



PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 S. CAPITOL ST
ON MONDAY MAY 8, 2023 AT 5:30 O'CLOCK P.M.
MAYOR PRO TEM BECKY CLOYD PRESIDING

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Councilmember Hohimer.

CALL TO ORDER

Attendee Name	Organization	Title	Status	Arrived	Departed
Rick Hilst	City of Pekin	Councilman	Present	5:10 PM	9:57 PM
Karen Hohimer	City of Pekin	Councilwoman	Present	5:18 PM	9:57 PM
Dave Nutter	City of Pekin	Councilman	Present	5:15 PM	9:57 PM
Becky Cloyd	City of Pekin	Mayor Pro tem	Present	5:22 PM	9:57 PM
Mary Burress	City of Pekin	Mayor	Late	5:35 PM	9:57 PM
Lloyd Orrick	City of Pekin	Council Member	Present	5:08 PM	9:57 PM
John P Abel	City of Pekin	Councilman	Present	5:13 PM	9:57 PM

APPROVE AGENDA AS AMENDED

A motion was made by Councilmember Orrick seconded by Councilmember Abel to approve the agenda.

Councilmember Hilst made a motion to remove Agenda Item 16.1 Resolution No. 4-23/24 Take Action To Support the Integrity of Internal Employee Investigation, seconded by Councilmember Orrick. On roll call vote all present voted Aye except Councilmember Abel and Councilmember Hohimer. Motion carried.

Councilmember Orrick made a motion to approve the agenda as amended, seconded by Councilmember Hilst. On roll call vote all present voted Aye except Councilmember Hohimer and Councilmember Abel. Motion carried.

3.1. Motion to: Remove 16.1 Resolution No. 4-23/24 Take Action To Support the Integrity of Internal Employee Investigation from the Agenda

RESULT:	ADOPTED [4 TO 2]
MOVER:	Rick Hilst, Councilman
SECONDER:	Lloyd Orrick, John P Abel
AYES:	Rick Hilst, Dave Nutter, Becky Cloyd, Lloyd Orrick
NAYS:	Karen Hohimer, John P Abel
AWAY:	Mary Burress

APPROVAL OF MINUTES

RESULT:	APPROVED [6 TO 0]
MOVER:	Lloyd Orrick, Council Member
SECONDER:	John P Abel, Councilman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel
AWAY:	Mary Burress

4.1. City Council - Regular Meeting - Apr 24, 2023 5:30 PM

ADJOURN SINE DIE

RESULT:	APPROVED [6 TO 0]
MOVER:	Lloyd Orrick, Council Member
SECONDER:	Karen Hohimer, John P Abel
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel
AWAY:	Mary Burress

OATH OF OFFICE

City Clerk Ms. Sue McMillan administered the Oath of Office to Councilmember Hilst, Councilmember Abel, Councilmember Hohimer.

City Clerk Ms. Sue McMillan administered the Oath of Office to Mayor Mary Burress.

CALL TO ORDER

ROLL CALL

The meeting was called to order by Mayor Burress at 5:52 PM.

City Clerk Ms. Sue McMillan called the roll. All Councilmembers were present.

PUBLIC INPUT

Kelly Madden spoke regarding Agenda Item 13.5 regarding the Derby Street Rehabilitation. Mr. Madden provided a handout to Council and requested that the resolution be amended so that his parking lot would remain intact. Mr. Madden continued his discussion with ADA requirements information that included technical details of curb ramps. He also expressed concern that after the project was complete that he would be in possible violation of his TIF agreement.

Dylan Lemon also spoke regarding the Derby Street Rehabilitation and felt it was important for houses to stay on Derby Street and spoke in favor of Mr. Madden business, Primo.

Keith Dunkelbarger welcomed Mayor Burress and spoke about SMART cities, Derby Rehabilitation and garbage and recycling pickup.

Ann Witzig spoke about the lack of transparency on the website and felt that internal controls were to be questioned regarding the City's finances.

Matthew Johnson congratulated the newly sworn in Councilmembers and Mayor Burress. Mr. Johnson spoke regarding electric aggregation, Derby Street Rehabilitation and the perception that Pekin was not business friendly.

Jody Baker congratulated the new sworn in Councilmembers and Mayor Burress. Ms. Baker spoke in favor of saving the parking lot on Derby Street during the rehabilitation.

PUBLIC HEARING

9.1. 3491 : Public Hearing - CDBG 2023 Annual Action Plan

Mayor Burress opened the public hearing at 6:24 PM.

CDBG Program Manager, Ms. Tina Hauk, explained the Annual Action Plan and the Consolidated Plan. Mr. Hauk announced that the comment period for all documents were open. Each year the City of Pekin receives funds from HUD for eligible activities and projects that included roads, sewer lines, and rehabilitation. In order to receive funding the City must create a 5-year plan to identify its goals. The plan was created for the 2020-2024 term with the comment period changing from 5 days to 30 days. The change was considered substantial allowing the public to comment before the document was submitted to HUD. Last year all proceeds were committed to the purchase of a fire truck in a low income area. The goal for this year was to fund a sewer project and to demolish 10 homes along with partial repayment of the loan and administrative cost for the program. All documents could be found on the City of Pekin website.

No public comment was given.

Mayor Burress closed the hearing at 6:30 PM.

PRESENTATION

10.1. Electric Aggregation

A representative from Stone River Group, Justin Teiger gave a description of the electric aggregation program. Mr. Teiger explained that he was based out of Bloomington and had been doing electric aggregation since 2012. Mr. Teiger continued to explain that the City of Pekin had put on the ballot to approve electric aggregation a few years back and that Pekin had not been in the program the last year or so because the broker at the time was not able to secure a favorable price. At the end of October a contract was signed with Constellation Energy receiving a rate of 11.898 cents per kilowatt comparable to the utility fall rate with Ameren. The program begins June of 2023 and letter went out to residents the week of April 13th. Residents could opt out of the program at any time with no fee but Ameren asks residents to wait 10 months if out of the program for two months before going back on the program. The rates were expected to increase with Ameren.

Councilmember Orrick pointed out to Mr. Teiger that a lot of residents had not received the letter.

Mr. Teiger stated it was because they were not in the program and could possibly already have a supplier, solar or a classification given by Ameren that puts them out of the program. Any resident could call 1-833-358-0518 or go to the Stone River Group website to opt in.

Councilmember Hohimer pointed out that the Stone River Group was approved by Council as the broker for the City of Pekin in the October 10, 2022 Council meeting.

Interim City Manager, confirmed that the City had a contract with both Stone River Group and Constellation Energy.

ANNOUNCEMENT

11.1. Cancellation of Public Hearing for Proposed East Residential & South Residential TIF Districts

Interim City Manager, Mr. Bruce Marston, announced that at the April 24, 2023 Council meeting, it was announced that there would be a public hearing for the

residential TIF. Those items were then tabled at that meeting therefore the public hearing was canceled and would be rescheduled when the action items were brought forward at the May 22, 2023 Council meeting.

CONSENT AGENDA

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Lloyd Orrick, Council Member
SECONDER:	John P Abel, Councilman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Burress, Orrick, Abel

12.1. Proclamation "Salvation Army Day in Pekin" - May 15, 2023 "National Salvation Army Week in Pekin" - May 15-21, 2023

Mayor Burress presented the Proclamation declaring Salvation Army Day in Pekin and National Salvation Army Week in Pekin from May 15-21, 2023 to members of the Salvation Army.

Salvation Army members stated that for 134 years they have provided transitional shelter, a food pantry and a hand up with Pathway of Hope. The members promoted community involvement and volunteer opportunities.

12.2. Proclamation "National Safe Boating Week" - May 20-26, 2023

12.3. Proclamation "Asian Pacific American Heritage Month"

12.4. Financial Reports February 2023 FY23

12.5. Accounts Payable To Be Paid Proof List thru April 14, 2023

12.6. Monthly Incidents April 2023 Pekin Fire

12.7. Tazewell County Animal Control Billing April 2023

12.8. Receive and File Bids for Derby Street Rehabilitation

NEW BUSINESS

Motion to: **Omnibus Vote New Business Items 13.1 thru 13.4**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dave Nutter, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Burress, Orrick, Abel

13.1. Ordinance No. 4052-23/24 Approve Purchase of Property at 2505 Court Street

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dave Nutter, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Burress, Orrick, Abel

13.2. Ordinance No. 4053-23/24 Approve Purchase of Property at 320 Stadium Drive (Pekin High School)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dave Nutter, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Burress, Orrick, Abel

13.3. Ordinance No. 4054-23/24 Approve Purchase of Property at 2020 Court Street

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dave Nutter, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Burress, Orrick, Abel

13.4. Ordinance No. 4055-23/24 Approve Purchase of Property at 2307 Court Street

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dave Nutter, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Burress, Orrick, Abel

13.5. Resolution No. 1-23/24 Award Derby Street Rehabilitation to Otto Baum
Interim City Manager, Mr. Bruce Marston, presented the request to Council to approve and adopt a resolution awarding the Derby Street Rehabilitation to Otto Baum. Mr. Marston stated that four bids were received and staff recommended pouring a concrete road.

City Engineer, Ms. Josie Esker, explained that asphalt normally lasts about 15 years while concrete lasts usually 30 years.

Councilmember Hilst discussed the parking spot Primo gym would be losing and how 3-4 spaces were going to be saved.

Ms. Esker explained that there was no site plan submitted with Primo's original TIF agreement and it was never clarified that the additional city parking would be added on but the city owned the property. The City would not require Primo gym to have any additional spaces at this time.

Council continued discussing the parking lot and parking options on Derby Street and it was the consensus of the Council to provide Primo gym something in writing that he would not be required to obtain additional parking spaces to meet the stipulation of his TIF agreement.

Kelly Madden explained that he was trying to purchase the lot next to his building but the owner refused to sell.

Ms. Esker offered to meet with Mr. Madden to discuss the layout of the project.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Hilst, Councilman
SECONDER:	Lloyd Orrick, Council Member
AYES:	Hilst, Hohimer, Nutter, Cloyd, Burress, Orrick, Abel

13.6. Resolution No. 2-23/24 Approve Derby Street Agreement with Illinois American Water

Interim City Manager, Mr. Bruce Marston, presented the agenda item to Council to approve and adopt a resolution approving the Derby Street agreement with Illinois American Water allowing for the water main project to be done concurrently with the road rehabilitation.

City Engineer, Ms. Josie Esker, offered to help coordinate the project but pointed out that Maurer-Stutz was the engineering firm hired for the Derby Street construction and was also hired by Illinois American Water. Ms. Esker was confident that it was clear as to which items the water company would be paying for and which the city was responsible for paying. The City would be reimbursed \$2M by the water company.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Hilst, Councilman
SECONDER:	Lloyd Orrick, Council Member
AYES:	Hilst, Hohimer, Nutter, Cloyd, Burress, Orrick, Abel

Motion to: **Amend Resolution No. 3-23/24 to Reduce the COLA Increase for Non-Union Employees from 3.5% to 2.5%**

Councilmember Hohimer expressed her disappointment in the Council for not giving a small increase of 3.5% to the non-union employees when inflation was 8%.

Councilmember Orrick stated it was in the best interest of the City to reduce the increase for non-union employees to 2.5%.

RESULT:	ADOPTED [4 TO 3]
MOVER:	Lloyd Orrick, Council Member
SECONDER:	Rick Hilst, Councilman
AYES:	Rick Hilst, Dave Nutter, Becky Cloyd, Lloyd Orrick
NAYS:	Karen Hohimer, Mary Burress, John P Abel

**13.7. 3488 : Resolution No. 3-23/24
Cost of Living Adjustment for Non-union Employees in FY24 Budget as amended**

A motion was made by Councilmember Hohimer, seconded by Councilmember Abel to approve and adopt Resolution No. 3-23/24 Cost of Living Adjustment for Non-union Employees in FY24 Budget.

Interim City Manager, Mr. Bruce Marston, presented the agenda item to Council explained the policy that called for city council to approve any cost of living adjustment for non-union employees by April 30th each year. Mr. Marston explained that COLAs were increases to base salary to counteract the effects of inflation. The resolution recommended a COLA at 3.5% after taking into account other comparable data regarding the consumer price index and the Social Security administration COLA increase of 8.7%.

With no discussion, Councilmember Orrick seconded by Councilmember Hilst motioned to reduce the COLA increase for non-union employees from 3.5% to 2.5%. On roll call vote all present voted Aye except for Councilmember Hohimer, Councilmember Abel and Mayor Burress.

RESULT:	APPROVED AS AMENDED [6 TO 1]
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	John P Abel, Councilman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Orrick, Abel
NAYS:	Mary Burress

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Mr. Bob Grogan, introduced himself as the Interim Finance Director and explained that all information had been submitted for the 2020 audit.

Interim City Manager, Mr. Bruce Marston, added that he was aware that the public had shown concerns but there had not been any major findings besides internal controls.

Fire Chief Trent Reeise, provided a response to the public regarding storm shelters stating that there were no registered storm shelters in Tazewell County. Fire Chief assured that City

Hall and the Fire Station on East Side would always welcome those that needed shelter and those two structures had the capabilities of being storm shelters.

Councilmember Abel announced to the public to be careful at the traffic lights at 14th and Veterans.

Councilmember Nutter announced spring cleanup this weekend from 8am-2pm at the city building on Koch Street.

Mayor Burress stated she was honored and humbled to be sitting in her seat and was looking forward to making the City better and better.

EXECUTIVE SESSION 5 ILCS 120/2 (C) 5. PURCHASE OF PROPERTY, 6. SETTING A PRICE FOR SALE OF PROPERTY, AND 1. PERSONNEL

- 15.1. Motion to: Move into Executive Session to Discuss 5 ILCS 120/2 (c) 5. Purchase of Property, 6. Setting a Price for Sale of Property, and 1. Personnel**
A motion was made to move into Executive Session to discuss 5 ILCS 120/2 (c) 5. Purchase of Property, 6. Setting a Price for Sale of Property, and 1. Personnel at 8:00 PM. On roll call vote all present voted Aye. Motion carried.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Dave Nutter, Councilman
AYES:	Hilst, Hohimer, Nutter, Cloyd, Burress, Orrick, Abel

NEW BUSINESS

- 16.1. Removed from Agenda Resolution No. 4-23/24
Take Action To Support the Integrity of Internal Employee Investigation**

ADJOURN

There being no further business of the Council, a motion was made by Councilmember Orrick seconded by Councilmember Hilst that the meeting be adjourned. Motion carried via voice vote.

Mayor Burress adjourned the meeting at 7:56 PM.