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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 SOUTH CAPITOL STREET
ON MONDAY, APRIL 11, 2011 AT 5:30 O'CLOCK P.M.
RUSTY L. DUNN, MAYOR PRESIDING**

PRESENT: COUNCIL MEMBERS, KORTKAMP, BLANCHARD, BARRA, SCHMIDGALL, STRAND, AND DUNN

ABSENT: COUNCIL MEMBER ABEL

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The **Pledge of Allegiance** was led by Mayor Rusty L. Dunn.

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

AGENDA

Motion by Council Member Strand, seconded by Council Member Kortkamp, that **the agenda be approved as presented.** Motion by Council Member Strand, seconded by Council Member Barra, that **item 9.6 Engineering Agreement with Froth be removed from the agenda and the agenda be approved as amended.** On roll call vote all present voted Aye. On motion to approve the agenda as amended on roll call vote all present voted Aye.

MINUTES

Motion by Council Member Strand, seconded by Council Member Barra, that the **minutes of the Regular City Council Meeting of March 14, 2011 and the Special Council Meeting of March 17, 2011, be approved as written.** On roll call vote, all present voted Aye.

PUBLIC INPUT ON AGENDA ITEMS

Cody Hendricks, 405 St. Julian, addressed the Council regarding the residency amendment to the Personnel Policy. He spoke against allowing employees to live outside the City. He felt there were good citizens to hire here and employees should live in and have a stake in the City.

CONSENT AGENDA

Motion by Council Member Strand, seconded by Council Member Kortkamp, that the **CONSENT AGENDA be approved as presented.** Mayor Dunn gave recognition to the Main Street organization proclamation and presented the following for consideration of the Consent Agenda items by Omnibus Vote.

7.1 Receive and File Monthly Reports and Minutes: Police Department March 2011 Report; Traffic Safety Committee April 1, 2011 Minutes; Liquor Commission February 24, 2011 and unapproved March 24, 2011 Minutes.
7.2 Proclamations: Pekin Main Street Month – April Parkinson's is the Pits Month – April
7.3 Charitable Solicitations: Benefit Bryan Dunn Benefit Derek Roberts – May 14, 2011 Benefit Lisa Schmidgall Benefit Blanche Smith – May 14, 2011 Tag Day Pekin Lil Lettes – April 23, 2011 Tag Day ALS Lou Gehrig's Disease – May 14, 2011
7.4 Resolution No. 92-10/11 – Mayor's Appointment of Christopher Joey Meskimen to the Mayor's Advisory for Persons with Disabilities until May 2014.
7.5 Receive and File Check from Tazewell County Health Department for West Nile Virus Grant.
7.6 Receive and File Letter from U. S. Department of Housing and Urban Development CDBG Program Timeliness of Expenditure Grant Funds 2010 Program.

7.7 Receive and File Zoning Board of Appeals Minutes Dated March 9, 2011.
7.8 Receive and File Pekin Planning Commission Minutes Dated March 9, 2011.
7.9 Receive and File Pekin Planning Commission Hearings: Hearing #11-1829 Recommends to approve Special Use for Loft Living at 17 North 4 th Street.

On roll call vote, all present voted Aye.

NEW BUSINESS

Motion by Council Member Blanchard, seconded by Council Member Kortkamp, that the **SPECIAL USE FOR LOFT LIVING AT 17 NORTH 4TH STREET, be approved.** Public Works Director Joe Wuellner presented the Pekin Planning Commission recommendations to approve the special use for the upper level single dwelling unit above Missy's Restaurant allowed in the downtown B-1 zoning. On roll call vote all present voted Aye.

Motion by Council Member Blanchard, seconded by Council Member Strand, that the **COMMUNITY DEVELOPMENT BLOCK GRANT 2011 ACTION PLAN, be approved.** Community Development Director Pamela Anderson presented in a PowerPoint the HUD required plan that stated the needs, priorities, and plans for the fiscal year. The Plan also contained performance measurements based on the Five Year Consolidated Plan. She stated the Plan was available for public review and Hearing conducted on April 8, 2011. Council questioned the possibility and concern for the program in light of the federal budget cuts. On roll call vote all present voted Aye.

CITY OF PEKIN POLICY NO. 20-10/11
GENERAL FUNDS RESERVES POLICY

Motion by Council Member Kortkamp, seconded by Council Member Barra, that Policy No. 20-10/11General Fund Reserves Policy, be adopted. Interim City Manager Frank Mackaman stated proposed revision and replacement of Policy 18 Fund Balance Policy. The policy did not accurately reflect General Fund reserves requirement as directed by the Council due to distortions in the expense categories. He confirmed that the City has sufficient reserves to cover long term and the approved budget met the 25% threshold. City Treasurer James Wolf spoke in support of the revisions as a clearer explanation going forward. On roll call vote all present voted Aye.

Motion by Council Member Kortkamp, seconded by Council Member Barra, that the **ENGINEERING AGREEMENT WITH MAURER-STUTZ** f**or design of new bridge for Sheridan Road crossing over Lick Creek be approved in the amount of $80,151.00.** Mr. Wuellner recommended moving forward on the design of the structure in order to be ready for bid and FY2014 construction. On roll call vote all present voted Aye.

Motion by Council Member Schmidgall, seconded by Council Member Kortkamp, that the **AMENDMENT TO EAST RAMP-REHABILITATION PROJECT C15-3990 AIP 3-17-0078-B11 AT PEKIN AIRPORT, be approved.** Council was advised that the no-cost amendment was from IDOT in response to Senate Bill 51. Consultant invoices for eligible services incurred now would be paid directly to the Airport Sponsor and in return the City pay the engineering firm. On roll call vote all present voted Aye.

RESOLUTION NO. 91-10/11
REVISION TO THE CITY OF PEKIN EMPLOYEE HANDBOOK
REGARDING RESIDENCY GENERAL AND SPECIAL CONDITIONS

Motion by Council Member Schmidgall, seconded by Council Member Barra, that Resolution No. 91-10/11, be adopted. Interim City Manager Frank Mackaman requested Council action to change city residency requirement, applicable to 21 non-union employees, to a 10-mile radius. The fire chief, police chief, public works director and supervisor, superintendent of transportation and city manager would be required to live in the city limits. He explained most employees remained governed by collective bargaining contracts with more relaxed policies. It was felt the expansion would improve the ability of the City to attract and retain high quality staff and be competitive with other communities. Council Member Schmidgall thought it equitable to allow non-union employees the same options as recent negotiated contracts. He felt people who work in the City 8-5 will spend tax dollar here. Council Member Blanchard took exception to the rationale that the change improves ability to attract quality staff. Council Member Barra supported rationale to think "regional." On roll call vote Ayes, Barra, Kortkamp, Strand, Schmidgall, Dunn; Nay, Blanchard. Motion Carried.

ORDINANCE NO. 2637-10/11
AMENDING TITLE 6 OF THE CODE OF THE CITY OF PEKIN
REGARDING PUBLIC SOLICITATION OF FUNDS

Motion by Council Member Schmidgall, seconded by Council Member Kortkamp, that Ordinance No. 2637-10/11, be adopted. In response to an issue raised by Council Member Strands as to the perception that Council was approving the legitimacy of fundraisers, a revision to the code that removed Council's approval of submitted registrations was presented. Discussion followed if the permits were necessary at all. Attorney Dancey expressed opinion that the process at least required the solicitor to swear to the accuracy of the information which provided one level of screening. On roll call vote all present voted Aye.

ORDINANCE NO. 2638-10/11
APPROVING THE TRANSFER VOLUME CAP
IN CONNECTION WITH PRIVATE BOND ISSUES

Motion by Council Member Barra, seconded by Council Member Strand, that Ordinance No. 2638-10/11, be adopted. Council was asked that the City again commit its 2011 home rule volume cap to First-Time Homebuyer Down payment Assistance Program. Community Development Director Pamela Anderson explained that the Assist program offered families the opportunity to buy homes by issuing tax-exempt single family bonds through the City of Aurora. On roll call vote all present voted Aye.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council Member Blanchard expressed condolences to the family of previous City Manager Dennis Kief on the death of his father. He also announced the opening of 14th Street Hardware.

Mayor Dunn encouraged Council and newly elected members to attend a training session sponsored by Miller, Hall & Triggs on Saturday, May 7, 2011 at ICC. He next informed the public of the Statutory-required task of filling the vacancy in the position of Council Member after Council Member Barra resigns to take her seat as the newly elected Mayor. He suggested two approaches: 1) choose from a pool of interested applicants. 2) select the candidate that received the next highest votes in the election. Letters of Interest were to be submitted for consideration of the Mayor with consent of Council to the City.

Public Works Director Joe Wuellner advised Council that changes in the prevailing wage regulations would make the City participation in the sidewalk program extremely difficult.

Police Chief Nelson encouraged motorist to be observant of bikers and motorcyclist as the weather gets warmer.

Joe Schott, 2507 Cherry Lane, spoke in opposition to a stormwater fee. He encouraged Council not to spend$89,000 for stormwater utility planning and implementation from an already deficit budget.

Tim Golden, 2104 Alhambra, addressed Council in regards to the Eastside Fire Station project stating there was no warranty by his interpretation of the contract.

Chris Schott, 2507 Cherry Lane, announced an Easter Egg Hunt sponsored by the SBA would be held on Saturday at the Dome from 11:00 a.m. -12:30 p.m. She expressed appreciation to the Pekin Park District for the joint efforts.

John McCabe, 1407 Glendale, questioned the deadline for submission of interest in filling the vacancy in the Council position. He was informed that the Mayor, with consent of Council, had 60 days from receiving the resignation to appoint a person.

Interim City Manager Frank Mackaman advised Council of a notice he received from Economic Development Council of Peoria regarding a complimentary study conducted by Tri-County Planning from a $120,000 grant that could be used for the stormwater utility planning and implementation. This late notice initiated the removal of the agreement with Foth and further consideration of options.

EXECUTIVE SESSION
Motion by Council Member Barra, seconded by Council Member Strand, that the Council move to Executive Session at 6:50 P.M. to discuss:
5 ILCS 120/2 (c) 1. Personnel. On roll call vote all present voted Aye.

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

COUNCIL ADJOURNED AT 8:10 P.M.

Sue E. McMillan
City Clerk