****

PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF THE CITY HALL
111 SOUTH CAPITOL STREET
ON MONDAY, APRIL 25, 2005 AT 5:30 O'CLOCK P.M.
LYNDELL N. HOWARD * MAYOR * PRESIDING

PRESENT: COMMISSIONERS, RICHMOND, MADDOX, MASSAGLIA, AND JONES

ABSENT: NONE

****

The **Pledge of Allegiance** was led by employee Lisa Neff.

Roll was called and all commissioners were present.

Agenda

Motion by Com'r. Jones, seconded by Com'r. Richmond, that the **agenda be approved as presented**. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Massaglia, that the **Minutes of the Regular City Council Meeting of April 11, 2005 be approved as written.** On roll call vote, all present voted Aye.

Public Input on Agenda Items

Michelle Holder Chairperson of the Planning Commission addressed Council regarding the proposed agreement with Tri County Regional Planning Commission for planning services. She expressed the board's concern and the opinion that the necessity for a fulltime professional planner would be an inappropriate expense. Discussion followed on previous services for zoning issues. Explanation was given that the services in the agreement were for training services.

Richard Moon, 304 Lincoln North Pekin spoke to Council with concerns that consideration of an agreement with Velde Ford for sales tax abatement would give an unfair advantage over other dealers.

Consent Agenda

City Clerk Sue McMillan presented the following items under consent Agenda.
Motion by Com'r. Jones, seconded by Com'r. Massaglia, that the Consent Agenda b**e approved as presented.**

1. Receive and File Monthly Reports: Wastewater Treatment, Airport, Liquor Commission 4/7/05 and 4/14/05, LADD, March Revenues and Cash., and Building Report

2. Proclamations: Yellow Ribbon Rally Week April 24-30, 2005
   Youth Week May 1-7, 2005

3. Charitable Solicitation: VFW Roy King Post #1232 Poppy Days May 20-21, 2005

4. Receive and File Bids Annual Maintenance HVAC all City Owned Buildings - Opened April 22

5. Resolution No. 102-04/05 - Re-Appointment to the Police Pension Board Hal Watkins for a term to Second Tuesday in May, 2007

6. Receive and File Pekin Planning Commission Minutes Dated April 13, 2005

7. Receive and File Pekin Planning Commission Hearings and Recommendations:
   a. #1664 – Recommends approval of Rezoning of property at 801 Hamilton from R-4 to B-1 and R-4 to OS-1
   b. #1665 – Recommends approval of the Site Plan for Rezoning 801 Hamilton with stipulation that an appropriate Site Plan be presented, showing canopy, sidewalk, entry doors and garage door opening, subject to theses conditions and approval by Ron Sieh and Joe Wuellner
   c. #1666 – recommends approval of Rezoning of property at 1211 S. 9th Street from B-3 to OS-1
   d. #1667 – Recommends approval of the Site Plan for Rezoning of 1211 S. 9th Street

e. RECOMMENDATION – recommends as a whole the approval of the proposed resolution that there is not a necessity for a fulltime professional planner as the Commission already has access to planning aid from the Tri-County Planning Commission as needed; it would be an inappropriate expense to employ a fulltime professional planner

On roll call vote, all present voted Aye.

Mayor Howard read and presented the Proclamation "Yellow Ribbon Rally Week." Leslie Nell on behalf of Pekin Cares, P.A.T.S. and Military Moms accepted the resolution of the Council's support of honoring our present and past serving soldiers. She expressed appreciation for the Council and Community's support and encouragement of soldiers everywhere and asked the flag be displayed and yellow ribbon bow placed throughout the community.

Communications, Petitions, Reports

Retirees Presentation since 2003 were presented a retirement watch in appreciation for service to the City of Pekin.

Safety Award was presented by Public Property Director Greg Ranney to Lisa Neff for her suggestion submitted to the Safety Committee.

New Business

ORDINANCE NO. 1568-A 153
PROVIDING FOR THE REZONING OF CERTAIN PROPERTY
KING – 1211 SOUTH 9TH STREET
PIN 04-10-02-317-016

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that Ordinance No 1568-A 153 be adopted. Public Works Director Joe Wuellner summarized the request for the rezoning and the recommendation of the Planning Commission to rezone the property from B-3 General Business to OS-1 Office Service District as an aid for the Petitioner in marketing/financing of the property. On roll call vote, all present voted Aye.

ORDINANCE NO. 1568-A 154
PROVIDING FOR THE REZONING OF CERTAIN PROPERTY
HOLVERSON – 801 HAMILTON
PIN 04-04-35-342-001, 002 003 and PIN 04-04-35-342-005

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that Ordinance No 1568-A 153 be adopted. Public Works Director Joe Wuellner explained the recommendation and stipulation of the Planning Commission that an appropriate site plan be presented, addressing their concerns regarding the canopy, sidewalk, entry doors and garage door opening. The recommendation was to layer the property, Lots 4,5,6 from R-4 to B-1 and Lot 3 from R-4 to OS-1. On roll call vote, all present voted Aye.

Motion by Com'r. Massaglia, seconded by Com'r. Richmond, that the **SITE PLAN FOR 801 HAMILTON STREET** be adopted. On roll call vote, all present voted Aye.

ORDINANCE NO. 2425
AMENDING THE CODE OF THE CITY OF PEKIN 1995 TITLE 7-1A-2 REGARDING THE BUILDING CODE EXCEPTION TO HEIGHT AND AREA OF THE DOME

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that Ordinance No. 2425 be adopted. Council was informed that pursuant to a request from the Dragon's Dome LL.C. and approved by Council February 28, 2005, the completion of installation of a fire suppression system needed to be extended until May 1, 2005. On roll call vote, all present voted Aye.

Motion by Com'r. Maddox, seconded by Com'r. Jones, that the **AGREEMENT WITH TRI-COUNTY REGIONAL PLANNING COMMISSION FOR PLANNING SERVICES** be approved. Executive Director Terry Kohlbuss addressed questions in regards to the services that would be included in the agreement. On roll call vote, all present voted Aye.

ORDINANCE NO. 2426

AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL COOPERATION AGREEMENT VOLUME CAP $2,655,200.00 MORTGAGE ASSIST PROGRAM

Motion by Com'r. Maddox, seconded by Com'r. Massaglia, that Ordinance No. 2426 be adopted. On roll call vote, all present voted Aye.

RESOLUTION NO. 103-04/05

SETTING A PUBLIC HEARING REGARDING THE ESTABLISHMENT OF THE TIF III

Motion by Com'r. Maddox, seconded by Com'r. Massaglia, that Ordinance No. 2426 be adopted. It was announced that the Hearing would be on June 13, 2005 at 5:00 p.m. On roll call vote, all present voted Aye.

Motion by Com'r. Richmond, seconded by Com'r. Jones, that the **BIDS FOR HVAC MAINTENANCE BE ACCEPTED IN THE AMOUNT OF $7,960.00 AND THE CONTRACT BE AWARDED TO XCELL MECHANICAL SYSTEMS**. On roll call vote, all present voted Aye.

Motion by Com'r. Richmond, seconded by Com'r. Massaglia, that the **AGREEMENT WITH TEAMSTERS LOCAL 627 GENERAL EMPLOYEE GROUP** be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Richmond, seconded by Com'r. Jones, that the **AMENDMENT TO THE LETTER OF UNDERSTANDING RECREATIONAL RIVER CONCEPTS, INC.** be approved. Council discussed the request from owner William Kelso for 6 month extension until December 31, 2005 for the Belle of the Night. Concerns regarding visual appearance during park construction were further discussed. It was the recommendation of the Director of Planning and Development and the City Manager for the boat to remain docked. On roll call vote, all present voted Aye.

ORDINANCE NO. 2428

AUTHORIZING DEVELOPMENT AGREEMENT VELDE OLDSMOBILE-CADILLAC-GMC TRUCK, INC.

Motion by Com'r. Richmond, seconded by Com'r. Massaglia, that Ordinance No. 2428 be adopted. On roll call vote, all present voted Aye.

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that the **WASTEWATER TREATMENT OPERATIONS RETURN AS A CITY OPERATION**. City Manager Dennis Kief informed Council of his recommendation to operate the treatment plant in house. On roll call vote, all present voted Aye.

Other Business

Mayor Howard presented the Proclamation "Youth Week" to Matt Stropes as representative of the Elks to honor junior citizens for their accomplishments in the community

Reporters from the *Peoria Journal Star and Pekin Daily Time* were given the opportunity to ask questions.

Motion by Com'r. Richmond, seconded by Com'r. Jones that Council move to **Executive Session** at 6:45 P.M. to discuss 120/2 (c) . Personnel. On roll call vote, all present voted Aye. Executive Session began at 6.25 p.m.

No further business to come before the Council, a motion was made by Com'r. Maddox seconded by Com'r. Jones that Council adjourn. Motion carried by voice vote.

COUNCIL ADJOURNED AT 7:00 P.M.

Sue E. McMillan
City Clerk