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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 THE CITY HALL
111 SOUTH CAPITOL STREET
ON MONDAY, APRIL 11, 2005 AT 5:30 O'CLOCK P.M.
LYNDELL N. HOWARD * MAYOR * PRESIDING

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

ABSENT: NONE

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The **Pledge of Allegiance** was led by students Jim Laws and Mike McCowan from PCHS government class.

Roll was called and all commissioners were present.

Agenda

Motion by Com’r. Richmond, seconded by Com’r. Massaglia, that the **agenda be amended** by adding under Consent Agenda # 9. and #10. Proclamations: National Public Safety Telecommunicators Week and National Library Week 2005 and under New Business #10. Resolution No. 101-04/-5 A Resolution Authorizing the City of Pekin Finance Director/Treasurer to Establish An Additional Fund Depository. On roll call vote, all present voted Aye.

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

Motion by Com'r. Richmond, seconded by Com’r. Massaglia, that the **Minutes of the Regular City Council Meeting of March 28, 2005 be approved as written.** On roll call vote, all present voted Aye.

Public Input on Agenda Items

Bill Gilroy objected to the City spending additional money for the demolition contract of the grain elevators for the Riverfront Park project. He expressed concerns regarding the structural member on the back of the Sours elevator that would afford access over the railroad tracks to the Belle of the Night that was moored on the riverfront. He also questioned why asbestos was not discovered and removal speced as part of the bid.

Stan Mandrell, Union Stewart, thanked Council on behalf of President Kieth Gleason of the Teamsters Local No. 627, for terms of the ratified Agreement.

Consent Agenda

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

1. Receive and File Monthly Reports: Tazewell County Animal Control, Liquor Commission 3/17/05 and 3/31/05

2. Charitable Solicitation: Jenny Miller June 4, 2005

3. Receive and File Second Year Report for NPDES Stormwater Compliance

4. Receive and File IEPA Revolving Loan Pre-Application for Wastewater Facilities

5. Receive and File Pekin Police Department Year End Report 2004

6. Receive and File Tree City USA 15th Year Designation

7. Receive and File Bids for HVAC Maintenance of Municipal Buildings Opened March16, 2005

8. Receive and File Liquor Commission Recommendations to Liquor Commissioner:
   a. Hearing #1 - that the request from Robert Center for the sale of liquor at 431 ½ Court Street

be approved by the City Council

9. Proclamation: National Public Safety Telecommunicators Week April 11-17, 2005

10. Proclamation: National Library Week 2005 April 10-16, 2005

On roll call vote, all present voted Aye.

New Business

Motion by Com'r. Maddox, seconded by Com'r. Massaglia, that the **LIQUOR USE REQUEST FOR ABOVE GRADE SALES AT 431 ½ COURT STREET** from Robert Center as recommended to the Liquor Commissioner by the Liquor Committee be approved. Mayor Howard recommended Council consider approval and that the liquor license would not be issued without compliance with the new Liquor Code. The Fire and Police Chiefs were then asked to tell some of those provisions which included video camera and mirrors for "view from street", widen staircase, compliance with building and fire codes. On roll call vote, Ayes, Richmond, Massaglia, Maddox and Howard; Nay, Jones. Motion Carried.

Motion by Com'r. Maddox, seconded by Com'r. Massaglia, that the **SITE PLAN FOR LIQUOR SALES LOCATED AT 431 ½ COURT STREET** be approved. Ron Sieh reported to Council that the Planning Commission had approved the layout in April 2004. The Council did not act on the recommendation that meeting. Mr. Sieh told Council that any concerns would be presented to the owner for implementation and upon satisfactory completion an occupancy permit would then be issued. On roll call vote, Ayes, Richmond, Massaglia, Maddox and Howard; Nay, Jones. Motion Carried.

Motion by Com'r. Jones, seconded by Com'r. Richmond, that the **ENGINEERING AGREEMENT WITH CRAWFORD, MURPHY & TILLY, INC. for Pekin Municipal Airport Taxiways Project in an amount not to exceed $4,000.00** be approved. Illinois Department of Transportation had approved preliminary phase service fee funding. Commissioner Richmond questioned if taxiways were different from improvements to runways from last year. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Massaglia, that the **CHANGE ORDERS FOR THE GRAIN BIN DEMOLITION in the amount of $71,597.00** be approved. Council heard the recommendation to approve additional costs for asbestos removal, structure to afford access to the boat over the railroad tracks and excavation work necessary to assist in the park construction. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Richmond, that the **AGREEMENT WITH TEAMSTERS UNION NO. 627 STREET DEPARTMENT APRIL 1, 2005- MARCH 31, 2009** be approved. Highlights of the 4 year contract were outlined by the City Manager. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Massaglia, that the **AGREEMENT WITH TEAMSTERS UNION NO. 627 SOLID WASTE DEPARTMENT APRIL 1, 2005- MARCH 31, 2009** be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Maddox, seconded by Com'r. Massaglia, that **ALL BIDS FOR HVAC CITY BUILDING PROJECTS** be rejected. Attorney Dancey advised Council in order to avoid ambiguities in the bids in regards to hourly rates if contract extends for 6 years, it would be best to re-bid the project. On roll call vote, all present voted Aye.

PRESENTATION WASTEWATER TREATMENT FACILITIES OPERATIONS PROPOSALS – From a prepared memo to Council, City Manager Dennis Kief reported on the process of receiving Statements of Qualifications from 4 Contract operators and also evaluation of costs of the City operating the facilities.

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that the **CONTRACT WITH AMEREN CILCO FOR RIVERFRONT PARK ELECTRIC SERVICE** be approved. On roll call vote, all present voted Aye.

<u>RESOLUTION NO. 101-04/05</u>
AUTHORIZING THE CITY OF PEKIN FINANCE DIRECTOR/TREASURER TO ESTABLISH AN ADDITIONAL FUN DEPOSITORY

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that Resolution No. 101-04/05 be adopted. Finance Director Robert Reis explained that the resolution gave the authority to open a new Money Market account with Fondulac Banking Center a division of Morton Community Bank. The funds, proceeds of the bond with the bank, were being invested until closing on the purchase of additional property for the Riverway Business Park.

Other Business

City Manager Dennis Kief announced a **PUBLIC INFORMATIONAL MEETING FOR VETERANS DRIVE (BROADWAY TO FISCHER ROAD).** The open house would be on Thursday, April 28, 2005 from 6:00 p.m. until 7:30 p.m. at Sunset Hills School. Consulting personnel would be available during that time to explain the project on display and to answer questions and receive written comments from the public on the extension.

Commissioner Richmond thanked all candidates for offices or boards for removing their election campaign signs in a timely manner after Tuesday's results.

Commissioner Jones addressed Council and staff on concerns of approving variances regarding fences, setbacks, etc. He had previously communicated an idea to contract with Tri-County Regional Planning for some insight in reviewing such request. He requested that the City Manager place the prepared agreement on the next Council Agenda for consideration.

Director of Public Properties Greg Ranney, thanked everyone for their efforts in negotiating the Solid Waste and Street Department contracts.

Mayor Howard announced a community open forum meeting on Tuesday, April 26 @ 6:00 p.m. The informal meeting would be held at the Eagles Lodge in conjunction with Southside Business area.

Denny Vaughn addressed Council and questioned the necessity of contracting an outside provider for services in the Planning and Building Department when the City has employees to do the job. It was explained by Commissioner Jones that the agreement with TCRP was to train and assist the City, the Board of Appeals and Planning Commission members.

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

Motion by Com'r. Massaglia, seconded by Com'r. Maddox that Council move to **Executive Session** at 6:15 P.M. to discuss 120/2 (c) 3. Collective Bargaining and 11. Pending or Threatened Litigation. 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. Massaglia, seconded by Com'r. Maddox that Council adjourn. On roll call vote, all present voted Aye.

COUNCIL ADJOURNED AT 6:40 P.M.

Sue E. McMillan
City Clerk