envelopes, cost of postage, archiving, and a one time setup of $1,200. Council Member Schmidgall was not in favor due to the fact the City would still pay IAWC for data to do the billing. On roll call vote, Ayes Abel, Blanchard, Hendricks, Massaglia, McCabe, Barra; Nay, Schmidgall. Motion carried.

Motion by Council Member McCabe, seconded by Council Member Hendricks that the **LEASE/PURCHASE AGREEMENT WITH MIDWEST TRANSPORTATION** be approved. The formal approved lease/purchase agreement defined the terms and cost of $629,631.00 for 66 new buses for 5 years. Council questioned if the agreement was transferable in the event the school districts opted to bid out services, if fewer mechanics were needed, or that staff had reviewed buying used buses at a lesser cost. On roll call vote, all present voted Aye.

Motion by Council Member Abel, seconded by Council Member McCabe that the **INTERGOVERNMENTAL AGREEMENT WITH DISTRICTS 108 AND 303 FOR TRANSPORTATION SERVICES** be approved. The Council was advised the 2 year agreement with the school districts for the City of Pekin to provide student transportation services. Answers were given in reply to Council's questions regarding personnel, fuel, and insurance reimbursement costs by the school districts in monthly payment of approximately a total of $1 million dollars. Also discussed were contingencies not in the contract if there were ever another notice to strike and options in the contract for both districts to take possession and control of buses for duration of interruption in service. On roll call vote, all present voted Aye.

Motion by Council Member Massaglia, seconded by Council Member Abel that the **AGREEMENT FOR CONSULTING SERVICES WITH HANSON PROFESSIONAL SERVICES, INC.** be approved. City Engineer Mike Guerra provided information to Council for the design engineering and construction support for the fuel system at the Pekin Municipal Airport. Council Member Blanchard spoke in nonsupport of expenses until the airport was self sufficient. Discussion of the operations of the airport were discussed in general. On roll call vote, Ayes Abel, Hendricks, Massaglia, McCabe, Schmidgall, Barra; Nay, Blanchard. Motion carried.

COUNCIL ADJOURNED AT 7:00 P.M.

Sue E. McMillan / Darin Girdler
City Clerk

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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 A SPECIAL DATE TUESDAY, MAY 29, 2012 AT 5:30 O'CLOCK P.M.
LAURIE L. BARRA, MAYOR PRESIDING

PRESENT: COUNCIL MEMBERS, ABEL, BLANCHARD, SCHMIDGALL, MASSAGLIA, MCCABE, HENDRICKS, AND BARRA

ABSENT: NONE

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

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

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

MINUTES
Motion by Council Member McCabe, seconded by Council Member Blanchard, that the **minutes of the Regular City Council Meeting of May 14, 2012, be approved as written.** On roll call vote, all present voted Aye.

CONSENT AGENDA
Motion by Council Member McCabe, 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.

7.1 Receive and File Monthly Reports and Unapproved Minutes: Police Department, Building and Inspections, and Traffic Safety Committee Minutes dated May 4, 2012.
7.2 Receive and File Minutes of the Zoning Board of Appeals dated May 9, 2012
7.3 Receive and File Minutes of the Pekin Planning Commission dated May 9, 2012
7.4 Receive and File the Pekin Planning Commission Hearings / Recommendations: a. Hearing #05-1855 - recommends approval of the Rezoning of Five Properties addressed as follows: 281 Herman Street, 283 Herman Street, 305 Herman Street, 309 Herman Street and 311 Herman Street From B-3 (General Business District) to R-4 (Single Family Residential). b. Hearing #05-1856 - recommends approval of the Rezoning of the Property located on Velde Drive from R-2 (Single Family Residential) to RM-2 (Multiple Family Residential) due to density of the property and in regards to surrounding lots.
7.3 Resolution No. 40-12/13 – Authorization to Publish the Zoning Map of the City of Pekin

On roll call vote all present voted Aye.

COMMUNICATIONS, PETITIONS, REPORTS
Police Officer Josh Bush and Firefighter Jamie Evans were recognized by their Chiefs as Officers of the Year. The Elk's Youth Award recipient students in attendance were honored and congratulations extended from the City Council.

NEW BUSINESS
Motion by Council Member Schmidgall, seconded by Council Member Abel that the **CHANGE ORDER 2 WITH WILLIAMS BROTHERS CONSTRUCTION FOR PHASE 2A OF THE WASTEWATER TREATMENT PLANT PROJECT in the amount of $107,728.00** be approved. City Engineer Mike

Guerra advised the Council on the credit, addition, and deduction changes due to modifications that were required once construction started to make sure operation of the existing plant does not experience major interruptions. He reported contingency estimates were on track and with the work now completed the project itself is running a little ahead of scheduled. On roll call vote, all present voted Aye.

Motion by Council Member Schmidgall, seconded by Council Member Abel that the **AMENDMENT TO HANSON PROFESSIONAL SERVICE, INC. AGREEMENT FOR PETRI LANE EXTENSION PROJECT for guidance and support in the amount of $38,569.00** be approved. Council was advised the expense would be paid utilizing the remainder of the $150,000.00 MFT funds allocated for the project. Council asked that the design plan showing the access from South 14th Street be placed on the Web site for the public. On roll call vote, Ayes, Abel, Schmidgall, McCabe, Hendricks, Massaglia, Barra; Nay, Blanchard. Motion carried.

ORDINANCE NO. 1568-A190-12/13
PROVIDING FOR THE REZONING OF CERTAIN PROPERTY
PIN: 04-10-03-416-008, 04-10-03-416-009, 04-10-03-416-012,
04-10-03-416-013, 04-10-03-416-014 (CLERK NOTE: PIN 013 NOT RECORDED)
FROM B-3 (GENERAL BUSINESS TO R-4 (SINGLE FAMILY RESIDENTIAL)

Motion by Council Member Hendricks, seconded by Council Member Blanchard that Ordinance No.1568-A190-12/13 be adopted. The Planning recommendation to rezone 5 properties on Herman Street that were more properly zoned residential to adjacent homes was discussed. On roll call vote all present voted Aye.

ORDINANCE NO. 1568-~~A191~~-12/13 (CLERK NOTE: 191 NOT APPROVED)
PROVIDING FOR THE REZONING OF CERTAIN PROPERTY
PIN: 04-04-25-100-035

Motion by Council Member Hendricks, seconded by Council Member Blanchard that Ordinance No. 1568-A191-12/13 be adopted. Council Member Massaglia questioned what type of multi-family housing was intended to be developed. He expressed concern for the location of apartments in a newly developed residential area at the north entrance to the City. Discussion followed regarding PPC members split vote and density concerns. Council spoke in general agreement that until they could review a potential site plan they were unwilling to support the rezoning. On roll call vote all present voted Nay. Ayes – 0 Nays – 7 Motion Failed.

ORDINANCE NO. 1462-A313 - 12/13
AMENDING TITLE 8, CHAPTER 4, SECTION 1.D.
OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING NO PARKING SCHEDULE
15-MIN SALVATION ARMY DAYCARE

Motion by Council Member Hendricks, seconded by Council Member Blanchard that Ordinance No. 1462-A313-12/13 be adopted. Council was advised of the Traffic Safety Committee's recommendation to allow 15-minute parking on Derby Street from the railroad tracks (Allen Street) to circle drive of the Salvation Army daycare for parents to drop off and pick up children. On roll call vote, all present voted Aye.

Motion by Council Member Blanchard, seconded by Council Member Hendricks that the **WATER USAGE DATA AGREEMENT WITH ILLINOIS AMERICAN WATER COMPANY** be approved. Council was informed that IAWC would no longer bill customers for wastewater disposal fee of the City based on water usage but would contract with the for the data needed estimated at $13,853. Mayor Barra stated the company decision was throughout its service area. Council Member Schmidgall suggested the City collect water use information itself through meter reading possibly by City inspectors or police officers while on the streets to reduce the IAWC charge. Council Member Blanchard disliked the fee but stated it was something the City would have to swallow. Council Member Massaglia spoke to the term in the agreement for 8 cents per customer ($880.00) opposed to a higher expense option suggested. On roll call vote, Ayes, Abel, McCabe, Hendricks, Massaglia, Blanchard, Barra; Nay, Schmidgall. Ayes – 6 Nay – 1 Motion carried.

Motion by Council Member Blanchard, seconded by Council Member Massaglia that the **WATER SHUT-OFF AGREEMENT WITH ILLINOIS AMERICAN WATER COMPANY** be approved. It was explained to the Members that the agreement was a needed step toward the in-house process for wastewater collection fees. Placing liens on property was not sufficient in collecting unpaid charges. The shut-off process to delinquent customers would also recoup associated costs. On roll call vote, all present voted Aye.

Assistant City Manager Darin Girdler presented three separate debt structure proposals in financing City obligations related to IMRF payoff of the 7.5% ERI program, purchases of capital items from an attached list, and the financing for construction of a road from the Dome to Veterans Drive.

Motion by Council Member Massaglia, seconded by Council Member Abel that the City proceed with financing up to $750,000.00 for the **PREPAYMENT OF THE ILLINOIS MUNICIPAL RETIREMENT FUND EARLY RETIREMENT INCENTIVE.**

Council Member Blanchard offered motion to amend the previous motion to cash in cd's available, seconded by Council Member Schmidgall. Council Member Blanchard stated he did not support the 2009 incentive offered and that he felt there were sufficient funds in low earning certificates of deposit without borrowing more. City Treasurer Jim Wolf recommended borrowing funds due to the current very favorable interest rates. Discussion followed on the City's reserves policy of 25 percent of the budget and approximate present balances. The Mayor asked that roll be called on the amendment. Council Member Blanchard restated his motion as to prepay ERI out of City general fund reserves, seconded by Council Member Schmidgall. On roll call vote; Ayes; Blanchard, Abel, Schmidgall, McCabe, Hendricks, Massaglia; Nay, Barra. Ayes – 6 Nay - 1 Motion Carried.

On roll call vote for the amended motion before the Council; Ayes; Blanchard, Schmidgall, McCabe, Hendricks; Nays, Abel, Massaglia, Barra. Ayes – 4 Nays, 3 Motion Carried to pay ERI out of reserves.

Motion by Council Member Massaglia, seconded by Council Member Abel that the City **PROCEED WITH FINANCING** up to $2,300,000.00 for a term not to exceed ten years for various **CAPITAL EQUIPMENT** items. Discussion followed on need for some of the items. Council Members Blanchard and Hendricks expressed their opinion that the City should not go into debt when there was money available in reserves for some needed equipment. Council Member McCabe called the question. On roll call vote, Ayes, Abel, McCabe, Massaglia, Barra; Nays, Blanchard, Schmidgall, Hendricks. Ayes – 4 Nays – 3 Motion carried.

Motion by Council Member Massaglia, seconded by Council Member Abel that the City proceed with financing up to $1,100,000.00 for a term not to exceed twenty years for completion of Griffin Drive. Council Members debated the benefit of approving to spur development along Veterans as opposed to supporting a commercial venture that would not benefit existing businesses on Court Street. On roll call vote, Ayes, Abel, Schmidgall, McCabe, Massaglia, Barra; Nays, Blanchard, Hendricks. Ayes – 5 Nays – 2 Motion carried.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council Member Abel expressed a statement that the levy just passed was close to the levy of 1994 and that costs differences between the years be considered for thought. Council Member Hendricks reminded the public that County tax payment were due.

Council Member Blanchard expressed concern on the use of calling the question. The issue of proper procedures and the use of Roberts Rules of Order was discussed among the Council Members and Attorney Burt Dancey.

Assistant City Manager Darin Girdler thanked the Council for the discussion of the proposals and direction for financing.

Dale Kuntz, 5 Fox Point, presented photos and his statement concerning Court Street as a "Rural Slum"

EXECUTIVE SESSION
Motion by Council Member Abel, seconded by Council Member Massaglia, that the Council move to Executive Session at 7:25 p.m. to discuss 65 ILCS 120/2 (c) (6) Sale of Municipally Owned Property. On roll call vote all present voted Aye.

Council returned to open session. No further business to come before the Council, motion by Council Member Abel, seconded by Council Member McCabe to adjourn. Unanimously approved by voice vote.

COUNCIL ADJOURNED AT 7:40 P.M.

Sue E. McMillan
City Clerk

PEKIN POLICE DEPARTMENT
END OF MONTH REPORT FOR MAY 2012

	MAY 2011	APRIL 2012	MAY 2012
TRAFFIC TICKETS	243	356	353
WARNING TICKETS	110	170	126
OFFENSES	425	427	447
ARRESTS	154	239	296
PARKING TICKETS	200	192	169
STOPS	1011	1141	922

CITY ORDINANCE TICKETS FOR MAY 2012

NUMBER OF TICKETS WRITTEN 111
NUMBER OF TICKETS PAID OVER THE COUNTER 31
FINES COLLECTED OVER THE COUNTER $6,500

City of Pekin
Mayor's Advisory Committee for People with Disabilities
Minutes
February 9, 2012; 4:00 pm

I. Welcome and introductions – present: Libby Holbrook, Jim Deford, Roy Davis, Perry Martin, James Kolzow, Joey Meskiman; City of Pekin staff – Pamela Anderson & Vicki Bass; Donna Swenson (guest)

II. New business

   A. Pekin High School Awareness Event Letter – subcommittee meeting scheduled for 3/15 at 4pm for Libby, Perry, Vicki and James

III. Old business

   A. Prioritization process – Continuation of the discussion of submitted items

IV. Correspondence

V. Around the table

   A. 3/20/12 CCDI is meeting at 10am

   B. CCDI sensitivity training was held, about 12 people showed up

   C. TCRC is creating / establishing a local kitchen with local growers / farmers

   D. Discussion on public restrooms – what would be difficult if you were physically disabled?

City of Pekin
Mayor's Advisory Committee for People with Disabilities
Minutes
February 9, 2012; 4:00 pm

The sink on one side with the towels on the other side of the bathroom? Awareness!

VI. Adjourn

City of Pekin
Mayor's Advisory Committee for People with Disabilities
Minutes
October 13, 2011; 4:00 pm

I. Welcome and introductions – present: Libby Holbrook, Jim Deford, Tammy Helm, Perry Martin, James Kolzow, Joey Meskiman; City staff: Pamela Anderson & Vicki Bass

II. Approval of the August 11, 2011 minutes – J. Meskiman 1st, L. Holbrook 2nd; all ayes

III. New business

   A. Coalition of Citizens with Disabilities in Illinois: not for profit for the advocacy of people with disabilities; accessibility audits and develop and implement work plans; centers for independent living; encourage self advocating

IV. Old business

   A. Prioritization process (began process)

V. Correspondence

VI. Around the table

VII. Adjourn

BUILDING REPORT 2012

MONTH	DWELLINGS 1		GARAGES 2		MULTI-FAMILY 3		COMMERCIAL 4		COMMERCIAL REMODELING 5		RESIDENTIAL REMODELING 6		MISC. 7		RESIDENTIAL DEMOLITIONS 8		COMMERCIAL DEMOLITIONS 9		BUILDING DOLLARS	BLDG PERMITS
JANUARY	2.00	$329,525							9.00	$20,678,744	5.00	$44,900	2.00	$2,600	2.00	$0	2.00	$0	$21,055,769	22.00
FEBRUARY			2.00	$29,000					6.00	$387,923	8.00	$71,225	6.00	$14,172	1.00	$0			$502,320	23.00
MARCH	2.00	$409,853							11.00	$181,220	16.00	$120,100	22.00	$50,040			1.00	$0	$761,213	52.00
APRIL	2.00	$329,060	4.00	$51,500			1.00	$24,000	3.00	$26,934	27.00	$604,860	31.00	$50,410					$1,086,764	68.00
MAY	4.00	$773,874	6.00	$54,479					7.00	$82,150	18.00	$165,692	34.00	$55,650	1.00	$0			$1,131,846	70.00
JUNE																			$0	0.00
TOTAL 6 MO.	**10.00**	**$1,842,312**	**12.00**	**$105,979**	**0.00**	**$0**	**1.00**	**$24,000**	**36.00**	**$20,969,048**	**74.00**	**$935,553**	**95.00**	**$158,700**	**4.00**	**$0**	**3.00**	**$0**	**$24,035,591**	**212.00**
JULY																			$0	0.00
AUGUST																			$0	0.00
SEPTEMBER																			$0	0.00
OCTOBER																			$0	0.00
NOVEMBER																			$0	0.00
DECEMBER																			$0	0.00
TOTAL 6 MO.	**0.00**	**$0**	**0.00**	**$0**	**0.00**	**$0**	**0.00**	**$0**	**0.00**	**$0**	**0.00**	**$0**	**0.00**	**$0**	**0.00**	**$0**	**0.00**	**$0**	**$0**	**0.00**
YEAR	**10**	**$1,842,312**	**12.00**	**$105,979**	**0.00**	**$0**	**1.00**	**$24,000**	**36.00**	**$20,969,048**	**74.00**	**$935,553**	**95.00**	**$158,700**	**4.00**	**$0**	**3.00**	**$0**	**$24,035,591**	**212.00**

BUILDING DEPARTMENT REPORTS
INSPECTIONS & ZONING
June '2012

	PERMITS	VALUE	FEES
BUILDING DEPT	70	$ 1,131,846.00	$ 4,796.50
ELECTRIC DEPT	19	$ 7,725.00	$ 754.50
HVAC DEPT	37	$ 136,798.00	$ 1,552.00
PLUMBING DEPT	40		$ 2,975.00
STORM SEWER PERMITS	0		$ .00
STORM WATER PERMITS	2		$ 40.00
SEWER PERMITS	11		$ 650.00
SEWER TAP RES	4		$ 6,400.00
SEWER TAP COMM			$ .00
DEPARTMENT TOTAL	183	$ 1,276,369.00	**$ 17,168.00**

TOTAL CODE ENFORCEMENT COMPLAINTS - 146

Respectfully submitted,

Ronald Sieh, Building Inspector

Mark Reeder, Electrical Inspector

Dave VanDyke, HVAC Inspector

Morris Sunkel, Plumbing & Sewer Inspector

Dave Shallenberger, Deputy Code Enforcement Officer

General Ledger

Budget Status

User: sjnewcomb
Printed: 5/25/2012 - 3:57 PM
Period: 1 to 12, 2012

City Of Pekin
111 S. Capitol
Pekin, IL 61554

Account Number	Description	Budget Amount	Period Amount	YTD Amount	YTD Var	Encumbered Amount	Available	% Available
Fund 941								
Dept 941-941								
100	Taxes							
941-941-410100	Real Estate Tax	1,366,304.27	1,405,241.61	1,405,241.61	-38,937.34	0.00	-38,937.34	0.00
941-941-412000	Replacement P/p Tax - Sta	45,383.56	12,181.28	12,181.28	33,202.28	0.00	33,202.28	73.16
	400 Sub Totals:	1,411,687.83	1,417,422.89	1,417,422.89	-5,735.06	0.00	-5,735.06	0.00
460	Investment Earnings							
941-941-490100	Interest Earnings	0.00	-38,000.30	-38,000.30	38,000.30	0.00	38,000.30	3,800,030.00
941-941-490200	Gain On Securities Sold	0.00	0.00	0.00	0.00	0.00	0.00	0.00
941-941-491900	Incr/decr Investment Valu	1,000,000.00	0.00	0.00	1,000,000.00	0.00	1,000,000.00	100.00
	460 Sub Totals:	1,000,000.00	-38,000.30	-38,000.30	1,038,000.30	0.00	1,038,000.30	103.80
470	Other Revenue							
941-941-479000	Employee Pension Deductio	369,574.00	360,875.53	360,875.53	8,698.47	0.00	8,698.47	2.35
941-941-499800	Miscellaneous Receipts	0.00	95.09	95.09	-95.09	0.00	-95.09	0.00
	470 Sub Totals:	369,574.00	360,970.62	360,970.62	8,603.38	0.00	8,603.38	2.33
490	Transfers From Other Funds							
941-941-440100	Transfer From General Fund	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	490 Sub Totals:	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	Revenue Sub Totals:	2,781,261.83	1,740,393.21	1,740,393.21	1,040,868.62	0.00	1,040,868.62	37.42
510	Personnel							
941-941-518000	Group Insurance	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	510 Sub Totals:	0.00	0.00	0.00	0.00	0.00	0.00	0.00
520	Commodities							
941-941-520200	Office Supplies	0.00	23.40	23.40	-23.40	0.00	-23.40	0.00
941-941-520400	Postage	0.00	396.17	396.17	-396.17	0.00	-396.17	0.00
	520 Sub Totals:	0.00	419.57	419.57	-419.57	0.00	-419.57	0.00
530	Contractual							
941-941-519000	Training And Education	0.00	809.15	809.15	-809.15	0.00	-809.15	0.00

Account Number	Description	Budget Amount	Period Amount	YTD Amount	YTD Var	Encumbered Amount	Available	% Available
941-941-529000	Equipment	0.00	0.00	0.00	0.00	0.00	0.00	0.00
941-941-551000	Printing And Publications	0.00	0.00	0.00	0.00	0.00	0.00	0.00
941-941-551600	Dues And Subscriptions	0.00	775.00	775.00	-775.00	0.00	-775.00	0.00
941-941-554200	Mealslodging	0.00	40.76	40.76	-40.76	0.00	-40.76	0.00
941-941-557000	Filing Fees	0.00	4,244.95	4,244.95	-4,244.95	0.00	-4,244.95	0.00
941-941-559000	Medical Expense/supplies	0.00	12,668.99	12,668.99	-12,668.99	0.00	-12,668.99	0.00
941-941-560100	Auditing Fees	0.00	7,000.00	7,000.00	-7,000.00	0.00	-7,000.00	0.00
941-941-560600	Corporate Counsel Fees	0.00	0.00	0.00	0.00	0.00	0.00	0.00
941-941-561000	Legal Fees	0.00	13,300.48	13,300.48	-13,300.48	0.00	-13,300.48	0.00
941-941-569000	Other Contractual Service	0.00	15,001.45	15,001.45	-15,001.45	0.00	-15,001.45	0.00
941-941-590610	Asset Admin Fees	0.00	0.00	0.00	0.00	0.00	0.00	0.00
941-941-599800	Actuarial Unfunded Liabil	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	530 Sub Totals:	0.00	53,840.78	53,840.78	-53,840.78	0.00	-53,840.78	0.00
560	Other Expenditures							
941-941-590200	Loss On Securities Sold	0.00	0.00	0.00	0.00	0.00	0.00	0.00
941-941-590600	Bank Charges	0.00	0.00	0.00	0.00	0.00	0.00	0.00
941-941-599000	Miscellaneous	0.00	0.00	0.00	0.00	0.00	0.00	0.00
941-941-599999	Contingency	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	560 Sub Totals:	0.00	0.00	0.00	0.00	0.00	0.00	0.00
570	Benefit Payments							
941-941-559400	Pension Payments	2,181,902.00	2,091,906.98	2,091,906.98	89,995.02	0.00	89,995.02	4.12
941-941-559500	Refund Of Employee Pensio	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	570 Sub Totals:	2,181,902.00	2,091,906.98	2,091,906.98	89,995.02	0.00	89,995.02	4.12
580	Debt Service							
941-941-590400	Interest Paid	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	580 Sub Totals:	0.00	0.00	0.00	0.00	0.00	0.00	0.00
	Expense Sub Totals:	2,181,902.00	2,146,167.33	2,146,167.33	35,734.67	0.00	35,734.67	1.64
	Dept 941 Sub Totals:	-599,359.83	405,774.12	405,774.12	1,005,133.95	0.00	-1,005,133.95	0.00
	Fund Revenue Sub Totals:	2,781,261.83	1,740,393.21	1,740,393.21	1,040,868.62	0.00	1,040,868.62	37.42
	Fund Expense Sub Totals:	2,181,902.00	2,146,167.33	2,146,167.33	35,734.67	0.00	35,734.67	1.64
	Fund 941 Sub Totals:	-599,359.83	405,774.12	405,774.12	1,005,133.95	0.00	-1,005,133.95	0.00

Account Number	Description	Budget Amount	Period Amount	YTD Amount	YTD Var	Encumbered Amount	Available	% Availabl
	Revenue Totals:	2,781,261.83	1,740,393.21	1,740,393.21	1,040,868.62	0.00	1,040,868.62	37.42
	Expense Totals:	2,181,902.00	2,146,167.33	2,146,167.33	35,734.67	0.00	35,734.67	1.64
	Report Totals:	-599,359.83	405,774.12	405,774.12	1,005,133.95	0.00	-1,005,133.95	0.00

RESOLUTION NO. 45 - 12/13

PEKIN, ILLINOIS, June 25, 2012 19

RESOLUTION BY COMMISSIONER

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PEKIN, ILLINOIS, THAT:

the Mayor's appointment of Kim Joesting to the Zoning Board of Appeals to fill an unexpired term until May 31, 2014 is here by approved.

SIGNED BY

MAYOR.

RECEIVED
JUN - 1 2012
CITY CLERK City of Pekin

Pekin ILLINOIS

June 1, 2012

Application for Appointment to a City Commission, Board, or Committee

The City of Pekin welcomes your interest in an appointment to a commission, board, or committee. These organizations are intended to help city government deliver high quality programs and services to the residents of our community and to our visitors. Broad community representation on these groups is crucial to their effectiveness.

Your Name:

KIM D. JOESTING

Your Address:

1008 ST. JULIAN STREET, PEKIN, IL.

Your Telephone Number:

Home = 309-346-3788 Cell = 309--264--4299

Your E-Mail Address:

cjoesting@hotmail.com

Your Work Telephone Number:

You are interested in serving on which commission, board, or committee?

ZONING

Why are you interested in serving?

Would like to serve the community in an area in which I know that I have great experience in.

What qualifications do you have to serve? A resume in not required, but if you have one please attach it to this application.

* Construction experience
* Concrete experience
* Electrical experience
* Plumbing experience
* Built JFL Building in Coal Miners Park, along with 2 other gentlemen, (Tom Snider & Richard Crum)

What happens next?

Your application will be evaluated by the Mayor, the City Manager, and the department head who works most closely with the commission, board, or committee. If you are selected, the Mayor will propose your appointment at a meeting of the Council subject to ratification by the Council. We will let you know of our decision before the meeting takes place.

City of Pekin
111 South Capitol Street
Pekin, Illinois 61554
309-477-2300 * 309-346-2095 fax

Pekin
ILLINOIS

REQUEST FOR COUNCIL ACTION

To: Mayor and Council

CC: City Clerk & City Manager

From: Michael Guerra, City Engineer

AGENDA ITEM: Engineering Agreement with Midwest Engineering Associates for the Storm Water Drainage Study and Proposed Improvements

AGENDA DATE REQUESTED: June 25, 2012

ACTION REQUESTED: To approve the engineering agreement with Midwest Engineering Associates for the drainage study and proposed improvements for Cambridge and Shire Drainage Area for an amount of $59,200

DESCRIPTION: This request is to enter into an agreement with Midwest Engineering for a drainage study of the drainage area surrounding the Cambridge and Shire Street intersection. The scope of services will be for a hydrology and hydraulic study of the proposed area to determine the cause flooding issues involving that drainage basin and also to determine the capacity of the storm interceptor on Derby St. The agreement is based on a time and material fee times an adjustment factor which is estimated to cost $59,200.

This drainage basin has been the source of several complaints for several years concerning flooding issues. While there have been several attempts to determine the cause of the flooding at this location, there has never been a direct cause found. This study will allow the area to be studied thoroughly to determine if there is a problem with this branch of the drainage system or if the flooding is a result of lack of capacity in the Derby Street Storm sewer. From this information recommendations on how to effectively solve the flooding problem can be designed. By having this study done the City will be able to know that any future money spent on this drainage issue will directly improve the situation for the residents of around the area of Cambridge and Shire.

With limited resources available for these types of repairs it is important that the City is diligent to ensure that the resources are used wisely. Investing money into a study of this nature will allow the City to make the most effective repairs that will alleviate the flooding problem for the residents around the Cambridge and Shire area. Therefore I recommend this agreement be passed

FINANCIAL IMPACT: $59,200.00 from the Storm Water Fund

NEIGHBORHOOD CONCERNS: Flooding from caused by this storm drainage system.

IMPACT IF APPROVED: The study will be performed

IMPACT IF DENIED: A compressive study of the drainage system will not be performed and best management practices for repairs will not be known

ALTERNATIVES: Repair the just the impacted areas that are known without full knowledge of the impact

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: [signature]

Date: 6/14/2012

Finance Department (Certification of Availability of Funds)**:**

Date: 6-14-12 [signature]

Corporation Counsel:

Date:

City Manager: [signature]

Date: 6/14/12

MW
Midwest Engineering
Associates, Inc.

June 4th, 2012

Mr. Michael Guerra, P.E.
City Engineer
City of Pekin
111 South Capitol Street
Pekin, Illinois 61554

RE: **Proposal for Engineering Services for Storm Water Drainage Study for the Cambridge and Shire Intersection and along Shire Avenue north of Derby Street located in Pekin, Illinois and the Study of the Derby Street Interceptor Capacity**

Dear Michael:

Midwest Engineering Associates, Inc. (MWEA) is pleased to present our proposal to assist the City of Pekin with performing a Storm Water Drainage Study for the afore-mentioned projects. This proposal presents the services Midwest Engineering Associates, Inc. will provide to complete the project.

BACKGROUND

This proposal is based on our May 14th, 2012 and our May 30th meetings in which we discussed the first phase of the project would be to determine why a section of Shire, located north of Derby Street, floods at the intersection with Cambridge during periods of inclement weather. The purpose of this study is to determine if the limiting factors and/or causes of this flooding are located within the storm sewer system that begins at the Derby Street interceptor and extends north through Shire and to make recommendations for improvements. If the cause is not located within the Phase I study areas, Phase 2 will expand the study area to include the storm sewer interceptor along Derby Street to determine if the Derby Street Interceptor affects the Cambridge and Shire intersection. Phase 2 will also include study of the Derby Street interceptor beginning east of Morton Street and extending west to the interceptor outfall into the Illinois River.

To provide the aforementioned services, MWEA proposes to perform the Scope of Work identified below.

SCOPE OF WORK - Cambridge and Shire Intersection

1. Information Gathering
   A. Perform a topographic survey along Shire from Oxford south to Stratford. The topographic survey will include the following area: Oxford from Shire towards the railroad embankment, and Stratford from Avon to Shire. In addition to these areas MWEA will also survey Avon from Charles Street to Stratford. The topo survey will provide information along the entire Shire Street storm sewer branch that discharges into the Shire sewer that discharges directly south into the Derby Street interceptor.
   B. The topo survey will include identifying and confirming the sewer sizes and inverts.
   C. Review As-Built / Construction plans showing the existing storm sewer system(s).
   D. Utilize local geographic information system (GIS) data throughout the process to develop a storm water management plan for the proposed drainage basin.
   E. Review televised storm sewer inspections (provided by Client).

2. Hydraulic Modeling
   A. Prepare Model of Existing Conditions.
   B. Study the Existing Data.

3. Identify and Analyze Alternative(s)
   A. Summarize opinions and findings including the methods and materials recommended to address the drainage of the specified area.
   B. Include hydrology and hydraulic studies of the proposed water shed area to determine the flow rates, the hydraulic capacity of the drainage network and system geometry evaluation and optimization.
   C. Meet with City to discuss findings and review Alternatives(s).

4. Prepare Opinions of Probable Construct Costs for Recommended Alternative

5. Prepare Recommendation
   A. Prepare an Executive Summary of the study including alternatives, if applicable, and the recommended solution.

SCOPE OF WORK - Derby Street Interceptor Capacity Study

6. Data Collection for the Derby Street Interceptor
   A. GIS Data (provided by Client).
   B. Pick-up survey of undefined areas.
   C. Pick-up survey of areas with inaccurate data.
   D. Site investigation of areas with conflicting data.

7. Develop Flowrates for the Interceptor & Storm Sewer Branches
   A. Utilizing GIS Data of drainage areas and storm sewer data including inverts.
   B. Calculate Time of Concentration for each system that drains into the interceptor.
   C. Develop flowrates at each location for insertion into the hydraulic model.

8. Create a Hydraulic Model of the Derby Street Interceptor

9. Evaluate Storm Events on the Interceptor Model
   A. Review 10 year, 25 year, 50 year, and 100 year recurrence intervals
   B. Adjust tailwater elevations in the model for the various river stages to determine river effects
   C. Meet with City to discuss findings and review Alternatives(s).

10. Prepare Opinions of Probable Construction Costs

11. Prepare Recommendation
    A. Prepare an Executive Summary of the study including alternatives, if applicable, and the recommended solution.

ADDITIONAL SERVICES

Additional services that are not included in the proposed Scope of Work may include (but are not limited to) preparation of bidding documents, preparation of grant applications, developing plans and specifications, preparing permits, construction administration, inspection and/or observation, and additional meetings beyond those identified in the scope and/or deliverables.

Any additional services can be performed as needed with a scope, fee, and schedule to be identified and agreed upon by Midwest Engineering Associates and the City at a later time.

Midwest Engineering
Associates, Inc.

DELIVERABLES

- Site survey of study area
- Hydraulic modeling
- Summary document(s) for posting on the City's web page
- Meeting(s) to discuss the study and findings
- Final Summaries with Opinions of Probable Construction Costs and Recommendations

FEES

Midwest Engineering Associates, Inc. proposes to perform the Scope of Services on a time and materials basis using a 3.00 direct labor multiplier.

Scope of Service Cambridge and Shire Intersection		Fee
1. Information Gathering		$ 2,500
2. Hydraulic Modeling		$ 2,300
3. Identify and Analyze Alternative(s)		$ 2,500
4. Prepare Opinions of Probable Construction Costs		$ 1,100
5. Prepare Recommendation		$ 1,500
	Subtotal:	**$ 9,900**

Scope of Service Derby Street Interceptor Capacity Study		Fee
6. Data Collection for the Derby Street Interceptor		$ 3,800
7. Develop Flowrates for the Interceptor and Storm Sewer Branches		$ 17,900
8. Create a Hydraulic Model of the Derby Street Interceptor		$ 11,800
9. Evaluation Satorm Sewer Events on the Interceptor Model		$ 6,600
10. Prepare Opinions of Probable Construction Costs		$ 5,000
11. Prepare Recommendation		$ 4,200
	Subotal:	**$ 49,300**
	Total:	**$ 59,200**

SCHEDULE

Midwest Engineering Associates can start work immediately upon receipt of an executed copy of this agreement, or written notice to proceed, or e-mail referring to this proposal with instructions to proceed. Midwest estimates it will take approximately 25 working days from receiving a notice to proceed to complete the Scope of Services.

Attached to this proposal are our General Conditions of Service, which are expressly incorporated into, and are an integral part of, our contract for professional services. Please indicate your acceptance of this proposal by having an authorized representative of the City of Pekin execute a complete copy and return it to our office.

Your acceptance of our proposal confirms that the terms and conditions are understood, including payment to Midwest Engineering Associates, Inc. upon receipt of the invoice, unless specifically

Midwest Engineering Associates, Inc.

arranged otherwise in writing. Of course, if you wish to discuss the terms, conditions, and provisions of our proposal, we would be pleased to do so.

We look forward to working with you and other City Staff and sincerely appreciate the opportunity to be a part of this project.

Sincerely,

Robert D. Culp, P.E.
Senior Project Manager

David L. Horton, P.E.
Senior Project Manager

DLH

Attachments:
General Conditions of Service

Responsible for Payment and Accepted by:

Signature: _____

Name (please print): _____

Title (please print): _____

Firm: _____

Date: _____

Midwest Engineering
Associates, Inc.

Midwest Engineering Associates, Inc.
General Conditions Agreement for Professional Services

To assure an understanding of matters related to mutual responsibilities, these General Conditions are made a part of the Agreement.

1. **WARRANTY**
   a. In performing its professional services hereunder, the services of Midwest Engineering Associates, Inc. will be of the kind and quality designated and will be performed by qualified personnel, under similar circumstances, by reputable members of its profession currently practicing in the same or similar locality. No other warranties, express or implied, is made or intended by Midwest Engineering Associates, Inc.'s undertaking herein or its performance of services hereunder.

2. **RISK ALLOCATION**
   a. The total liability, in the Agreement, of Midwest Engineering Associates, Inc. and Midwest Engineering Associates, Inc.'s officers, directors, employees, agents and consultants, and any of them, to Client and anyone claiming by, through or under Client, for any and all injuries, claims, losses, expenses, or damages arising out of Midwest Engineering Associates, Inc.'s services, the Project of this Agreement, including but not limited to negligence, errors, omissions, strict liability or breach of contract of Midwest Engineering Associates, Inc. or Midwest Engineering Associates, Inc.'s officers, directors, employees, agents and consultants, and any of them shall not exceed the total compensations received by Midwest Engineering Associates, Inc. under this Agreement or the total amount of $50,000, whichever is greater.
   b. In the event the Client is unwilling or unable to limit Midwest Engineering Associates, Inc.'s liability in accordance with the provisions set forth in these General Conditions, then the Client agrees to pay Midwest Engineering Associates, Inc. a sum equivalent to an additional amount of 5% of the total fee to be charged for Midwest Engineering Associates, Inc.'s services, which sum shall be a "Waiver of Limitation of Liability Charge." This charge is not a charge for insurance of any type, but will be deemed increased consideration for greater risk.

3. **REUSE OF DOCUMENTS**
   a. All documents including drawings and specifications prepared by Midwest Engineering Associates, Inc. pursuant to this Agreement are instruments of service. They are not intended or represented to be suitable for reuse by Client or others on extensions of the Project, or any other project. Any reuse without specific written verification or adaptation by Midwest Engineering Associates, Inc. will be at Client's sole risk and without liability or legal exposure to Midwest Engineering Associates, Inc.; and Client shall indemnify and hold harmless Midwest Engineering Associates, Inc. from all claims, damages, losses and expenses including attorney's fees arising out of or resulting therefrom. Any such verification or adaptation will entitle Midwest Engineering Associates, Inc. to further compensations at rates to be agreed upon by Client and Midwest Engineering Associates, Inc.

4. **CONFIDENTIALITY**
   a. Each party shall retain as confidential all information and data furnished to it by the other party which are designated in writing by such other party as confidential at the same time of transmission and said party shall not reveal such information to any third party.

5. **PAYMENT**
   a. Payment for services rendered shall be made monthly in accordance with invoices rendered by Midwest Engineering Associates, Inc. If payment is to be on a Lump Sum basis, monthly invoices will be based on the portion of the total services completed during the month as estimated by Midwest Engineering Associates, Inc. If payment is to be on a Standard Hourly basis, or a Multiplier or direct labor basis, monthly invoices will be computed from the actual effort applied during the month. If Client requires work beyond the standard 40 hour work week overtime rates shall apply. Overtime shall be time and a half of applicable labor rate or direct multiplier. If Client does not accept new Standard Hourly Rate schedules adopted by Midwest Engineering Associates, Inc. on an annual basis, Midwest Engineering Associates, Inc. may terminate the Agreement and/or cease performing services under the Agreement until paid in full.

b. Any and all changes or deviations in the scope of work defined ordered by Client must be in writing, the contract sum being increased or decreased accordingly by Midwest Engineering Associates, Inc. Any claims for increases in the cost of the work must be presented by Midwest Engineering Associates, Inc. to the Client in writing, and written approval of the Client shall be obtained by Midwest Engineering Associates, Inc. before proceeding with the ordered change or revision.

c. Invoices, or part thereof, which are not paid within 30 days after the date of their issue shall be assessed a service charge at the rate of 1 ½% per month. Client will pay on demand all collection costs, legal expenses and attorneys' fees incurred or paid by Midwest Engineering Associates, Inc. in collecting payment, including service charge, for services rendered. Non-payment of invoices shall be cause for suspension of services by Midwest Engineering Associates, Inc.

6. **SUBCONTRACTING**
   a. Each party has the right to subcontract any and all services, duties, and obligations of the Agreement.

7. **TERMINATION**
   a. At any time, either Midwest Engineering Associates, Inc. or the Client may terminate, with or without cause, by giving seven days advance written notice to the other party. If Midwest Engineering Associates, Inc. terminates its consulting relationship with the Client, the Client shall have the option, in its complete discretion, to terminate Midwest Engineering Associates, Inc. immediately without the running of any notice period. In the event of termination, Midwest Engineering Associates, Inc. shall be compensated by Client for all services rendered to the date of termination plus reasonable termination costs to organize Midwest Engineering Associates, Inc.'s files and any reasonable expenses incurred by Midwest Engineering Associates, Inc. to coordinate efforts with another party.

8. **USE OF WORK PRODUCT**
   a. Except as specifically set forth in writing and signed by both Midwest Engineering Associates, Inc. and Client, Midwest Engineering Associates, Inc. shall have all copyright and patent rights with respect to all materials developed under this contract, and Midwest Engineering Associates, Inc. is hereby granted a non-exclusive license to use and employ such materials within Midwest Engineering Associates, Inc. business.

9. **CONSTRUCTION RESPONSIBILITY**
   a. Midwest Engineering Associates, Inc. shall not be responsible for the means, methods, procedures, techniques, or sequences of construction, nor safety on the job site, nor shall Midwest Engineering Associates, Inc. be responsible for the Contractor's failure to carry out the work in accordance with the contract documents.

10. **OPINIONS OF COST**
    a. Since Midwest Engineering Associates, Inc. has no control over the cost of labor, materials, or equipment, or over a Contractor's method of determining prices, or over competitive bidding or market conditions, the opinions of probable project cost or construction that may be provided will be based solely on Midwest Engineering Associates, Inc.'s own experience and represent his best judgment as a design professional familiar with the construction industry, but Midwest Engineering Associates, Inc. cannot, and does not, guarantee that proposals, bids or the construction cost will vary from opinion s of probable cost prepared by Midwest Engineering Associates, Inc.

11. **ATTORNEY'S FEES**
    a. In the event of litigation based upon, or arising out of, this Agreement, the losing party will pay to the prevailing party all costs of expenses, including attorney's fees, incurred by the prevailing party in the enforcing of any of the covenants and provisions of this Agreement and incurred in any action brought on account of the provisions of this Agreement and incurred in any action brought on account of the provisions hereof, and all such costs, expenses and attorney's fees may be included in and form a part of any judgment entered in any proceeding brought on or under this Agreement. This Agreement shall be bound by the governing laws of the State of Illinois. The parties hereto stipulate and agree that any litigation based upon or arising out of this Agreement shall be filed in the Circuit Court of Peoria County, Illinois.

Midwest Engineering
Associates, Inc.

12. COMPLIANCE WITH CODES AND STANDARDS
    a. In the performance of all services to be provided hereunder, Midwest Engineering Associates, Inc. and Client agree to put forth reasonable professional efforts to comply with codes, regulations and laws in effect as of this Agreement date.

13. STANDARD OF CARE
    a. Services performed by MIDWEST under this Agreement will be conducted in a manner consistent with that level of care and skill ordinarily exercised by members of the profession currently practicing under similar conditions. No other representation expressed or implied, and no warranty or guarantee is included or intended in this Agreement, or in any report, opinion, document, or otherwise.

14. HAZARDOUS MATERIALS
    a. Any hazardous or toxic substances encountered by associated with services provided by Midwest Engineering Associates, Inc. for the Project shall at no time be or become the property of Midwest Engineering Associates, Inc. Arrangements for handling the hazardous or toxic substances, which are made by Midwest Engineering Associates, Inc., shall be made solely and exclusively on Client's behalf and benefit and Client shall indemnify and hold harmless Midwest Engineering Associates, Inc. from and against any and all liability which arises out of the hazardous or toxic substance handling.

REQUEST FOR COUNCIL ACTION

To: Mayor and Council

CC: City Manager Joseph Wuellner

From: Sue E. McMillan, City Clerk

CONSENT AGENDA ITEM: Resolution No. 13 12/13 Annual Prevailing Wage

AGENDA DATE REQUESTED: June 25, 2012

ACTION REQUESTED: Adoption of the Annual Prevailing Wage resolution and publication.

DESCRIPTION: The Prevailing Wage Act requires contractors and subcontractors to pay laborers, workers and mechanics employed on Public Works construction projects no less than the general prevailing rate of wages (consisting of hourly cash wages plus fringe benefits) for work of a similar character in the county where the work is performed.

The City of Pekin, by policy, during the month of June of each calendar year, investigates the rate of wages to be paid and post or keeps available its determination. The City of Pekin accepts the Illinois Department of Labor's ascertained list of classifications and rates for Tazewell County. This information is attached to the Resolution, which remains posted in the lobby of City Hall throughout the year.

After acceptance by the Council the adopted resolution is certified and filed in the office of the Secretary of State in Springfield pursuant to the Act and 820 ILCS 130-9. For compliance a Legal Notice is then published in the *Pekin Times*, making the public aware that the information is available for inspection of interested parties. The City must also include provisions concerning the prevailing wage into each public works ordinance, bid, bid specifications, and contract.

Modifications were made to the language in 2011 removing excluded projects, minimum contract dollar amounts, and prerequisite of contractors.

FINANCIAL IMPACT: None.

NEIGHBORHOOD CONCERNS: None.

IMPACT IF APPROVED: Pay rates for Tazewell County paid to trade classifications listed on the IDOT schedule.

IMPACT IF DENIED: Potential compromise of funding sources for various public works projects.

ALTERNATIVES: Not to adopt a prevailing wage policy and the Department of Labor determines the prevailing wage for the public body.

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 improve 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: Sue V. McMillan	
Finance Department (Certification of Availability of Funds)**:** Date:	
Corporation Counsel: Date:	
City Manager: Date:	

RESOLUTION NO. 43 - 12/13

A RESOLUTION OF THE CITY OF PEKIN, TAZEWELL COUNTY, ILLINOIS ASCERTAINING THE PREVAILING RATES OF WAGES FOR LABORERS, WORKERS AND MECHANICS EMPLOYED AT PUBLIC WORKS OF THE CITY OF PEKIN

WHEREAS, the Prevailing Wage Law, Chapter 820 ILCS 130/1-12, Illinois Compiled Statutes approved June 26, 1941, as amended, requires that each public body awarding any construction contract for public work or doing such work by day labor shall annually ascertain the general prevailing hourly rates of wages for employees engaged on such work; and

WHEREAS, "public work", as defined in the Prevailing Wage Law, includes commercial or industrial projects financed in whole or in part through the issuance of revenue bonds by the City of Pekin under authority of the Industrial Project Bond Act or Home Rule Ordinance, without regard to what person or entity formally contracts for such work; and

WHEREAS, the statutes further provide that said rates be published, publicly posted and/or kept available for inspection by any interested party and a certified copy hereof must be promptly filed in the Office of the Secretary of State and Labor Department and be provided to others on request; and

WHEREAS, the City of Pekin believes Prevailing Wage Law shall apply to private commercial economic development projects directly supported by public funds, including projects supported by Tax Increment Financing or tax incentives of any kind.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Pekin, County of Tazewell, State of Illinois, that the prevailing wages as set forth in the document attached hereto are incorporated herein by reference as the prevailing rates of hourly wages in the City of Pekin, Illinois for the laborers, workers and mechanics specified therein who are engaged in the construction of public works within the jurisdiction of this municipality; and

BE IT FURTHER RESOLVED that the prevailing wages set forth in the document attached hereto and incorporated by reference shall be paid to laborers, workers and mechanics specified therein when such persons perform work on private commercial economic development projects directly supported by public funds, including projects supported by Tax Increment Financing or tax incentives of any kind.

BE IT RESOLVED that nothing herein contained shall be constructed to apply said prevailing hourly rates of wages in the locality to any work or employment other than public works or private commercial economic development projects directly supported by public funds as defined in the Act and this Resolution; and

BE IT RESOLVED that the City Clerk shall publicly post or keep available for inspection by any interested party in the main office of this City this determination of prevailing rates of wages; and

BE IT RESOLVED that the City Clerk shall mail a copy of this determination to any employer, any association of employers, and to any person or association of employees who have filed or do file their names and addresses with the Clerk requesting copies of any determination under said law of the particular rates and of the particular classes of persons whose wages will be affected by such rates; and

BE IT RESOLVED that the City Clerk shall promptly file a certified copy of this Resolution with the Secretary of State and the Department of Labor of the State of Illinois; and

BE IT RESOLVED that the City Clerk, as required by law, shall cause to be published in a newspaper of general circulation within the area of this municipality a notice of this determination and that it is effective prevailing wage determination of this public body.

ADOPTED AND APPROVED THIS 25TH DAY OF JUNE, 2012.

_____
Laurie L. Barra, Mayor

ATTEST:

_____
Sue E. McMillan, City Clerk

CERTIFICATE

I, SUE E. MCMILLAN, CITY CLERK IN AND FOR THE CITY OF PEKIN, IN THE COUNTIES OF TAZEWELL AND PEORIA, IN THE STATE OF ILLINOIS, AND KEEPER OF THE RECORDS AND FILES THEREOF, AS PROVIDED BY STATUTE, DO HEREBY CERTIFY THE ATTACHED TO BE A TRUE AND COMPLETE COPY OF RESOLUTION NO. 43-12/13 PREVAILING WAGE, ADOPTED UNANIMOUSLY AT THE COUNCIL MEETING ON JUNE 25, 2012.

GIVEN UNDER MY HAND AND SEAL THIS 25TH DAY OF JUNE 2012.

[SEAL]

_____

SUE E. MCMILLAN
CITY CLERK

Tazewell County Prevailing Wage for June 2012

(See explanation of column headings at bottom of wages)

Trade Name	RG	TYP	C	Base	FRMAN	*M-F>8	OSA	OSH	H/W	Pensn	Vac	Trng
ASBESTOS ABT-GEN	NW	BLD		25.970	27.470	1.5	1.5	2.0	7.700	12.95	0.000	0.800
ASBESTOS ABT-GEN	NW	HWY		28.750	30.000	1.5	1.5	2.0	7.700	13.95	0.000	0.850
ASBESTOS ABT-GEN	SE	BLD		25.820	26.570	1.5	1.5	2.0	7.550	11.50	0.000	0.800
ASBESTOS ABT-MEC		BLD		31.280	0.000	1.5	1.5	2.0	10.82	10.66	0.000	0.720
BOILERMAKER		BLD		35.010	38.010	2.0	2.0	2.0	7.070	13.83	0.000	0.300
BRICK MASON		BLD		31.690	33.190	1.5	1.5	2.0	7.400	8.880	0.000	0.530
CARPENTER		BLD		29.290	31.540	1.5	1.5	2.0	7.350	12.55	0.000	0.420
CARPENTER		HWY		30.230	32.480	1.5	1.5	2.0	7.350	12.94	0.000	0.420
CEMENT MASON		BLD		26.600	28.350	1.5	1.5	2.0	8.140	12.80	0.000	0.500
CEMENT MASON		HWY		27.830	29.330	1.5	1.5	2.0	8.140	13.23	0.000	0.500
CERAMIC TILE FNSHER		BLD		29.380	0.000	1.5	1.5	2.0	7.400	8.880	0.000	0.520
ELECTRIC PWR EQMT OP		ALL		35.440	0.000	1.5	1.5	2.0	5.000	10.98	0.000	0.270
ELECTRIC PWR GRNDMAN		ALL		24.320	0.000	1.5	1.5	2.0	5.000	7.540	0.000	0.180
ELECTRIC PWR LINEMAN		ALL		39.370	41.910	1.5	1.5	2.0	5.000	12.20	0.000	0.300
ELECTRIC PWR TRK DRV		ALL		25.510	0.000	1.5	1.5	2.0	5.000	7.920	0.000	0.190
ELECTRICIAN		BLD		34.820	37.320	1.5	1.5	2.0	5.350	10.08	0.000	0.400
ELECTRONIC SYS TECH		BLD		27.430	29.180	1.5	1.5	2.0	5.350	9.320	0.000	0.400
ELEVATOR CONSTRUCTOR		BLD		40.250	45.280	2.0	2.0	2.0	11.03	11.96	2.415	0.000
GLAZIER		BLD		30.770	32.770	1.5	1.5	2.0	9.700	7.700	0.000	1.250
HT/FROST INSULATOR		BLD		41.700	44.200	1.5	1.5	2.0	10.82	11.86	0.000	0.720
IRON WORKER		BLD		30.120	31.870	1.5	1.5	2.0	8.890	11.01	0.000	0.440
IRON WORKER		HWY		33.070	35.070	1.5	1.5	2.0	8.890	11.01	0.000	0.390
LABORER	NW	BLD		24.970	26.470	1.5	1.5	2.0	7.700	12.95	0.000	0.800
LABORER	NW	HWY		28.000	29.250	1.5	1.5	2.0	7.700	13.95	0.000	0.800
LABORER	SE	BLD		25.820	26.570	1.5	1.5	2.0	7.550	11.50	0.000	0.800
LABORER	SE	HWY		29.010	30.010	1.5	1.5	2.0	7.550	13.04	0.000	0.800
LATHER		BLD		29.290	31.540	1.5	1.5	2.0	7.350	12.55	0.000	0.420
MACHINERY MOVER		HWY		33.070	35.070	1.5	1.5	2.0	8.890	11.01	0.000	0.390
MACHINIST		BLD		43.160	45.160	1.5	1.5	2.0	7.980	8.950	0.000	0.000
MARBLE FINISHERS		BLD		29.380	0.000	1.5	1.5	2.0	7.400	8.880	0.000	0.520
MARBLE MASON		BLD		31.140	32.390	1.5	1.5	2.0	7.400	8.880	0.000	0.520
MILLWRIGHT		BLD		30.240	32.490	1.5	1.5	2.0	7.350	11.94	0.000	0.420
MILLWRIGHT		HWY		31.380	33.630	1.5	1.5	2.0	7.350	12.29	0.000	0.420
OPERATING ENGINEER		BLD	1	32.290	35.290	1.5	1.5	2.0	7.250	11.65	0.000	2.200
OPERATING ENGINEER		BLD	2	30.140	35.290	1.5	1.5	2.0	7.250	11.65	0.000	2.200
OPERATING ENGINEER		BLD	3	28.560	35.290	1.5	1.5	2.0	7.250	11.65	0.000	2.200
OPERATING ENGINEER		HWY	1	35.000	38.000	1.5	1.5	2.0	9.000	12.50	0.000	2.600
OPERATING ENGINEER		HWY	2	32.490	38.000	1.5	1.5	2.0	9.000	12.50	0.000	2.600
OPERATING ENGINEER		HWY	3	28.340	38.000	1.5	1.5	2.0	9.000	12.50	0.000	2.600
PAINTER		ALL		32.200	34.200	1.5	1.5	1.5	8.950	8.200	0.000	1.250
PAINTER SIGNS		BLD		33.920	38.090	1.5	1.5	1.5	2.600	2.710	0.000	0.000
PILEDRIVER		BLD		29.790	32.040	1.5	1.5	2.0	7.350	12.55	0.000	0.420
PILEDRIVER		HWY		31.230	33.480	1.5	1.5	2.0	7.350	12.94	0.000	0.420
PIPEFITTER		BLD		36.500	40.520	1.5	1.5	2.0	7.000	11.63	0.000	1.010
PLASTERER		BLD		27.000	28.250	1.5	1.5	2.0	8.140	12.33	0.000	0.500
PLUMBER		BLD		33.060	36.040	1.5	1.5	2.0	7.000	13.01	0.000	0.900
ROOFER		BLD		27.830	29.220	1.5	1.5	2.0	7.950	7.220	0.000	0.250
SHEETMETAL WORKER		BLD		31.920	33.520	1.5	1.5	2.0	7.270	13.08	0.000	0.660
SIGN HANGER		HWY		33.070	35.070	1.5	1.5	2.0	8.890	11.01	0.000	0.390
SPRINKLER FITTER		BLD		36.140	38.890	1.5	1.5	2.0	8.100	8.200	0.000	0.350
STEEL ERECTOR		HWY		33.070	35.070	1.5	1.5	2.0	8.890	11.01	0.000	0.390
STONE MASON		BLD		31.690	33.190	1.5	1.5	2.0	7.400	8.880	0.000	0.530
TERRAZZO FINISHER		BLD		29.380	0.000	1.5	1.5	2.0	7.400	8.880	0.000	0.520
TERRAZZO MASON		BLD		31.140	32.390	1.5	1.5	2.0	7.400	8.880	0.000	0.520
TILE MASON		BLD		31.140	32.390	1.5	1.5	2.0	7.400	8.880	0.000	0.520

TRUCK DRIVER	ALL	1	30.350	0.000	1.5	1.5	2.0	10.05	4.610	0.000	0.250
TRUCK DRIVER	ALL	2	30.790	0.000	1.5	1.5	2.0	10.05	4.610	0.000	0.250
TRUCK DRIVER	ALL	3	30.990	0.000	1.5	1.5	2.0	10.05	4.610	0.000	0.250
TRUCK DRIVER	ALL	4	31.270	0.000	1.5	1.5	2.0	10.05	4.610	0.000	0.250
TRUCK DRIVER	ALL	5	32.090	0.000	1.5	1.5	2.0	10.05	4.610	0.000	0.250
TRUCK DRIVER	O&C	1	24.280	0.000	1.5	1.5	2.0	10.05	4.610	0.000	0.250
TRUCK DRIVER	O&C	2	24.630	0.000	1.5	1.5	2.0	10.05	4.610	0.000	0.250
TRUCK DRIVER	O&C	3	24.790	0.000	1.5	1.5	2.0	10.05	4.610	0.000	0.250
TRUCK DRIVER	O&C	4	25.020	0.000	1.5	1.5	2.0	10.05	4.610	0.000	0.250
TRUCK DRIVER	O&C	5	25.670	0.000	1.5	1.5	2.0	10.05	4.610	0.000	0.250
TUCKPOINTER	BLD		31.690	33.190	1.5	1.5	2.0	7.400	8.880	0.000	0.530

Legend:

RG (Region)
TYP (Trade Type - All,Highway,Building,Floating,Oil & Chip,Rivers)
C (Class)
Base (Base Wage Rate)
FRMAN (Foreman Rate)
M-F>8 (OT required for any hour greater than 8 worked each day, Mon through Fri.
OSA (Overtime (OT) is required for every hour worked on Saturday)
OSH (Overtime is required for every hour worked on Sunday and Holidays)
H/W (Health & Welfare Insurance)
Pensn (Pension)
Vac (Vacation)
Trng (Training)

Explanations

TAZEWELL COUNTY

ASBESTOS - See Laborers

CARPENTERS (NORTH) - That part of the county North including the towns of Marquette Hts., Morton, Creve Coeur and Deer Creek.

LABORERS (NORTHWEST) - The area bounded by the old city limits of East Peoria.

MILLWRIGHTS - See Carpenters
PILEDRIVERS - See Carpenters

The following list is considered as those days for which holiday rates of wages for work performed apply: New Years Day, Memorial Day, Fourth of July, Labor Day, Thanksgiving Day, Christmas Day and Veterans Day in some classifications/counties. Generally, any of these holidays which fall on a Sunday is celebrated on the following Monday. This then makes work performed on that Monday payable at the appropriate overtime rate for holiday pay. Common practice in a given local may alter certain days of celebration. If in doubt, please check with IDOL.

Oil and chip resealing (O&C) means the application of road oils and liquid asphalt to coat an existing road surface, followed by application of aggregate chips or gravel to coated surface, and subsequent rolling of material to seal the surface.

EXPLANATION OF CLASSES

ASBESTOS - GENERAL - removal of asbestos material/mold and hazardous materials from any place in a building, including mechanical systems where those mechanical systems are to be removed. This includes the removal of asbestos materials/mold and hazardous materials from ductwork or pipes in a building when the building is to be demolished

at the time or at some close future date.

ASBESTOS - MECHANICAL - Removal of asbestos material from mechanical systems, such as pipes, ducts, and boilers, where the mechanical systems are to remain.

CERAMIC TILE FINISHER, MARBLE FINISHER, TERRAZZO FINISHER

Assisting, helping or supporting the tile, marble and terrazzo mechanic by performing their historic and traditional work assignments required to complete the proper installation of the work covered by said crafts. The term "Ceramic" is used for naming the classification only and is in no way a limitation of the product handled. Ceramic takes into consideration most hard tiles.

ELECTRONIC SYSTEMS TECHNICIAN

Installation, service and maintenance of low-voltage systems which utilizes the transmission and/or transference of voice, sound, vision, or digital for commercial, education, security and entertainment purposes for the following: TV monitoring and surveillance, background/foreground music, intercom and telephone interconnect, field programming, inventory control systems, microwave transmission, multi-media, multiplex, radio page, school, intercom and sound burglar alarms and low voltage master clock systems.

Excluded from this classification are energy management systems, life safety systems, supervisory controls and data acquisition systems not intrinsic with the above listed systems, fire alarm systems, nurse call systems and raceways exceeding fifteen feet in length.

TRUCK DRIVER - BUILDING, HEAVY AND HIGHWAY CONSTRUCTION

Class 1. Drivers on 2 axle trucks hauling less than 9 ton. Air compressor and welding machines and brooms, including those pulled by separate units, truck driver helpers, warehouse employees, mechanic helpers, greasers and tiremen, pickup trucks when hauling materials, tools, or workers to and from and on-the-job site, and fork lifts up to 6,000 lb. capacity.

Class 2. Two or three axle trucks hauling more than 9 ton but hauling less than 16 ton. A-frame winch trucks, hydrolift trucks, vactor trucks or similar equipment when used for transportation purposes. Fork lifts over 6,000 lb. capacity, winch trucks, four axle combination units, and ticket writers.

Class 3. Two, three or four axle trucks hauling 16 ton or more. Drivers on water pulls, articulated dump trucks, mechanics and working forepersons, and dispatchers. Five axle or more combination units.

Class 4. Low Boy and Oil Distributors.

Class 5. Drivers who require special protective clothing while employed on hazardous waste work.

TRUCK DRIVER - OIL AND CHIP RESEALING ONLY.

This shall encompass laborers, workers and mechanics who drive contractor or subcontractor owned, leased, or hired pickup, dump, service, or oil distributor trucks. The work includes transporting materials and equipment (including but not limited to, oils, aggregate supplies, parts, machinery and tools) to or from the job site;

distributing oil or liquid asphalt and aggregate; stock piling material when in connection with the actual oil and chip contract. The Truck Driver (Oil & Chip Resealing) wage classification does not include supplier delivered materials.

OPERATING ENGINEERS - BUILDING

Class 1. Cranes; Overhead Cranes; Gradall; All Cherry Pickers; Mechanics; Central Concrete Mixing Plant Operator; Road Pavers (27E - Dual Drum - Tri Batchers); Blacktop Plant Operators and Plant Engineers; 3 Drum Hoist; Derricks; Hydro Cranes; Shovels; Skimmer Scoops; Koehring Scooper; Drag Lines; Backhoe; Derrick Boats; Pile Drivers and Skid Rigs; Clamshells; Locomotive Cranes; Dredge (all types) Motor Patrol; Power Blades - Dumore - Elevating and similar types; Tower Cranes (Crawler-Mobile) and Stationary; Crane-type Backfiller; Drott Yumbo and similar types considered as Cranes; Caisson Rigs; Dozer; Tournadozer; Work Boats; Ross Carrier; Helicopter; Tournapulls - all and similar types; Scoops (all sizes); Pushcats; Endloaders (all types); Asphalt Surfacing Machine; Slip Form Paver; Rock Crusher; Heavy Equipment Greaser; CMI, CMI Belt Placer, Auto Grade & 3 Track and similar types; Side Booms; Multiple Unit Earth Movers; Creter Crane; Trench Machine; Pump-crete-Belt Crete-Squeeze Cretes-Screw-type Pumps and Gypsum; Bulker & Pump - Operator will clean; Formless Finishing Machine; Flaherty Spreader or similar types; Screed Man on Laydown Machine; Wheel Tractors (industrial or Farm-type w/Dozer-Hoe-Endloader or other attachments); F.W.D. & Similar Types; Vermeer Concrete Saw.

Class 2. Dinkeys; Power Launches; PH One-pass Soil Cement Machine (and similar types); Pugmill with Pump; Backfillers; Euclid Loader; Forklifts; Jeeps w/Ditching Machine or other attachments; Tuneluger; Automatic Cement and Gravel Batching Plants; Mobile Drills (Soil Testing) and similar types; Gurries and Similar Types; (1) and (2) Drum Hoists (Buck Hoist and Similar Types); Chicago Boom; Boring Machine & Pipe Jacking Machine; Hydro Boom; Dewatering System; Straw Blower; Hydro Seeder; Assistant Heavy Equipment Greaser on Spread; Tractors (Track type) without Power Unit pulling Rollers; Rollers on Asphalt -- Brick Macadem; Concrete Breakers; Concrete Spreaders; Mule Pulling Rollers; Center Stripper; Cement Finishing Machines & CMI Texture & Reel Curing Machines; Cement Finishing Machine; Barber Green or similar loaders; Vibro Tamper (All similar types) Self-propelled; Winch or Boom Truck; Mechanical Bull Floats; Mixers over 3 Bag to 27E; Tractor pulling Power Blade or Elevating Grader; Porter Rex Rail; Clary Screed; Truck Type Hoptoe Oilers; Fireman; Spray Machine on Paving; Curb Machines; Truck Crane Oilers; Oil Distributor; Truck-Mounted Saws.

Class 3. Air Compressor; Power Subgrader; Straight Tractor; Trac Air without attachments; Herman Nelson Heater, Dravo, Warner, Silent Glo, and similar types; Roller: Five (5) Ton and under on Earth or Gravel; Form Grader; Crawler Crane & Skid Rig Oilers; Freight Elevators - permanently installed; Pump; Light Plant; Generator; Conveyor (1) or (2) - Operator will clean; Welding Machine; Mixer (3) Bag and Under (Standard Capacity with skip); Bulk Cement Plant; Oiler on Central Concrete Mixing Plant.

OPERATING ENGINEERS - HEAVY AND HIGHWAY CONSTRUCTION

CLASS 1. Cranes; Hydro Cranes; Shovels; Crane Type Backfiller; Tower, Mobile, Crawler, & Stationary Cranes; Derricks; Hoists (3 Drum); Draglines; Drott Yumbo & Similar Types considered as Cranes; 360 Degree Swing Excavator (Shears, Grapples, Movacs, etc.); Back Hoe;

Derrick Boats; Pile Driver and Skid Rigs; Clam Shell; Locomotive - Cranes; Road Pavers - Single Drum - Dual Drum - Tri Batcher; Motor Patrols & Power Blades - Dumore - Elevating & Similar Types; Mechanics; Central Concrete Mixing Plant Operator; Asphalt Batch Plant Operators and Plant Engineers; Gradall; Caisson Rigs; Skimmer Scoop - Koering Scooper; Dredges (all types); Hoptoe; All Cherry Pickers; Work Boat; Ross Carrier; Helicopter; Dozer; Tournadozer; Tournapulls - all and similar types; Operation of Concrete and all Recycle Machines; Multiple Unit Earth Movers; Scoops (all sizes); Pushcats; Endloaders (all types); Asphalt Surfacing Machine; Slip Form Paver; Rock Crusher; Operation of Material Crusher, Screening Plants, and Tunnel Boring Machine; Heavy Equipment Greaser (top greaser on spread); CMI, Auto Grade, CMI Belt Placer & 3 Track and Similar Types; Side Booms; Asphalt Heater & Planer Combination (used to plane streets); Wheel Tractors (with Dozer, Hoe or Endloader Attachments); CAT Earthwork Compactors and Similar Types; Blaw Knox Spreader and Similar Types; Trench Machines; Pump Crete - Belt Crete - Squeeze Crete - Screw Type Pumps and Gypsum (operator will clean); Creter Crane; Operation of Concrete Pump Truck; Formless Finishing Machines; Flaherty Spreader or Similar Types; Screed Man on Laydown Machine; Vermeer Concrete Saw; Operation of Laser Screed; Span Saw; Dredge Leverman; Dredge Engineer; Lull or Similar Type; Hydro-Boom Truck; Operation of Guard Rail Machine; and Starting Engineer on Pipeline or Construction (11 or more pieces) including: Air Compressor (Trailer Mounted), All Forced Air Heaters (regardless of Size), Water Pumps (Greater than 4-1/2" or Total Discharge Over 4-1/2"), Light Plants, Generators (Trailer Mounted - Excluding Decontamination Trailer), Welding Machines (Any Size or Mode of Power), Conveyor, Mixer (any size), Stud Welder, Power Pac, etc, and Ground Heater (Trailer Mounted).

CLASS 2. Bulker & Pump; Power Launches; Boring Machine & Pipe Jacking Machine; Dinkeys; Operation of Carts, Powered Haul Unit for a Boring Machine; P & H One Pass Soil Cement Machines and Similar Types; Wheel Tractors (Industry or Farm Type - Other); Back Fillers; Euclid Loader; Fork Lifts; Jeep w/Ditching Machine or Other Attachments; Tunneluger; Automatic Cement & Gravel Batching Plants; Mobile Drills - Soil Testing and Similar Types; Pugmill with Pump; All (1) and (2) Drum Hoists; Dewatering System; Straw Blower; Hydro-Seeder; Bump Grinders (self-propelled); Assistant Heavy Equipment Greaser; Apsco Spreader; Tractors (Track-Type) without Power Units Pulling Rollers; Rollers on Asphalt - Brick or Macadam; Concrete Breakers; Concrete Spreaders; Cement Strippers; Cement Finishing Machines & CMI Texture & Reel Curing Machines; Vibro-Tampers (All Similar Types Self-Propelled); Mechanical Bull Floats; Self-Propelled Concrete Saws; Truck Mounted Power Saws; Operation of Curb Cutters; Mixers - Over Three (3) Bags; Winch and Boom Trucks; Tractor Pulling Power Blade or Elevating Grader; Porter Rex Rail; Clary Screed; Mule Pulling Rollers; Pugmill without Pump; Barber Greene or Similar Loaders; Track Type Tractor w/Power Unit attached (minimum); Fireman; Spray Machine on Paving; Curb Machines; Paved Ditch Machine; Power Broom; Self-Propelled Sweepers; Self-Propelled Conveyors; Power Subgrader; Oil Distributor; Straight Tractor; Truck Crane Oiler; Truck Type Oilers; Directional Boring Machine; Horizontal Directional Drill; Articulating End Dump Vehicles; Starting Engineer on Pipeline or Construction (6 -10 pieces) including: Air Compressor (Trailer Mounted), All Forced Air Heaters (regardless of Size), Water Pumps (Greater than 4-1/2" or Total Discharge Over 4-1/2"), Light Plants, Generators (Trailer Mounted - Excluding Decontamination Trailer), Welding Machines (Any Size or Mode of Power), Conveyor, Mixer (any size), Stud Welder, Power Pac, etc., and Ground Heater (Trailer Mounted).

CLASS 3. Straight Framed Truck Mounted Vac Unit (separately powered); Trac Air Machine (without attachments); Rollers - Five Ton and Under on Earth and Gravel; Form Graders; Bulk Cement Plant; Oilers; and Starting Engineer on Pipeline or Construction (3 - 5 pieces) including: Air Compressor (Trailer Mounted), All Forced Air Heaters (regardless of Size), Water Pumps (Greater than 4-1/2" or Total Discharge Over 4-1/2"), Light Plants, Generators (Trailer Mounted - Excluding Decontamination Trailer), Welding Machines (Any Size or Mode of Power), Conveyor, Mixer (any size), Stud Welder, Power Pac, etc., and Ground Heater (Trailer Mounted).

Other Classifications of Work:

For definitions of classifications not otherwise set out, the Department generally has on file such definitions which are available. If a task to be performed is not subject to one of the classifications of pay set out, the Department will upon being contacted state which neighboring county has such a classification and provide such rate, such rate being deemed to exist by reference in this document. If no neighboring county rate applies to the task, the Department shall undertake a special determination, such special determination being then deemed to have existed under this determination. If a project requires these, or any classification not listed, please contact IDOL at 217-782-1710 for wage rates or clarifications.

LANDSCAPING

Landscaping work falls under the existing classifications for laborer, operating engineer and truck driver. The work performed by landscape plantsman and landscape laborer is covered by the existing classification of laborer. The work performed by landscape operators (regardless of equipment used or its size) is covered by the classifications of operating engineer. The work performed by landscape truck drivers (regardless of size of truck driven) is covered by the classifications of truck driver.

LEGAL NOTICE

NOTICE OF
RESOLUTION NO. 43 – 12/13
PREVAILING WAGE RATES

TAKE NOTICE that the City Council of the City of Pekin, pursuant to "An Act regulating wages of laborers, mechanics and other workers employed in any public works by State, county, city or any public body or any political subdivision or by anyone under contract for public works," approved June 26, 1941 as amended, has determined on, and as effective from June 25, 2012, that the general prevailing rate of wages in this locality for laborers, mechanics and other workers engaged in the construction of public works coming under the jurisdiction of the City of Pekin is the same as determined by the Department of Labor of the State of Illinois for Tazewell County as of June 1, 2012. A copy of the full Resolution and the Department of Labor determination is available for inspection by any interested party in the Office of the City Clerk, 111 South Capitol Street, Pekin, Illinois 61554, and to any employer or association of employers and any person or association of employees who have filed, or file their names and addresses, requesting copies of the same.

BY: Sue E. McMillan, City Clerk
City of Pekin, County of Tazewell
111 South Capitol Street
Pekin, Illinois 61554

COUNCIL/MANAGER
GOVERNMENT

City of Pekin

OFFICE OF THE CITY CLERK
SUE E. MCMILLAN

111 S. CAPITOL STREET PEKIN, ILLINOIS 61554 (309) 478-5357 FAX (309) 346-2095

TRANSMITTAL SHEET

DATE: June 26, 2012

FROM: Sue E. McMillan
City Clerk

TO: Ann L. Schneider
Secretary

COMPANY: Illinois Department of Transportation
2300 S. Dirksen Parkway
Springfield, IL 62764

SUBJECT: Prevail Wage Resolution

COMMENTS:
Enclosed: Certified Copy of Resolution No. 43-12/13 – Prevailing Wage adopted at the Pekin City Council Meeting of June 25, 2012 for your records. If this document is to go to any other IDOT address please inform the City of Pekin at smcmillan@ci.pekin.il.us

Pekin
ILLINOIS

COUNCIL/MANAGER
GOVERNMENT

City of Pekin

OFFICE OF THE CITY CLERK
SUE E. MCMILLAN

111 S. CAPITOL STREET PEKIN, ILLINOIS 61554 (309) 478-5357 FAX (309) 346-2095

TRANSMITTAL SHEET

DATE: June 26, 2012

FROM: Sue E. McMillan
City Clerk

TO: Director Joseph Costigan

COMPANY: Illinois Department of Labor
900 South Spring Street
Springfield, IL 62704

SUBJECT: Prevail Wage Resolution

COMMENTS:
Enclosed: Certified Copy of Resolution No. 43-12/13 – Prevailing Wage adopted at the Pekin City Council Meeting of June 25, 2012 for your records.

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TRANSMITTAL SHEET

DATE: June 26, 2012

FROM: Sue E. McMillan
City Clerk

TO: Director Jacqueline Price

COMPANY: Office of the Secretary of State Jesse White
Index Department
111 E. Monroe Street
Springfield, IL 62756

SUBJECT: Prevail Wage Resolution

COMMENTS:
Enclosed: Certified Copy of Resolution No. 43-12/13 – Prevailing Wage adopted at the Pekin City Council Meeting of June 25, 2012 for your records.

Pekin
ILLINOIS

REQUEST FOR COUNCIL ACTION

To: Mayor and Council

CC: City Clerk & City Manager

From: Michael Guerra, City Engineer

AGENDA ITEM: Resolution for Joint PPUATS Funding Agreement

AGENDA DATE REQUESTED: June 25th, 2012

ACTION REQUESTED: Approve Resolution for the Joint PPUATS Funding Agreement for the Annual Element OWP FY2013.

DESCRIPTION: This is the resolution for the joint PPUATS funding agreement for the City of Pekin's portion of the 20% local match required for Peoria/Pekin Urbanized Area to receive planning funds under the SAFETEA-LU program. The Peoria/Pekin Urbanized Area MPO will receive a total of $400,788 for planning in which a 20% local match which is broken up amongst 12 communities based on the percentage of MFT funds each agency received in calendar year 2011. This makes the City of Pekin's share $9,664.98 which will be funded out of MFT. These planning funds are used to for the whole MPO which includes the City of Pekin and funds the oversight of the Transportation Improvement Program and Long Term Transportation Plan.

I recommend that this resolution be approved.

FINANCIAL IMPACT: $9,664.98 of MFT Funds

NEIGHBORHOOD CONCERNS: None

IMPACT IF APPROVED: The City share will be covered by MFT Funds

IMPACT IF DENIED: The City share will not be covered by MFT Funds

ALTERNATIVES: Use General Funds to cover the City share

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: [signature] Date: 6/14/2012
Finance Department (Certification of Availability of Funds)**:** Date: 6-18-12 [signature]
Corporation Counsel: [signature] Date:
City Manager: [signature] Date: 6/18/12

RESOLUTION 12-61
JOINT PPUATS FUNDING AGREEMENT
ANNUAL ELEMENT OWP FY 2013

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 $396,988 in Federal Planning (PL) funds, $132,307 in Federal Transit Administration (FTA) Section 5303 planning funds $3,800 in FTA Section 5307 planning funds. All funding sources require a 20% local match; requiring a total local match of $133,274.00 for Fiscal Year 2013. 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 2013. 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, 2012. 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 2013 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 2011.

Agency	Local Agency Share
Peoria County	30,635.97
Tazewell County	28,600.83
City of Peoria	33,724.52
Pekin	9,664.98
East Peoria	6,618.00
Morton	4,694.56
Washington	3,990.08
Peoria Heights	1,829.22
Bartonville	1815.70
West Peoria	1,317.75
Creve Coeur	1,550.88
Woodford County	8,831.48
TOTAL	133,273.97

Any surplus of local matching money with accumulated interest will remain on deposit in the special bank account managed by the MPO (Tri-County Regional Planning Commission) along with any excess from previous years and may be used for such purposes and projects as designated by the PPUATS Policy Committee.

This agreement is approved as indicated by signature of an agent of the undersigned participating agency represented on the PPUATS Policy Committee and the Tri-County Regional Planning Commission.

Bartonville	_____	Date	_____
Creve Coeur	_____	Date	_____
East Peoria	_____	Date	_____
Morton	_____	Date	_____
Pekin	_____	Date	_____
Peoria	_____	Date	_____
Peoria Heights	_____	Date	_____
Washington	_____	Date	_____
West Peoria	_____	Date	_____
Peoria County	_____	Date	_____
Tazewell County	_____	Date	_____
Woodford County	_____	Date	_____

The foregoing agreement setting forth the procedures and methods for the reimbursement of local matching funds to the MPO (Tri-County Regional Planning Commission) for work performed in accordance with the Overall Work Program for FY 2012 is hereby agreed to by the Tri-County Regional Planning Commission this 24th day of May, 2012.

Michael E. Phelan, Chairman
Tri-County Regional Planning Commission

Greg Sinn, Chairman
Peoria/Pekin Urbanized Area
Transportation Study

ATTEST:

Terry D. Kohlbuss, Executive Director
Tri-County Regional Planning Commission

Pekin
ILLINOIS

REQUEST FOR COUNCIL ACTION

To: Mayor and Council

CC: City Clerk & City Manager

From: Michael Guerra, City Engineer

AGENDA ITEM: Resolution to Fund the Joint PPUATS Joint Funding Agreement with MFT

AGENDA DATE REQUESTED: June 25th, 2012

ACTION REQUESTED: Approve Resolution for expenditure of MFT Funds for the City share of the Joint PPUATS Funding Agreement in the amount of $9,664.98

DESCRIPTION: This is the resolution for the expending of MFT Funds for the City of Pekin's share for the local match required under the Joint PPUATS Funding Agreement. The City's portion of the local match is $9,664.98.

I recommend that this resolution be approved.

FINANCIAL IMPACT: $9,664.98 of MFT Funds

NEIGHBORHOOD CONCERNS: None

IMPACT IF APPROVED: The City share will be covered by MFT Funds

IMPACT IF DENIED: The City share will not be covered by MFT Funds

ALTERNATIVES: Use General Funds to cover the City share

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: mlg

Date: 6/17/2012

Finance Department (Certification of Availability of Funds):

Date: 6-18-12
Corporation Counsel:
Date:
City Manager:
Date: 6/18/12

RESOLUTION NO. 44-12/13

Illinois Department of Transportation

Resolution for Improvement by Municipality Under the Illinois Highway Code

BE IT RESOLVED, by the City Council (Council or President and Board of Trustees) of the City (City, Town or Village) of Pekin Illinois 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 the City of Pekin's share as per funding agreement FY2013 Peoria-Pekin Urbanized Transportation Study (PPUATS) _____ and shall be constructed _____ wide and be designated as Section 75-00107-17-ES

2. That there is hereby appropriated the (additional ☐ Yes ☐ No) sum of Nine Thousand Six Hundred Sixty-four 98/100 Dollars ($9,664.98) for the improvement of said section from the municipality's allotment of Motor Fuel Tax funds.

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

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 E. McMillan Clerk in and for the City (City, Town or Village) of Pekin County of Tazewell and Peoria, 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 25, 2012 (Date)

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 25th day of June, 2012

(SEAL)

_____
City, Town, or Village Clerk

Printed 6/19/2012

BLR 09111 (Rev. 11/06)