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PROCEEDINGS OF THE RESCHEDULED/CHANGED
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON TUESDAY MAY 28, 2019 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE - POLICE AND FIREFIGHTER OF THE YEAR

The Pledge of Allegiance was led by Mayor Mark Luft.

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

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	5:51 PM
Rick Hilst	Councilman	Present	5:52 PM
Karen Hohimer	Councilwoman	Present	5:47 PM
Lloyd Orrick	Mayor Pro-Tem	Present	5:50 PM
John P Abel	Councilman	Present	5:48 PM
Mark Luft	Mayor	Present	5:53 PM

APPROVE AGENDA

3.1. Motion to: **Approve Agenda**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

MINUTES APPROVAL

4.1. City Council - Regular Meeting - May 13, 2019 5:30 PM

RESULT:	**ACCEPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, John P Abel
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

PUBLIC INPUT

Glen Johnson strongly recommended that Council approved Business item 7.4 for Midwest Engineering Associates to perform a study for Brentwood Ditch and Lake Kennedy.

Having walked the ditch in question, Cindy Johnson also ask that Council approve the Brentwood Ditch Study as a first step to develop a plan to address the erosion issues the residents of Lake Kennedy were witnessing.

Jerry Stark requested Council adopt the recommendation of the Traffic Safety Committee to restrict parking on Derby Street. Residents of Peoria and Morton Streets found it difficult to pull on to Derby Street when parked cars for a local business were obstructing traffic.

CONSENT AGENDA

6.1. Police Department Monthly Stats - April 2019

6.2. Police Department Monthly Stats - March 2019

6.3. Tazewell County Animal Control Billing - April 2019

6.4. April 2019 Building Report

6.5. April 10, 2019 Minutes of Pekin Plan Commission

6.6. April 10, 2019 Minutes of Pekin Zoning Board of Appeals

6.7. Liquor Commission Minutes Dated March 28, 2019

6.8. Accounts Payable Check Run

6.9. Monthly Revenues and Expenditures Report March 2019

6.10. Bids for 19-00000-00-GM Sheridan Road Mill and Overlay

6.11. Resolution No. 2-19/20 Annual Appointments Resolution

6.12. Motion to: **Approve Consent Agenda**

Mayor Luft presented the 11 items of the Consent Agenda for consideration. Finance Director Bruce Marston advised the Council that item 6.9 Revenues and Expenditure Report would become a monthly document in the Consent Agenda along with the Accounts Payable Check Runs from his department. Mr. Marston explained figures in the report that might be questioned and adjustments that would need to be made. He told the Council that financially the City was doing fairly well in March. The Consent Agenda was approved by Omnibus vote.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Mark Luft
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

NEW BUSINESS

7.1. 2019 CDBG Action Plan

City Manager, Mr. Mark Rothert, introduced Ms. Melissa Eaton as the Program Manager who is available to answer questions. Mr. Rothert also briefly described the CDBG Program.

Council Member Orrick inquired as to how much was spent on owner occupied rehab. Ms. Eaton explained that maybe $3,000, the number was low. Mr. Rothert explained that there had been some emergency repairs, but due to turnover it was difficult.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.2. Request for Special Use Authorization for an Auto and Tire Repair Shop Use at 914 S. 2nd Street

Building Inspector, Mr. John Lebegue, explained the item was previously tabled for 60 days to for consideration of a special use to allow Mr. Mackey to take action and to stop all unauthorized activities and clean up the property. The property had previously been used as an auto center.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Rick Hilst, Councilman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.3. Request for Special Use Authorization for Auto Alignment and Autobody Shop Use at 716 Court Street

Building Inspector, Mr. John Lebegue, gave a brief history of the site asking for a special use for an auto alignment and body shop.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.4. Task Order No. 003 with Midwest Engineering Associates, Inc. for the Brentwood Ditch Study

City Engineer, Mr. Michael Guerra, presented the item.

Council Member Hilst asked how far back the study will be. Mr. Guerra explained that he believes it will go all the way to Broadway and will keep going as far as the budget allows.

Council discussed details surrounded the study and how it affects the line items in the budget.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.5. Award the Bid for the Street Maintenance Section 19-00000-00-GM Mill and Overlay Sheridan Road

City Engineer, Mr. Michael Guerra, explained the item. Mr. Guerra explained that two bids were secured for the project and that the recommendation from staff is to move forward.

Mayor Mark Luft and City Engineer Michael Guerra discussed the asphalt ingredients and design life.

City Manager, Mr. Mark Rothert, added that a memo was submitted to Council from the City Engineer that provides additional streets to look at. Staff is looking for guidance from Council on which to work on. If Council chooses to re-prioritize, it would delay the project by at least two months. It is staff’s recommendation to go with the list previously prioritized.

Mayor Mark Luft added that the list was also derived from a combination of the public and Council along with the Engineers. The Mayor continued to explain that the bids right now are coming off the maintenance list already set by Council in 2019. The discussion is now where do we go from there by having a three year maintenance plan. The bids came in lower than expected.

Council Member Abel added that he would like to see patching on 14th and Derby if it can be done for $15K.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.6. Resolution 003-19/20 for the Purchase of a Vactor truck for the Wastewater Department

Staff requested Council's adoption of the resolution to allow for the purchase and finance of a new Vactor truck for use in the wastewater department in the amount of $424,496.00. The piece of equipment Council was told was necessary for the maintenance of the sewers which could clean, cut roots out, pump out manholes, catch basins, lift stations or even hydro excavate exploratory holes if needed. The equipment purchase was planned due to increasing maintenance matters on the present truck and was approved FY20 budget. This purchase would utilize the Sourcewell Contract #122017-FSC for the purchase and would be financed with a five year loan.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.7. Vehicle Purchase for Police Department Investigations Unit Not To Exceed $20,000

Policy Chief Dossey asked Council's authorization to purchase a vehicle not to exceed $20,000 utilizing funds recovered through assets forfeiture. That money was seized from offenders in illegal drug trafficking and required by law to be spent on equipment used in drug investigations.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.8. Ordinance No. 2831 Amending Title 6, Chapter 2, Section 13 of the City Code of the City of Pekin Regarding Crime Free Property / Chronic Nuisance Property Abatement

Police Chief Dossey requested Council adopt an ordinance updating the Crime Free Property/Chronic Nuisance Property Abatement Ordinance to insert the term "non owner occupied property". Also stated that the attorney did clean up the language terms and formatting.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.9. Ordinance No. 1462-A361-19/20 Amending Title 8, "Traffic Code" of the City Code of the City of Pekin, Illinois To Create a New Section 8-3-21 "Distracted Driving"

Police Chief John Dossey requested Council adopt an ordinance to address issues of distracted driving with the City of Pekin. Distracted driving has become an increasingly important topic locally and nationally. It is clear from the Police Department's most recent distracted driving campaign that the community, while aware of the issues involved with distracted driving, just simply cannot comply with the simple request of not driving distracted. Chief Dossey pointed out that this ordinance does not apply to use of texting and cellular devices but would address other distractions such as pet riding in the drivers lap, fiddling with GPS, etc.

RESULT:	**APPROVED [5 TO 1]**
MOVER:	John P Abel, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Hilst, Hohimer, Orrick, Abel, Luft
NAYS:	Michael Garrison

7.10. Title 6 Chapter 2 Section 14 Vehicle Impound Ordinance Amendment

Police Chief Dossey requested Council approve an ordinance amending the vehicle impound ordinance to bring it up to compliance with the Illinois Compiled Statutes. One of the areas it addresses will not impound for license suspended for unpaid parking tickets and the legal transportation of alcohol, leaving the scene of an accident, but is encompassed elsewhere.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.11. An Ordinance Amending Title 8, Chapter 4, Section 1D, of the Code of the City of Pekin Regarding No Parking Schedule Derby Street between Peoria St. and Morton St.

Fire Chief, Kurt Nelson, requested Council approve an update to the No Parking Schedule to add No Parking on the South side of Derby Street between Peoria Street and Morton Street. Chief Nelson explains that the Traffic Safety Committee recommends to eliminate that area and remove 2-3 parking spaces due to a line of site issue.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Rick Hilst, Councilman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.12. IT Project Purchases For Backup, Server and PD-Computer Replacement

Network Administrator, Bob Schaich, requested Council approve funding not to exceed $105,000 for three IT Department planned projects for backup solution refresh, data server refresh and PD-Computer Replacement. Mr. Schaich explained that the police department squad car servers can expect a 5 year life span. Mr. Schaich added that $40,000 is being requested for this server this year and $40,000 for next year.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

7.13. Ordinance No. 2833-19/20 An Ordinance Amending The Liquor Code Of The City Of Pekin, Title 3, Chapter 3, Sections 1-4, To Allow For Outdoor Sales Areas In Certain Premises

Liquor Commission recommended to Council to adopt an ordinance to allow holders of a Class A liquor license to serve alcoholic liquor in sidewalk cafes and other outdoor seating areas by applying for a Sidewalk Use Permit to enhance economic opportunities within the City by offering increased dining opportunities and to attract outside visitors. Liquor Commissioner, Mark Luft, explained that if the terms of a Sidewalk Use Permit was violated, the Liquor Commissioner can revoke such permit.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Dave Nutter approached the podium and inquired as to whether there has been a recommendation on the audit and where the City stands on the hot mix/coldmix on State.

City Manager Mark Rothert explained funds came from the jurisdictional transfer but we are still waiting on the State.

Councilmember Abel suggested that the City deserves a representative from Springfield to give Council a status update on the audit.

Mayor Mark Luft made announcements of upcoming events.

EXECUTIVE SESSION 5 ILCS 120/2 (C) 3. THE SELECTION OF A PERSON TO FILL A PUBLIC OFFICE

9.1. Motion to: **Move to Exec Session at 7:50 PM**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Orrick, Abel, Luft

ADJOURN

Council returned to open session at 8:20 PM. There being no further action to come before the Council, motion was made by Council Member Orrick, seconded by Council Member Abel for Council to adjourn. Motion carried viva voce. Mayor adjourned the meeting in open session at 8:20 PM.