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**PROCEEDINGS OF THE REGULAR RESCHEDULED MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 SOUTH CAPITOL STREET
ON TUESDAY, APRIL 28, 2009 AT 5:30 O'CLOCK P.M.
MAYOR RUSTY L. DUNN PRESIDING**

PRESENT: COUNCIL MEMBERS, ABEL, BLANCHARD, STRAND, AND KORTKAMP

ABSENT: JONES

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The **Pledge of Allegiance** was led by Elizabeth and James Ritchie.

Roll was called and all Council Members were present except Council Member Jones.

AGENDA

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

Motion by Council Member Kortkamp, seconded by Council Member Abel, that the **minutes of the Regular City Council Meeting of April 13, 2009 be approved as written.** Council Member Blanchard noted a typed character in a dollar amount in the minutes and made a motion to amend the record under Façade Grant in the amount of $7,468.71, seconded by Council Member Kortkamp. On roll call vote, all present voted Aye. Motion was on the floor to approve the minutes as amended. On roll call vote, all present voted Aye.

CONSENT AGENDA

Motion by Council Member Kortkamp, seconded by Council Member Blanchard, that the Consent Agenda be approved as presented.

Mayor Dunn read and presented the following for consideration of the Consent Agenda items by Omnibus Vote.

1. **Receive and File Monthly Reports and Minutes:** Traffic Safety Minutes April 3, 2009, Liquor Commission Minutes March 26, 2009, and Fire Department March Report.

2. **Proclamations:** "National Youth Week" – May 3-9, 2009,
   "YWCA National Day of Commitment to Eliminate Racism"
   "Dragon Pride Week" – May 1, 2009.
   "Assisted Living"

3. **Charitable Solicitation:** Billy Lee Rhoades Benefit August 29, 2009
   Dean Culp Benefit, April 29, 2009

4. **Receive and File** Bids for Heat and Scarify Street Project Opened April 21, 2009

5. **Receive and File** Pekin Main Street Certification and Accreditation as a 2009 National Main Street Program

6. **Resolution No. 76-08/09** – Urging Passage of a Comprehensive Capital Infrastructure Program.

7. **Receive and File Fire Department Annual Report 2009**

On roll call vote, all present voted Aye.

COMMUNICATIONS, PETITIONS, REPORTS
Greg Ranney, Director of Public Property, presented retired employees Sue Thompson, Sandy Peeler, and Elaine Ritchey with watches from the City. Mayor Dunn and Mr. Ranney read from awarded plaques of the 30 plus years of each employee's and their service and dedication to the City.

Police Chief Timothy Gillespie presented the Police Department Year End Report. He indicated to Council that he intended to report to them one aspect from the report. He then introduced Deputy Chiefs Ted Miller and Greg Nelson for the presentation on Crime Rate and the goals of the department to reduce crime in the City. In a PowerPoint presentation they indicated that statistics showed the City was holding its own in comparison to surrounding cities. It was the intention of the department to be proactive and would be updating their 5 year Policing Plan in the coming year.

NEW BUSINESS
Public Works Director Joe Wuellner addressed the first three projects in combination. He advised that Pekin took the lead in a joint agreement with 2 municipalities. The agreements include terms and quantity of streets for the 2 communities that were included in the specification for bidding surface recycling. American Asphalt was the lone bidder but had completed the work in previous years. Mr. Wuellner estimated over a $10,000 savings in costs by having a joint agreement so that the contractor would only mobilized the equipment to the area once.

Motion by Council Member Kortkamp, seconded by Council Member Abel, that the **INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF EAST PEORIA FOR HEAT AND SCARIFY,** be approved. On roll call vote, all present voted Aye

Motion by Council Member Abel, seconded by Council Member Blanchard, that the **INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF WASHINGTON FOR HEAT AND SCARIFY** be approved. On roll call vote, all present voted Aye

Motion by Council Member Abel, seconded by Council Member Strand, that the bid for **HEAT AND SCARIFY STREET PROJECT BE ACCEPTED IN THE AMOUNT OF $295,824.75 AND THE CONTRACT BE AWARDED TO AMERICAN ASPHALT SURFACE RECYCLING, INC.** Council was told the Street Department had utilized the process in the past on streets with excessive stress cracks to extend the life of the pavement. The contract, which included East Peoria and Washington streets by agreement, would cover Parkway and Broadway surfaces in Pekin. On roll call vote, all present voted Aye.

Motion by Council Member Abel, seconded by Council Member Strand, that the **AGREEMENT WITH ILLINOIS DEPARTMENT OF TRANSPORTATION FOR MAINTENANCE OF MUNICIPAL STREETS ON STATE HIGHWAYS** in the amount of $78,797.57 be approved. Council was advised the funds received were the annual 12-month increment of a contract through June 30, 2015 with IDOT for the reimbursement to the City for maintenance provided by the Street Department on State Highways. The computation for the period of July 1, 2009 to June 30, 2010 is $78,797.57 and is an increase from FY 2008 of 12% totaling $8,644.71.
Superintendent David Pagliaro was credited with receiving the increased dollars following direction from Council last year and IDOT's review of the street list and computation. On roll call vote, all present voted Aye.

Motion by Council Member Strand, seconded by Council Member Kortkamp, that the **AMENDMENT TO RIGHT-OF-WAY AGREEMENT WITH JAMES W. FARRELL AND SUSAN R. FARRELL TRUST** in the amount of $7,800.00 be approved. (note: 5/7/09 $7,200) The amendment lowed an amount in the original agreement dated June 14, 2007 for the City of Pekin to re-do the signs in front of Mid West Eye Care at Parkway and Broadway Intersection. On roll call vote, all present voted Aye.

Motion by Council Member Strand, seconded by Council Member Abel, that the **AMENDMENT TO FY 09 DOWNTOWN OPERATING ASSISTANCE GRANT AGREEMENT NO. 3797 WITH THE ILLINOIS DEPARTMENT OF TRANSPORTATION FOR AN INCREASE OF THE MAXIMUM**

CONTRACT AMOUNT TO $639,925.00. be approved. Council adopted Resolution No. 68 authorizing the original agreement dated January 20, 2009. Greg Ranney Director of Transportation reported that the amendment was an increase of the maximum contract amount from $343,194 to $639,925 for the 2009 operations of the Pekin Municipal Bus operations and partial funding to City Link for contract services. The additional funds would give the department the opportunity to address some of the ADA and timing issues brought to Council by a bus patron at the last meeting. On roll call vote, all present voted Aye.

Motion by Council Member Strand, seconded by Abel, that the **HVAC MAINTENANCE CONTRACT WITH XCELL MECHANICAL SYSTEMS TO EXERCISE OPTION YEAR 2009-2010 IN THE AMOUNT OF $8,159.00 AND OPTION YEAR 2010-2011 IN THE AMOUNT OF $8,362.00,** be approved. Greg Ranney Director of Public Property advised the Council that the City of Pekin, since bidding the work in 2005 at $7,960.00, had a heating and air conditioning contract with EXCELL Mechanical Systems, which provided for one-year options after 3 years. A recommendation was made to exercise the two option years because of EXCELL's performance. Council questioned and it was explained that the City Inspectors could not be used to do the work and then inspect their own work. On roll call vote, all present voted Aye.

Motion by Council Member Blanchard, seconded by Council Member Kortkamp, that the **ILLINOIS DEPARTMENT OF TRANSPORTATION LETTER OF UNDERSTANDING FOR PAVEMENT IMPROVEMENTS ON ROUTES 9 & 29,** be approved. Public Works Director Joe Wuellner told Council there was no cost to the City for this work. The understanding was to return the maintenance of the highways back to the City once the project was completed from the State Minnie Capitol Bill. Council requested that the public be updated during June construction start on road closures and delays. On roll call vote, all present voted Aye.

Motion by Council Member Blanchard, seconded by Council Member Abel, that the **CONTRACT EXTENSION AGREEMENT THROUGH MAY 31, 2009 BETWEEN THE CITY OF PEKIN AND THE TEAMSTERS, CHAUFFEURS, AND HELPERS LOCAL NO. 627 GENERAL UNIT,** be approved. City Manager Dennis Kief advised the Council that negotiations were going well but all matters had not been settled. He requested the approval of a one-month extension of existing Teamster's General Unit Contract to May 31, 2009. On roll call vote, all present voted Aye.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council Member Kortkamp noted the recognition attributed to Pekin Main Street in receiving their 2009 Accreditation as a National Program.

Council Member Blanchard requested the staff to evaluate the possibility to live stream the Council Meetings on the Government Channel.

Council Member Abel indicated he had received public input on the amount of potholes and the deteriorating conditions of Court Street and was grateful that the State had contracted the improvement of the State highway with appropriated stimulus funds.

Mayor Dunn announced the AMBUC's Auction to be held Friday, May 1, 2009. He also informed the public of vacancies on some of the City committees and boards and encouraged citizens to apply for the appointments.

Council recognized the team of people attending the meeting that were involved in the economic commitment of revitalizing the lower block of downtown Court Street with private businesses. The group was in the process of promoting an established plan, which involved the possibility of TIF funding.

Public Property Director Greg Ranney presented photos of the vandalism that had already taken place at the riverfront restrooms. He urged the community's support in reporting these crimes to the police department.

City Manager Dennis Kief noted the dedication of Council Member Jones not only to the City as a Council Member but also his contribution as a Planning Commission Member and credited the continued efforts to update the City's comprehensive planning to him.

Steve Hymbough 8481 North Wildlife Drive, Hopedale, addressed Council on his possible purchase of the Dragon's Dome with the intention of moving Towerline Speedway to the facility and creating a sports entertainment complex. He felt with proper management and the City's help the property could become a tourism niche. He invited Council to discuss the plan with him. Mike Hymbough of Baton Rough, Louisiana spoke in support of the proposed efforts.

Leigh Ann Mathews, Main Street Director, expressed appreciation for the support of the Council in the Downtown Revitalization Plan and encouraged the community to get involved.

EXECUTIVE SESSION

Motion by Council Member Blanchard, seconded by Council Member Abel, that the **Council move to Executive Session** at 6:45 P.M. to discuss 5 ILCS 120/2 (c.) 2. Collective Bargaining and 5 ILCS 120/2 (c) 1. Personnel and 6. Sale of Municipally Owned Real Estate. On roll call vote, all present voted Aye.

No further business to come before the Council, in open session, Mayor Dunn called the meeting closed.

COUNCIL ADJOURNED AT 7:35 P.M.

Sue E. McMillan
City Clerk