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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 APRIL 23, 2018 AT 5:30 O'CLOCK P.M.
JOHN MCCABE * CHAIR * PRESIDING

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PLEDGE OF ALLEGIANCE

All Council Members were present. A quorum was declared by Mayor McCabe.

Attendee Name	Title	Status	Arrived
James A Schramm	Council Member	Present	5:24 PM
Michael Garrison	Councilman	Present	5:16 PM
Lloyd Orrick	Mayor Pro-Tem	Present	5:15 PM
John P Abel	Council Member	Present	5:15 PM
Michael Ritchason	Council Member	Present	5:23 PM
Mark Luft	Council Member	Present	5:18 PM
John McCabe	Mayor	Present	5:31 PM

APPROVE AGENDA

3.1. Motion to: **Approve agenda**

3.2. Motion to: **Motion to Table 5.5**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Ritchason, Council Member
SECONDER:	Mark Luft, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

3.3. Motion to: **Motion to Adopt Agenda as Amended**

APPROVAL OF MINUTES

4.1. City Council - Regular Meeting - Apr 9, 2018 5:30 PM

RESULT:	**ACCEPTED [UNANIMOUS]**
MOVER:	Michael Ritchason, Council Member
SECONDER:	John P Abel, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

CONSENT AGENDA

Mayor McCabe presented the Consent Agenda and five business items were approved by Omnibus vote.

5.1. Tazewell County Animal Control Billing - March 2018

5.2. Building Department Report - March 2018

5.3. Pekin Zoning Board of Appeals Minutes Dated March 14, 2018

5.4. Receive and File Proposals for Codification

5.5. Resolution No. 92-17/18 Annual Appointments

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

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Ritchason, Council Member
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

COMMUNICATIONS

6.1. Public Hearing Budget Fiscal Year 2018-2019

Tom Veatch spoke as the Local Union President asking Council to recheck the proposed budget. He explained that failure to replace employees is cuts. It is a disservice to the public and members. Mr. Carson has justified cuts. He believes the debt will still be there even if you eliminate all fire and police. Failure to hire new employees creates less contributions to funds. We need administrative positions to operate local government. He fully supports a balanced budget, but pension costs were not a factor just an excuse.

Keith Leason spoke as the local representative speaking only about vacant positions in the street department. We went through contract negotiations last year keeping in mind budgetary constraints. Have had 2 vacancies in street department. One was filled a couple of months back and one due to retirement. With the condition of streets, we don't need to reduce staff anymore. There are 9 employees in the street department, we used to have 11. Ask that Council fills vacant position.

Jeff Handgardner spoke from the street department. He commented that they are down to 9 or 10 employees. He calculated that it was 10% of the work force. It's crucial we need positions filled. He asked that Council come and see what they do and what equipment they use.

Dave Nutter spoke and stated that he knows it's difficult. He cannot balance the budget out. He believes we should hire part time yard crew. In comments written by City Manger, shortfalls can be taken out of general fund. Airport has shortfall but transfer out of airport. Don't put a line item to transfer something out of there. He asked that we explain transferring line items to other departments to balance. He also asked if we're moving line items to make a footnote on the budget.

Jim Mangan spoke to remind Council that they do not have to pass the budget tonight and that they have time to put some better numbers together, as long as you have it passed by the 30th. He suggested changes to personnel items, economic development and tourism department, and all non-union employee planned pay raises. He further explained that there is a procedure that gives you 3 extra months to get the budget passed and gives the public 30 days to examine the budget instead of 10. Takes 2/3's of a vote from Council.

Rick Hilst spoke regarding the budget and TIFF funds and general fund being used to pay salaries.

Mayor McCabe closed the public hearing at 5:59 PM.

PUBLIC INPUT

Dave Nutter spoke regarding the resolution for the demolition project. He expressed that he agrees with the demolition of some of these properties. He then asked questions regarding about the policy for paying for something ahead of time and if there is a line item for landfill fees.

Jim Mangan spoke on the demolishing of properties. He was curious on how and when the monies for demolition dumping to landfills came to council. He then asked specifics on filling basements and putting liens on properties. He commented on the current codification and if there is a plan to put an index to find items more quickly.

7.1. Motion to: **Motion to overrule Chair to allow additional public input**

Rick Hilst approached the podium to speak about the budget with regard to line item revenues under the Police Department and impound fees. He felt the money is not where it is supposed to be and that it should be a restricted fund. Mr. Hilst read the request from a previous Council packet that stated impound fees should be transferred to the capitol fund.

RESULT:	**ADOPTED [6 TO 1]**
MOVER:	Mark Luft, Council Member
SECONDER:	John P Abel, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft
NAYS:	John McCabe

NEW BUSINESS

8.1. Ordinance No. 2782-17/18 An Ordinance Adopting The Annual Budget 2018-2019

City Manager Anthony Carson read a prepared statement about the budget. He explained that he presented a balanced equitable budget to citizens and employees. He felt that it was taken very seriously and was not an easy process. He stated that the budget documents have been available to the public since March 30th.

Human Resource Director and Finance Director Sarah Newcomb explained minor changes to the budget. Council Member Orrick asked a few line items to be added. She explained changes to public property, seasonal yard crew, the police pension fund and fire pension fund with regards to property tax levy dollars, and real estate tax line items..

City Manager Anthony Carson explained that questions regarding impound fees were sent to Council last week and that it is being done per Resolution. He then explained that the library is a cost that is paid to the City for payroll as we do the same for 911. He stated that he is trying to make sure everyone that is employed today continues to be employed and that his most important tasks are to provide these services to the budget. He stated that next year will be worse with pension obligations, the actuarial numbers will go up and our revenue is not going up. He explained that it would be irresponsible to add positions that we will not be able to pay for next budget year. Mayor McCabe commented that the savings are not realized again next budget year and that the General Fund is where the majority of services is provided to the public.

Council Member Luft thanked the public for their input. He raised questions regarding the resolution for the impound fees and whether or not any expenditures came before Council. He continued to state that this was a restricted fund and should not be used without Council's knowledge. He stated that this revenue is not supposed to be listed on the budget under the police department. Finance Director Sarah Newcomb responded that police vehicles were not spent out of the impound fees. Council Member Luft continued to question other projects that included Court Street state money and when we will be receiving it, rental property revenue, safety programs, training and education and vehicles. Council Member Luft then continued to raise questions as to why we wouldn't keep our street department in full force. City Manager Anthony Carson responded that we just had a retirement and that we are waiting for Council to pass the budget before filling the position, but no funding was cut. Council Member Luft continued to ask if anything money was ever taken out of the impound fees and passed by Council. Ms. Newcomb explained that that no money had been taken out of impound fees and passed by Council. She stated that the police vehicles were all taken out of the police department expenses.

Council Member Abel suggested that we put the fuel pump money into storm water repairs or put it towards Vista Grande.

Council Member Ritchason explained that he was non-commital and how difficult of a financial situation the City is in right now. He added how he feels uneasy about cutting public safety and how the efficiency study concluded that staffing levels of the fire department are less than ideal. Council Member Ritchason voiced that he cannot support this budget as a whole.

Mayor McCabe redirected the Council back to the topic of Court Street. City Treasurer Jim Wolf explained that the General Fund has advanced towards completion of Veterans Drive South. When the State pays for the remaining original $30K we will have to give the General Fund back to pay for final completion. This will determine the remaining amount to be used for Court Street, $8.5M is coming back to us, then we have to pay the General Fund back.

Council Member Orrick questioned whether or not the City had any planned expenditures. Mr. Carson explained that the impound money is available for Council to use as they see fit. Council Member Abel commented that part of the fuel pumps were spent out of the impound fee fund. Ms. Newcomb interjected that no money has come out of the impound fees at this time. Council Members Ritchason and Orrick both agreed that they did not realize the new fuel pumps were coming out of the impound fees. Council Member Luft showed concern that other revenue was put under the impound fees. Ms. Newcomb explained that impound fees go to the Capitol fund and are made up of two sources, 2% gas tax and impound fees. Council Member Luft voiced that the Resolution was not written correctly and that it should have been earmarked as a specifie account set aside to use as necessary. City Treasurer Jim Wolf pointed out that if Council asks for a report one would be provided. Mr. Wolf proceeded to read Resolution 22 15/16. Mayor McCabe pointed out that the fuel pump came out of the Capitol Fund not the revenue for impound fees.

Mayor McCabe concluded that he has put a certain amount of trust in the budget and with a budget this size it can get confusing. He felt we have exhausted our efforts and conversations on the budget for now. Mayor McCabe declared that a Special Meeting will be held on the budget on April 30th at 1 P.M.

RESULT:	**FAILED [3 TO 4]**
MOVER:	James A Schramm, Council Member
SECONDER:	Michael Garrison, Councilman
AYES:	James A Schramm, Lloyd Orrick, John McCabe
NAYS:	Michael Garrison, John P Abel, Michael Ritchason, Mark Luft

8.2. Codification Services, Publication and Supplement Services for the Municipal Code of the City of Pekin Illinois

City Clerk Sue McMillan presented the winning bid for the codification of the City's code. Codification is the process of arranging laws and rules of the City in a systematic publication. In 1992 Sterling Codifiers published an update of the City's 1959 Code. Not wanting to renew the annual maintenance fee, the City chose to have an employee retype the publication in a Word document for in-house updates of ordinances. On April 10, 1995 the present format of the City of Pekin Code was adopted. Previous ordinance numbers, footnotes for cross references were not included in the new document making it difficult to research. Money was placed in the present budget for a qualified company to assist in providing a current publication and supplement services. The RFP was composed, published in the newspaper and on the website, and mailed to 5 companies with 3 submitting pricing on April 4, 2018. A selection team of frequent department users of the Code, Chief Dossey, Chief Nelson, John Lebegue, Mike Guerra, Nicole Stewart and myself reviewed the proposals. Bob Schaich was asked for IT input on the compatibility with the City website, other website features, and specific support of certain technologies.

Based on criteria relevant to this project the firm offering the best combination of experiences, qualifications, project approach and price, Municode is recommended to be awarded the agreement.

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

8.3. RESOLUTION NO. 90-17/18 A RESOLUTION REGARDING AUTHORIZATION OF DEMOLITION OF 1019 MAPLE STREET, 1026 MAPLE STREET, 1223 ANN ELIZA STREET, 3213 MALL ROAD, 328 HENRIETTA STREET AND 123 CHARLOTTE STREET

Building Inspector John Lebegue presented 6 properties with the common addresses of 1019 Maple Street, 1026 Maple Street, 1223 Ann Eliza Street, 3213 Mall Road, 123 Charlotte Street and 328 Henrietta Street and have found that the structures on the subject properties constitute an immediate and safety hazard and pose a danger to the health, safety and welfare of the City and deem it in the best interests of the City of Pekin that the structures on the properties be demolished. To meet the requirements of the demolition process, the Inspections Department duly notified all interested parties, published Notice to Abate notices in a newspaper of general circulation and posted notices on all subject properties as required by State statute. A mandatory 30 day waiting period will end by April 30, 2018 for all properties in which the City then has 120 days from the last date of the notice publication to complete demolition. Following the required notification and posting of notices, the Inspections Department requested and received bids for anticipated demolition, clean up and restoration of the properties. The following companies responded: Dave Burling & Son Excavating; Wayne Litwiller Excavating, Inc.; Advance Demolition; Hood Demolition; and River City Demolition. The bids the City received were very competitive and staff recommends that the demolitions of the subject properties be performed by the lowest bidding contractors on each property. Staff recommends to accept the bids of: $4,990 from David Burling & Son Excavation for the demolition of 3213 Mall Road; $3,000, $4,500 and $4,300 from Advance Demolition for the demolition of 1019 Maple Street, 1026 Maple Street and 1223 Ann Eliza Street, respectively, and $6,650 and $9,850 from River City Demolition for the demolition of 123 Charlotte Street and 328 Henrietta Street, respectively. The total cost of demolition for the six selected properties came to a total of $33,290. The fees for the disposal of the demolition materials at the Indian Creek Landfill are not included in the bid totals. A separate account has been set up at the landfill and the City will directly pay the disposal costs. By setting up a separate account, the City obtains a more competitive rate for the dumping of demolition materials and has the ability to pay ahead to the landfill if any money remains in the demolition line item at the end of the budget year to maintain a credit balance to cover future disposal fees. For example, in FY 16/17, $14,000 was paid ahead to the Indian Creek Landfill and $2,328.69 has been expended to date in this fiscal year, leaving a current balance of $13,671.31 to cover disposal costs for the FY 17/18 demolitions.

Council Member Orrick inquired as to whether the all liens are removed if the property goes to tax sale. He inquired about filling in the basements once demolished. He thanked Mr. Lebegue for his work.

Council Member Abel suggested that one of these properties could qualify for Habitat for Humanity.

Mayor McCabe clarified that it is up to the property owner to donate to Habitat for Humanity.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	John P Abel, Council Member
SECONDER:	Michael Ritchason, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Jim Mangan approached the podium to discuss the $4.5M for Court Street. He stated he was confused on the funds to pay back to the General Fund.

Tony Rendleman spoke from the Pekin Fire Pension Fund spoke regarding the cost of a new firefighter and how it affects the commission.

John McNish commented pointed out that he sent a FOIA request to the State for disposal records certificates.

Rick Hilst commented on the 2 cents deposited into the Capitol Fund. He believes it should be 4 cents per resolution. He also commented on the Rosewood lane repair and how he cannot find this cost in the budget.

Tom Veatch thanked the 4 Council Members that voted against the budget.

Brandon Burnett from local fire discussed the General Assembly's date to have a fully funded pension and how hiring tier 2 firefighters after tier 1 firefighters retire increases pension revenue. He also expressed his public safety concerns.

City Manager Anthony Carson clarified that when it takes 4 or 5 general fund employees for 1 firefighter or police officer it is because a part of the general fund employees are not paid 100% out of the general fund. If their salaries are only paid at 20% then you would need 5 of those employees to equal one of the fully funded general funded employees, depending on the percentage of the salary paid out of the general fund.

Mayor McCabe offered a moment of silence for Eugene Pruvost, a retired police officer from the City of Pekin.

Council Member Abel commented that everyone received their real estate tax bill and all went up except for the City's.

Council Member Schramm duplicated Council Member Abel's comment.

Mayor McCabe commented that his City taxes and monthly garbage bill combined is still less than the two school districts. He then thanked other members of the community that has served for the City. The Mayor discussed the budget and the emails he's received and spoke about the consequences of posting on social media. The Mayor took a trip to Springfield to attend the Skills USA of IL Convention and 20 students from Pekin were also there participating. He asked that everyone stay open minded about the Destination Imagination fundraiser. He also reminded everyone that the annual Ambuc's Auction is Friday, May 4th at 5 p.m. at the Arena.

EXECUTIVE SESSION 5 ILCS 120/2 (C) (21.) MINUTES CLOSED UNDER THE ACT

10.1. Motion to: **Motion to Move to Executive Session**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Mark Luft, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

NEW BUSINESS

11.1. Resolution No. 91-17/18 A Resolution Regarding Minutes of Executive Session Meeting of the City Council of the City of Pekin, Illinois

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Mark Luft, Council Member
SECONDER:	Michael Ritchason, Council Member
AYES:	Schramm, Garrison, Orrick, Abel, Ritchason, Luft, McCabe

ADJOURN

No further action to come before the Council, motion was made by Council Member Luft, seconded by Council Member Ritchason that Council adjourn. Motion carried viva voce. Mayor McCabe adjourned the meeting in open session at 8:55 P.M.