
**PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
CITY HALL COUNCIL CHAMBERS
111 SOUTH CAPITOL STREET
PEKIN, ILLINOIS 61554
ON MONDAY, JUNE 13, 2016 AT 5:30 O'CLOCK P.M.
JOHN MCCABE, MAYOR PRESIDING**

PRESENT: COUNCIL MEMBERS, DUNN, GOLDEN, ORRICK, RITCHASON, ABEL, LUFT AND MCCABE

ABSENT: NONE

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

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

AGENDA

Motion by Council Member Orrick, seconded by Council Member Abel that the agenda be approved as presented. On roll call voted Aye.

MINUTES

Motion by Council Member Luft, seconded by Council Member Abel that the **minutes of the Regular City Council Meeting of May 23, 2016 be approved as written.** (Council Member Golden stated that the minutes of May 23, 2016 did not reflect Council member comments or citizen comments, feels these are incomplete minutes). Motion made by Council Member Orrick, seconded by Council Member Golden that the minutes of May 23, 2016 be laid over until the June 27, 2016 City Council Meeting. On roll call vote all present voted Aye.

PUBLIC INPUT

Bob Keiser spoke to the Council on the agenda item to be discussed for the professional services agreement with Amec for Stormwater services. He ask that the Council look at having this put in our property taxes. Only way for the citizens of Pekin to be able to afford another fee.

John McNish voiced his opinion on the proposed stormwater fee; why do we have to contract this out, can't the City do anything on their own.

Jim Mangan was disappointed there was not more information or a public hearing regarding the stormwater fee. Ask that the Council postpone the vote for 2 weeks.

Ann Witzig voiced her opinion on the stormwater fee. Ask that the Council table this until a public hearing so the citizens can be more informed and their questions answered.

Lisa Huseman lives on Easter Avenue where there is a 2-way stop at the corner of Columbus and Easter. She ask that the Council consider making this a 4-way stop. Traffic has increased and cars are speeding and aren't slowing down.

Bob Bramham voiced his opinion on the stormwater issue. He stated there isn't any water run off that goes into the city drains, runoff stays in his yard. He believes this should be put in with our property taxes. Asked the Council why they do not have the North Pekin waste water issue on the agenda for tonight for discussion.

Jerry Witzig stated that property on Catherine that he owns brought up stormwater from heavy rains through the drains. Burling came out and installed a back-flow valve, which the City paid half.

Elaine Ritchey voiced her opinion on the cellular radio communications for the School Bus Department. Asked the Council how much was this going to cost the taxpayers.

Larry Wolfer read an article from the Journal Star dated February 8, 2014 quoting then City Manager Joe Wuellner regarding the Waste Water Treatment Plant.

CONSENT AGENDA

Motion by Council Member Golden, seconded by Council Member Ritchason that the agenda be approved with the exception of moving item 7.5 from the **CONSENT AGENDA to an action item under New Business which will now be known as item 9.10 Annual Prevailing Wage Resolution.** The following was read and presented by Mayor McCabe for consideration of the Consent Agenda items by Omnibus Vote.

7.1 Receive and File Monthly Reports and Minutes: Traffic Safety Committee Minutes dated June 3, 2016; Human Rights Committee Minutes dated February 24, 2016 and March 23, 2016; Draft Liquor Commission Minutes dated May 26, 2016 and Tazewell County Animal Control May Report.
7.2 Proclamation: General Aviation Appreciation - Month of June, 2016
7.3 Adopt Resolution No. 26-16/17: The Mayor's appointment of Timmothy Schwartz to the Liquor Commission for a term until April 30, 2018.
7.4 Adopt Resolution No. 27-16/17: The Mayor's appointments of Jason Juchems, Timothy Williams, and William Craig to the Library Board of Trustees for a term until June 30, 2019.
7.5 Adopt Resolution No. 25-16/17: Annual Prevailing Wage Resolution
7.6 Receive and File: Requests for Proposals (RFP) for the City Manager Recruitment Services from JD Gray, LLC; GovHR USA; Slavin Management Consultants; The Novak Consulting Group; Waters and Company; S. Renee Narioch & Associates.

On roll call vote all present voted Aye.

COMMUNICATIONS, PETITIONS, REPORTS

ILLINOIS RIVER ROAD NATIONAL SCENIC BYWAY PRESENTATION

Kendall Cramer with the Illinois River Road National Scenic Byway addressed the Council asking for a \$5,000.00 donation to help with promoting nature tourism and the region as a whole, marketing, publications in State of Illinois magazine, Travel Illinois and a small brochure, and updating the Illinois River Road web site. Mr. Kramer stated there are 7 national scenic byways in Illinois, 150 byways across the United States. Our National Scenic Byway involves 10 counties, over 40 communities and multiple partners including government, private sector business, tourism, economic development, ecological and nature-oriented groups. The Illinois River Road National Scenic Byway is a 291 mile stretch reaching from Ottawa to the north and Havana to the south. Their main purpose since Federal and State funding has been cut is to ask communities for donations. The dollar amount depends on the city's population. Council members were presented an Illinois River Road brochure.

Council Member Dunn stated is supportive of donating the \$5,000.00 to Illinois River Road Scenic Byway. This does bring in more visitors to Pekin. Council Member Golden stated that he has not seen a Tourism grant application if this is to come out of Tourism funds. This does not follow under the guidelines of the Tourism Code. How many overnight guest will this bring to Pekin? On their Kiosk down at the Riverfront there is a misspelled word. Council Golden will not support this. Pamela Anderson stated that there is a separate funding in the Tourism budget and south of the Kiosk the road was open. Pamela thanks Council Member Golden for pointing out the misspelling on the Kiosk. Council Member Orrick stated they have a nice web site, but only a few sites listed Pekin. We are spending more Tourism dollars than what is coming in and will not support this. Council Member Abel stated that we are limited on what our Tourism dollars can be spent on. Tourism dollars isn't our tax dollars, it's from out of town guest staying at our hotels/motels. We do have a lot of ball tournaments here in Pekin and they do stay in our hotels/motels and I will be supporting this. Council Member Luft agrees with Council Member Rusty Dunn, and has supported other agencies with Tourism funds. Council Member Luft stated there were ballgames at the Koch Street ball fields over the weekend and he could not find one person there that stayed overnight in Pekin, he stated they all went to East Peoria, therefore will not be supporting this. Council Member Ritchason went on the Illinois River Road Scenic Byway web site and found there was a lot of missed information and some links to other places did not come up. Therefore will not be supporting this. Mayor McCabe stated there are Tourism dollars available and that is what those dollars are for. This past weekend we had the Craft Soda Festival down at the riverfront and have more activities planned this summer. Mayor McCabe stated we have many fine places to eat here in Pekin and hotels/motels to stay. We need to promote Pekin.

VERIZON RADIO COMMUNICATIONS PRESENTATION

Verizon representatives gave Council an overview and general knowledge on how the cellular radio communications for the school bus department would work. The City of Pekin already has a contract with Verizon on city cell phones. The cellular phones would be all maintained by Verizon and with every 10 months replacement on phones, operating cost under \$10,000 a year, with startup cost approximately \$35,000, with a no-hold contract and with no additional costs to stop service. David Jameson with Advanced Tec

Industries gave a brief presentation on the car kit they sell for Verizon. He has been with this company for 20 years. This would include cradle, push to talk button, 10 watt speaker, brain box, wiring harness and microphone. They are legally licensed and DOT approved and all equipment is made in the USA. Council Member Dunn asked how old are the radio's that the bus department has now. Ty Whitford stated they are 4 years old and that we would keep those as a back-up. Council Member Dunn asked if the bus drivers use their personal cell phones. Ty stated we do not require them to carry their personal cell phones. Council Member Dunn asked if we stayed with what we have now, would we still be in compliance. Ty answered yes, but they are not very dependable. Council Member Ritchason asked why on the Request for Council Action there were not updated signatures. He wanted to know why he didn't get all of the packet, he received two items on that Friday at 4:02pm. Interim City Manager Sarah Newcomb explained there was an issue with the email and the document. Council Member Ritchason has concerns with the packets and getting all the paperwork on time. When a packet is sent out to Council, we should have everything right then with all information. There needs to be a set deadline on all information and if Staff cannot get the materials by that time, then remove from the Agenda. We need to do better and will not be voting on this tonight. Council Member Orrick stated he had the same problem, he came in this morning at 8am to get the paper copies. Council Member Orrick asked if Ty received other quotes from other companies, like Sprint, US Cellular or AT&T. Ty stated since we already have a contract with Verizon Wireless that he did not. Council Member Luft asked why there were not any other bids so we know we will get the best deal. Also asked if bus drivers use their personal cell phones to make calls and texts. He asked if this was pushed through out of budget and already approved. Council Member Luft asked Ty how many busses we have out on a daily basis and why every bus has to have a device. He also ask Ty if he knew someone or someone works there on a part-time basis is why he did not get other quotes. His point is we invested in new cameras, new busses, now new phones, how much more money and we don't even know if the bus department will be around. He also asked Ty what the final cost was for the cameras down at the Transportation Building. Ty asked that he come down to his office and they could discuss that further. He demanded to know now. Mayor McCabe informed him that this was a past issue and does not have anything to do with this Agenda item. Council Member Ritchason stated the Agreement dated October 29th on the phones was \$11,960.00. Council Member Luft agrees 100% that the packets should be better, very unprofessional and not fair to Council and the taxpayers. Would like to wait until the Efficiency Study. Council Member Abel stated there is a 1 year warranty, not contract and we can upgrade every 10 months. Council Member Golden stated he voted against the budget and hasn't even see the final budget. Asked Ty if we were compliant under the law. Council Member Golden stated we are the only bus department ran by a municipality in Illinois. Wants to wait until the Efficiency Study so will be voting no. Mayor McCabe asked if these phones are like a two-way radio or a flip phone. Asked when we are switching out the busses and who would install the new devices. Interim City Manager Sarah Newcomb recommends we table this to the June 27th Council Meeting.

NEW BUSINESS

Motion by Council Member Dunn, seconded by Council Member Abel that the **REQUEST FOR \$5,000.00 CONTRIBUTION TO ILLINOIS SCENIC BY-WAY**, be approved. Community Development Director Pamela Anderson recommended to the Council that the request for \$5,000.00 contribution to help with marketing materials and to promote tourism in the region as a whole. This was in the Tourism funds fiscal budget year.

On roll call vote, Dunn, Abel and McCabe; Nays, Orrick, Luft, Ritchason, Golden. Motion defeated.

Motion made by Council Member Dunn, seconded by Council Member Abel that **CELLULAR RADIO COMMUNICATIONS**, be approved. Ty Whitford thanked Verizon and Advanced Tec Industries for coming. The School Bus Drivers have tested this equipment a little over a month and he received nothing but positive feedback. With the school bus lease agreement we are switching out 70 busses and with the timing, this would work for us to hook up the cellular radio devices and also be finished by the beginning of the new school year. Our radio system now with E&S Communications would need to be updated with a quote of 12 to 14 thousand dollars. We've experienced some communication outages where we did not have radio communication with our bus drivers. This new system is more efficient, no contract, would be able to upgrade every 10 months, we are already partnered with Verizon, and we have the dollars in our 2017 budget.

Motion made by Council Member Dunn to table Cellular Radio Communications until the Efficiency Study is finished or there are other bids, seconded by Council Member Abel.

On roll call vote, Ayes, Orrick, Abel, Dunn, and McCabe. Nays, Golden, Luft, and Ritchason. Motion Carried.

Motion made by Council Member Orrick, seconded by Council Member Abel that **THE AMENDMENT TO THE COMCAST FRANCHISE AGREEMENT**, be approved. Interim City Manager Sarah Newcomb explained to Council what the amended Comcast Franchise Agreement was for the emergency alert system and changing the wording in one section only. Arthur Svymbersky, Government Affairs Manager with Comcast Cable was at the meeting for any questions Council may have. Mr. Svymbersky explained that Comcast Cable has a 25 year Franchise Agreement with the City of Pekin, expiring in 2019. Negotiations on renewing the franchise agreement will beginning soon.

Council Member Orrick asked Legal if we could change the years of our Franchise Agreement, have 1 year Agreement, not a 25 year. Corporation Council Burt Dancey will look at our options. He also stated that we do not have a local Comcast Office here anymore. Council Member Golden asked if we have a similar agreement with ITV-3. Council Member Golden read a section in the Federal guidelines on Franchises.

On roll call vote, Ayes; Orrick, Luft, Ritchason, Abel, Dunn, Golden, and McCabe. Motion Carried.

Motion made by Council Member Abel, seconded by Council Member Dunn that **THE CITY MANAGER RECRUITMENT CONSULTANT SELECTION**, be approved. Interim City Manager Sarah Newcomb briefed Council on the summary proposals and copies of the proposals were given to Council to choose one of the six firms to provide the service.

Council Member Abel had talked to other Cities and has decided to go with GovHR. Council Member Dunn stated GovHR is doing our Efficiency Study and has talked with Council, he believes they know our City pretty well. Council Member Ritchason thanked Interim City Manager Sarah Newcomb and City Clerk Sue McMillan for getting the consultant brochures out to Council. Council Member Luft supports GovHR. Council Member Golden would like to see the Efficiency Study first, so he can see what type of work GovHR does. Slavin would be his number 1 choice, he was impressed with their bid and guarantee's work for 2 years. Council Member Orrick supports Slavin., they are by far the best process and seem more professional. Mayor McCabe stated the selections are all comparable. GovHR is here now doing the Efficiency Study and has met with Council and Staff already and has a feel for the City.

On roll call vote, Ayes; Abel, Dunn, Golden, Luft, Ritchason, and McCabe. Nay; Orrick

**ORDINANCE NO. 2745-16/17
ADOPTING LOCAL AGENCY AGREEMENT FOR
JURISDICTIONAL TRANSFER**

Motion made by Council Member Abel, seconded by Council Member Orrick that **ORDINANCE NO. 2745-16/17 JURISDICTIONAL TRANSFER OF .07 MILES**, be approved. Mike Guerra, P.E. explained that this small piece of property, approximately 400 feet had two homes, was not annexed into the City back in 2012 as part of the RWBP. In 2014 we met with the Cincinnati Township and IDOT for review. We just received word back from them and this will be a voluntary transfer. The City will maintain this section of roadway. Council Member Golden asked about the condition of the road. He also asked who plowed the snow on that 400 ft. of roadway. Council Member Orrick asked why the two houses out there did not annex into the City.

On roll call vote, Ayes; Abel, Dunn, Golden, Orrick, Luft, Ritchason, and McCabe. Motion carried.

**RESOLUTION NO. 28-16/17
RESOLUTION OF ADMININSTRATIVE SERVICES AGREEMENT
FOR THE FIRE DEPARTMENT INSPECTION AND COMPLIANCE
PROGRAM SERVICES WITH BRYCER, LLC**

Motion made by Council Member Ritchason, seconded by Council Member Orrick that **RESOLUTION NO. 28-16/17 ADMINISTRATIVE SERVICES AGREEMENT FOR THE FIRE DEPARTMENT**

INSPECTION AND COMPLIANCE PROGRAM SERVICES WITH BRYCER, LLC, be approved. Fire Chief Kurt Nelson explained to Council that this is a “free” service to the city. It’s a system that will track inspections and will let you know when there will be an inspection coming up. Nelson gave Council Member Golden an example of how this system works. Each inspection for a sprinkler system would be \$12.00 and \$12.00 for an ancil system. The company pays for their own inspections. Council Member Orrick stated he understands since their Church goes through this with their annual updates. Council Member Golden read from the Agreement and does not understand. Fire Chief Nelson explained this again.

On roll call vote, Ayes; Ritchason, Abel, Dunn, Golden, Orrick, Luft, and McCabe. Motion carried.

**ORDINANCE NO. 1462-A346-16/17
AMENDING TITLE 8, CHAPTER 4, SECTION 3.F
OF THE CODE OF THE CITY OF PEKIN 1995
HANDICAPPED PARKING SPACE**

Motion made by Council Member Ritchason, seconded by Council Member Luft that **ORDINANCE NO. 1462-A-346-16/17 AMENDING TITLE 8, CHAPTER 4, SECTION 3.F. OF THE CODE OF THE CITY OF PEKIN 1995 HANDICAPPED PARKING SPACE**, be approved. Fire Chief Nelson explained to Council this is a Traffic Safety recommendation to add 1 more handicapped parking space at Buena Vista, and Washington in front of St. Paul Episcopal Church, 343 Buena Vista. Council Member Golden stated they need to use the proper signage. Council Member Orrick asked if there will be one curb cut for the 2nd Handicapped space.

On roll call vote, Ayes, Ritchason, Abel, Dunn, Golden, Orrick, Luft, and McCabe. Motion carried.

**ORDINANCE NO. 1462-A347-16/17
AMENDING TITLE 8, CHAPTER 2, SECTION 9
OF THE CODE OF THE CITY OF PEKIN 1995
AUTHORIZED STOP SIGNS**

Motion made by Council Member Golden, seconded by Council Member Ritchason that **ORDINANCE NO. 1462-A347-16/17 AMENDING TITLE 8, CHAPTER 2, SECTION 9 OF THE CODE OF THE CITY OF PEKIN 1995 AUTHORIZED STOP SIGNS**, be approved. Fire Chief Nelson explained to Council this was a Traffic Safety recommendation to place stop signs to stop traffic in all directions at the intersection of Easter Avenue and Columbus Drive. Council Member Golden stated Traffic Safety needs to look at 14th Street and Derby. Council Member Ritchason thanked the Traffic Safety Committee for keeping our neighborhoods safe. Council Member Dunn asked when does this take effect.

On roll call vote, Ayes, Golden, Orrick, Luft, Ritchason, Abel, Dunn, and McCabe. Motion carried.

Motion made by Council Member Luft, seconded by Council Member Abel that **AGREEMENT WITH AMEC FOSTER WHEELER FOR STORMWATER UTILITY IMPLEMENTATION**, be approved. Mike Guerra explained to Council the agreement for professional services to assist with the implementation of the Stormwater Utility in the amount not to exceed \$54,774.00. Amec Foster Wheeler is very knowledgeable and professional and works with many municipalities on their stormwater utility billing. They have done 80 of these and 15 in our state alone. There are new federal mandates and our Council needs to find a way to fund it. There will be many questions from residents, businesses, churches, schools, etc. There will be 2 public hearings held.

Council Member Orrick would like a public hearing first, doesn’t understand the process, need an expert/professional to explain to the taxpayers. He also asked why we have the Street Sweepers out so often. Council Member Ritchason stated Peoria only Street Sweeps twice a year. He would like to see a public hearing so a lot of questions can be answered. How much does it cost on the manpower side for street sweeping. Asked if this could be added to our real estate taxes. Council Member Ritchason would like to have a public hearing before Council votes on this. Council Member Abel asked for an updated on North Pekin Agreement. Council Member Dunn asked if this can be done in-house and if we would have a time-frame. Council Member Golden asked about the time-frame and why brought to Council. He asked if Mike

has the qualifications, and if so why do we need professionals. Council Member Golden stated the Waste Water Treatment Plant was mismanaged and doesn't trust this and will not support it and thinks it's a scam. Council Member Luft stated on his property there is no stormwater that runs into the city's sewers, therefore will not support this tax. Suggested we table this until there is a public hearing. Council Member Dunn requested we table this tonight until there is more information available. Mayor McCabe asked if there would be a \$4.90 charge for all residents and if there will be any credits for using rain barrels or if your property doesn't produce a lot of run-off of stormwater.

Motion made by Council Member Dunn, seconded by Council Member Ritchason to table Amec Foster Wheeler agreement for Stormwater Utility Implementation until we hold a public hearing.

On roll call vote, Ayes, Golden, Orrick, Luft, Ritchason, Abel, Dunn, and McCabe. Motion carried.

RESOLUTION NO. 25-16/17 ANNUAL PREVAILING WAGE

Motion made by Council Member Golden, seconded by Council Member Ritchason to approve **RESOLUTION NO. 25-16/17 ANNUAL PREVAILING WAGE**, be approved. Interim City Manager Sarah Newcomb asks that Council adopt the Annual Prevailing Wage Resolution and publication. The Prevailing Wage Act requires contractors and subcontractors to pay laborers, workers, 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. The rates have not been updated by the State since July 2015. The Resolution is posted in the lobby of City Hall. Council Member Golden stated the word should read construed, not constructed. Corporation Counsel Burt Dancey stated the wording "constructed" is correct. He also asked if the prevailing wage is used for TIF and Façade projects. Interim City Manager Sarah Newcomb stated Home Rule is not exempted from Prevailing Wage. The attachment in your packet from the State dated 2015 is the last time it was updated.

On roll call vote, Ayes, Golden, Orrick, Luft, Ritchason, Abel, Dunn, and McCabe. Motion carried.

OTHER BUSINESS TO COME BEFORE THE COUNCIL

The public was given the opportunity to bring forward issues, matters of concern, comments and questions. The following people addressed the Council:

Larry Wolfer – Stormwater fee; he lives at Lake Whitehurst and should not have to pay this fee. No overflow goes into the City's sewers.

Ann Witzig – Airport FOIA on 3 properties. Liquor Commission minutes on raising fees. City debit card used end of year for \$2,434.47.

Jerry Witzig – Real Estate taxes paid on 120 St. Mary City owned property, paid over \$6,855.80 a year since 2003 and should be tax-exempt.

Elaine Richey – She was a School Bus driver since 1978, always had hand-held devices, always worked. Depended on other drivers or used our personal cell phones.

John McNisch – Stormwater – fix North Pekin fees. It's a tax, not a fee.

Jim Mangan – Asked to table the stormwater issue. Waste water quarterly billing going to monthly billing will triple the cost.

Ed Schwinn – his son rides the bus to the High School. Upset with the radio's not functioning properly.

Bob Keiser – Stormwater fee – needs to be put in the tax-base.

Dave Osborn – Trouble Free Plumbing & Heating – Stormwater does not overflow into the sewers.

Staff and Council business heard:

Interim City Manager Sarah Newcomb informed Council that someone is knocking on doors stating they are with the Waste Water Department to collect their bill, they can pay with cash or money order. We do not go knocking on doors for the waste water utility bill. Our Police Department is looking into this.

Clayton Stambaugh has spoken with Mr. Bramham about setting up a meeting. Wings and Wheels this weekend at the Pekin Airport from 7am-3pm.

Council Member Golden asked if it was wrong for his son to go through garbage at Mashie's to pick out the recycling then take it home for the City to pick up. Asked about the Budget and Council Minutes. Asked

Council about the Hospital project and why did this come to a halt? Would like a report on the North Pekin waste water status. Why is the Salvation Army discriminating against single white men.

Council Member Ritchason thanked Chief Dossey for the Cops for Kids event. What is the status on the video equipment.

Council Member Abel asked about FOIA requests. If information is available online do we have to make copies.

Council Member Orrick congratulated Edgar Sandoval for his coaching of the soccer teams. Would like to see the Staff Meeting minutes. Thanked his wife Marilyn for coming and staying for the long Council meeting.

Council Member Dunn congratulated the Pekin Civic Chorus. George Beres is the only original member.

Mayor McCabe stated the Craft Soda Festival had a great turnout, it was a very nice family event, hope they come back next year. Congratulated the life guard that saved a young girl's life at Dragon land.

EXECUTIVE SESSION

No executive session

No further business to come before the Council, motion by Council Member Dunn, seconded by Council Member Orrick, that Council adjourn. Motion carried viva voce. Mayor McCabe adjourned the meeting.

COUNCIL ADJOURNED AT 10:42 P.M.

Paula Gensel
Administrative Assistant
Sue E. McMillan
City Clerk