City of Pekin
AGENDA

REGULAR COUNCIL MEETING OF MARCH 27, 2006
5:30 P.M.

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL
Clerk to Call the Roll

IV. APPROVAL OF AGENDA
ACTION: *Motion to approve the meeting agenda*

VOTE REQUIRED

V. APPROVAL OF MINUTES
ACTION: *Motion to approve minutes of March 13, 2006, Special Meeting March 7, 2006, and Special Meeting March 20, 2006*

VOTE REQUIRED

VI. PUBLIC INPUT ON AGENDA ITEMS
Speakers to state name, address, and spell last name. Questions unrelated to agenda items are accepted during "Public Questions" near the end of the meeting.

VII. CONSENT AGENDA

1. **Receive and File Reports and Minutes:** Airport Commission, Tourism 2/15/06, Building

2. **Receive and File Global Towers Amendment to Site Lease Agreement**
Amendment to existing lease agreement regarding ground space

3. **Receive and File Bids for Annual Street Maintenance**

4. **Receive and File Consent to Vacation of Right of Way from Central Illinois Light Company dba Ameren/CILCO**
Action under New Business

5. **Resolution No. 144-05/06 - Mayor's Appointment of Joseph Berardi as Citizen Representative to the Traffic Safety Committee effective immediately and subsequently for a one-year term ending the first Monday in May 2007**

6. **Receive and File Planning Commission Minutes Dated March 8, 2006**

7. **Receive and File Planning Commission Hearings and Recommendations:**
    a. Hearing #1701 – to approve Special Use and Site Plan request for sale of motor fuel at Kroger parking lot located at 1607 Broadway
    b. Hearing #1702 – to approve Special Use and Site Plan request for drive through for Sonic Restaurant located at 3601 Court Street

Action to be taken under New Business.

***ACTION**: Motion to approve consent agenda*

VOTE REQUIRED TO APPROVE CONSENT AGENDA

VIII. COMMUNICATIONS, PETITIONS, REPORTS

Monthly Financial Report for February 2006 **(BR)**
Monthly report of the financial condition of the City

***PRESENTATION:** Bob Reis Finance Director*

Public Hearing Budget for Fiscal Year May 1, 2006 Through April 30, 2007 **(DK)**
***DESCRIPTION:** To consider and hear testimony relative to the adoption of the Budget for fiscal year May 1, 2006-April 30, 2007*

***ACTION:** Mayor to allow Council, staff, and interested persons to be heard on the proposed Budget. Council to act on Ordinance under New Business.*

***PRESENTATION:** Dennis Kief City Manager*

NO VOTE REQUIRED

IX. NEW BUSINESS

1. **Resolution No. 145-05/06 - Adopting the Fiscal Year May 1, 2006 Through April 30, 2007 Budget for the City of Pekin, Illinois** **(DK)**
***DESCRIPTION:** Consideration of the FY 2007 Budget for the operation of the City from May 1, 2006 through April 30, 2007.*

***ACTION:** Motion to adopt Resolution.*

VOTE REQUIRED

2. **Ordinance No. 2465 - Amending Title 3, Chapter 2, Sections 1, 2, 3 of the Code Regarding Municipal Taxation** **(DK)**
***DESCRIPTION:** Increasing Home Rule sales tax by ¼%*

***ACTION:** Motion to adopt Ordinance*

***PRESENTATION:** Dennis Kief City Manager*

VOTE REQUIRED

3. **Special Use for Sale of Motor Fuel at Kroger's** **(JW)**
***DESCRIPTION:** to approve Special Use request for sale of motor fuel at Kroger parking lot located at 1607 Broadway zoned B-3.*
Planning Commission recommends that this Special Use be approved.

***ACTION:** Motion to approve the request upon recommendation of the Planning Commission.*

VOTE REQUIRED

4. Site Plan for Sale of Motor Fuel at Kroger's **(JW)**
DESCRIPTION: *to approve Site Plan for sale of motor fuel at Kroger parking lot located at 1607 Broadway zoned B-3.*
Planning Commission recommends that this Site Plan be approved.

ACTION: *Motion to approve the request upon recommendation of the Planning Commission.*

VOTE REQUIRED

5. Special Use for Drive Through at Sonic Restaurant **(JW)**
DESCRIPTION: *to approve Special Use request for drive through for Sonic Restaurant located at 3601 Court Street zoned B-3.*
Planning Commission recommends that this Special Use be approved.

ACTION: *Motion to approve the request upon recommendation of the Planning Commission.*

VOTE REQUIRED

6. Site Plan for Sonic **(JW)**
DESCRIPTION: *to approve Site Plan for drive through for Sonic Restaurant located at 3601 Court Street zoned B-3*
Planning Commission recommends that this Site Plan be approved.

ACTION: *Motion to approve the request upon recommendation of the Planning Commission.*

VOTE REQUIRED

7. Ordinance No. 2466 - Amending Title 3 of the Code of the City of Pekin Regarding Event Meadow and Pier Area **(SB)**
DESCRIPTION: *To define additional area at the riverfront for the sale of alcohol*

ACTION: *Motion to adopt Ordinance upon recommendation of the Liquor Commission.*

VOTE REQUIRED

8. Ordinance No. 2467 - Amending Title 2, Chapter 5, Section 1 of the Code of the City of Pekin Regarding Board of Trustees of the Firemen's Pension Fund **(SB)**
DESCRIPTION: *To amend the Code for new legislation regarding composition of Fire Pension Board*

ACTION: *Motion to adopt Ordinance.*

VOTE REQUIRED

9. Ordinance No. 2468 - Vacating Front Street and Elizabeth Street **(JW)**
DESCRIPTION: *The portion of Front and Elizabeth Streets that surround the Ameren/CILCO substation At this location were vacated to allow for the construction of the Riverfront Park. Along with the Vacating ordinance is an agreement with Ameren/CILCO for the City to retain the property for the part with the understanding that they will have access to their facilities without restrictions.*

ACTION: *Motion to adopt ordinance*

VOTE REQUIRED

10. Agreement for Engineering Services with Farnsworth **(DK)**
DESCRIPTION: *Engineering services to comply with mandated requirements of Wastewater Treatment Plant NPDES permit"*

ACTION: *Motion to approve agreement in the amount of $7,575*

VOTE REQUIRED

11. Council Meetings **(FM)**
DESCRIPTION: *Reschedule Council meeting of April 10, 2006 to April 3, 2006*

ACTION: *Motion to cancel the Regular Council Meeting of April 10, 2006 and Reschedule the Meeting* ***Monday, April 3, 2006 @ 5:****30 p.m. and to adjourn to a Special Council Meeting @ 6:00 p.m.*

VOTE REQUIRED

X. ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council members

Staff

Public Questions

Press Time

XI. EXECUTIVE SESSION

Personnel – Employment of a Specific Employee of the Public Body 5 ILCS 120/2 (c) 1.

ACTION: *Motion to move to executive session for the purpose of discussing personnel.*

VOTE REQUIRED

XII. ADJOURNMENT

With no further action to come before the Council the Mayor declares meeting closed.

NO VOTE REQUIRED

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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, MARCH 13, 2006 AT 5:30 O'CLOCK P.M.
FRANK M MACKAMAN * MAYOR * PRESIDING**

PRESENT: COMMISSIONERS, BLANCHARD, JONES, MADDOX AND DAGIT

ABSENT: NONE

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The **Pledge of Allegiance** was led by Mayor Mackaman.

Roll was called and all commissioners were present.

Agenda

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

Motion by Com'r. Maddox, seconded by Com'r. Dagit, that the **Minutes of the Regular City Council Meeting of February 27, 2006 be approved as written.** On roll call vote, all present voted Aye.

Public Input on Agenda Items

Kathy Barnard, 600 Ivy Lane, Tremont advised Council of the 2006 Relay for Life upcoming events. She expressed appreciation for Council's adoption of the document proclaiming April 3-7, 2006 as Relay for Life Week.

Consent Agenda

Mayor Mackaman presented and read the following items under Consent Agenda.

1. **Receive and File Reports and Minutes:** Police, Tazewell County Animal Control, T/PCCC, Project Status, LADD, Traffic Safety Committee, Liquor Commission, Inspections Department

2. **Proclamation:**

"Affordable Housing Week"	March 19-26, 2006
"Doctors' Week"	March 27 – April 2, 2006
"Relay for Life Week"	April 3-7, 2006

3. **Charitable Solicitation:**

Central Illinois Lightning Tag Day	April 1, 2006
Arlen Freeman Benefit	March 25, 2006

4. **Resolution No. 142-05/06** – Adoption of the Zoning Map of the City of Pekin

5. **Resolution No. 143-05/06** – Reappointment of Roy Bockler to the Liquor Commission for a three year term until February 28, 2009

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

Communications, Petitions, Reports

A **Public Hearing** was opened by Mayor Mackaman at 5:35p.m. for the purpose of discussing the sale of municipally owned property to WINPAK Heat Seal Corporation, a Delaware Corporation, a part of Block 2 and part of Lot 1A of Block 2 of a Resubdivision of Riverway Business Park and part of a Frontage Road Vacation commonly known as 201 Hanna Drive PIN #10-10-10-100-029. A legal notice was properly posted in the *Peoria Journal Star* on February 24, 2006. Persons were given the opportunity to be heard. There were no comments received from the public. The hearing was closed at 5:36 p.m.

A **Public Hearing** was opened by Mayor Mackaman at 5:36 p.m. for the purpose of considering an ordinance vacating municipally owned property to Ralph Milman. The alley, located adjacent to an east-west public alley which extends from 12th Street to13th Street, north of Court and south of Oak Ridge was determined to be excess right-of-way and not needed by the City. A legal notice was properly posted in the *Pekin Daily Times* on February 24, 2006. Persons were given the opportunity to be heard. There were no comments received from the public. The hearing was closed at 5:37 p.m.

A **Public Hearing** was opened by Mayor Mackaman at 5:37 p.m. as required under Section 147 (f) of the Internal Revenue Code of 1986 for purposes of discussing the not to exceed $5,500,000 City of Pekin, Tazewell County, Illinois Mortgage Revenue Bonds Series 2006. The proceeds from the sale of the Bonds would be used to provide all or a portion of the funds necessary to refund the outstanding amount of the City's Multifamily Housing Refunding Revenue Bonds, Series 1992 A, previously issued by the City and thereby make a mortgage loan insured by the Federal Housing Administration to United Auto Workers Senior Citizens' Center, Inc., an Illinois not-for-profit- corporation to refinance the acquisition and construction of a 215-unit multifamily rental apartment project located at 444 Parkway Drive, Pekin, Illinois 61554, all as provided in the notice published in the *Pekin Daily Times*, a newspaper of general circulation in the City of Pekin, and for costs of issuance of the Bonds. There being no comments and discussion with respect to the Bonds and the Project, the Public Hearing was closed at 5:39 p.m.

Pam Anderson, community Development Director, presented a PowerPoint explanation of the **HEART OF ILLINOIS HOMELESS CONTINUUM OF CARE 10 YEAR PLAN TO END CHRONIC HOMELESSNESS**. Mrs. Anderson told Council there was a shortage of affordable housing and an increase in poverty. A family of 4 under $20,000 were at poverty level. Many families who can't pay the rent end up homeless. Homeless was defined as living on the street, with others or in shelters. Council members asked questions on the statistics given and made comments regarding the presentation.

New Business

<u>ORDINANCE NO. 2462</u>

VACATING A MUNICIPALLY OWNED ALLEY WITHIN THE CITY OF PEKIN

Motion by Com'r. Jones, seconded by Com'r. Dagit, that Ordinance No. 2462 be adopted. On roll call vote, all present voted Aye.

Motion by Com'r. Dagit, seconded by Com'r. Jones that the **2005 COMMUNITY DEVELOPMENT BLOCK GRANT ACTION PLAN** be amended to reallocate $15,000.00 from Life Skills Coordinator to Owner Occupied Rehabilitation Program. Pam Anderson, Community Development Director, explained the 2005 Action Plan needed to be amended because a proposed position of a Life Skills Coordinator was not approved by HUD. The $15,000 was transferred to the Housing Rehabilitation Program which designates up to $20,000 for necessary repairs related to health and safety issues. On roll call vote, all present voted Aye.

Motion by Com'r. Dagit, seconded by Com'r. Jones that the **2006 COMMUNITY DEVELOPMENT BLOCK GRANT ACTION PLAN** be approved. Pam Anderson, Community Development Director, presented the 2006 Action Plan. The application described the activities that would be funded with the Community development Block Grant Funds (CDBG) for one year. The 2006 Action Plan was available for inspection from February 1, 2006 to March 8, 2006. Public Hearings were held March 9 and 13th, 2006. It was noted the grant awarded for the fiscal year was 10% less. Money was expended for items such as housing rehab program, low interest loans to businesses, code enforcement, administrative costs, upgrade of streets and sidewalks in low to moderate income neighborhoods and grants to the United Way and Coalition for Equality. On roll call vote, all present voted Aye

<u>ORDINANCE NO. 2463</u>

AMENDING TITLE 2, CHAPTER 13 OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING TRAFFIC SAFETY COMMITTEE

Motion by Com'r. Blanchard, seconded by Com'r. Maddox, that Ordinance No. 2463 be adopted. Com'r. Blanchard recommended to Council an amendment to the composition of the TSC providing for a citizen's representative in place of a staff member. Discussion followed. Com'r. Dagit suggested expanding the number of members to 8 to retain the added value of a patrol officer. Com'r. Jones expressed concern in language providing for only a one-year term.

Com'r. Jones made a motion that Ordinance No. 2463 be tabled, the purpose, to return this to staff and Corporation Counsel to bring the Traffic Safety Commission in line with other Commissions of the City. The motion received a seconded from Com'r. Dagit. Com'r. Maddox questioned that if the motion to table carried there would be no further discussion. On roll call vote; Ayes, Jones, Dagit; Nays, Maddox, Blanchard, Mackaman. Motion failed.

Council discussed further:

- Normal appointments extend 3-years
- Appointments of citizens to obtain greatest amounts of expertise
- Inconsistencies in Code in as much as only the TSC provides for appointment of Chairman by the Mayor.

Mayor Mackaman advised Council that he would investigate if liaisons serve a useful function. He stated he planned to deal with issues related to Council liaisons and Council members on committees in upcoming Planning Sessions. On roll call vote, all present voted Aye.

ORDINANCE NO. 2464

AUTHORIZING THE SALE AND TRANSFER OF MUNICIPALLY OWNED REAL PROPERTY WINPAK HEAT SEAL CORPORATION

Motion by Com'r. Blanchard, seconded by Com'r. Maddox, that Ordinance No. 2464 be adopted. Council was advised that the corporation asked to purchase an alternate undeveloped site in Riverway Business Park to have more land and easier access to the new plant. Terms of the new developer agreement were $350,000 for 24.7 acres. On roll call vote, all present voted Aye.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Mayor Mackaman reported on the application process for consideration to be appointed or reappointed to City of Pekin Commissions, Boards, and Committees. He informed the public that there were plenty of opportunities for citizens to engage in local government by serving as members.

Com'r. Maddox commented, as a teacher he was well aware of children living in shelters. He encouraged the government class high school students in attendance to respond to the 10-year Plan to End Homelessness.

Condolences were extended to the family of retired police officer Dan Smith on his passing.

Com'r. Blanchard asked for some degree of control over rental property landlords and suggested the City be able to inspect properties without landlord permission. Public Works Director Joe Wuellner informed Council that consideration had been given rental inspections but the Building Department would not be able to manage the workload at the present time.

Com'r. Jones commented on his awareness of the homeless issue in Pekin while serving at the Salvation Army Transitional Center.

Solid Waste Director Greg Ranney encouraged residents to purchase the mandatory toters for garbage collection prior to September 1, 2006. He announced yard waste collection would begin on Monday, March 20, 2006.

Cindy Galyean, Director of the Dragon's Dome facilities spoke in opposition of the proposal to cut the tourism budget. She expressed concern that events held in Pekin rely on grant money. She informed Council that she would present to the commissioners a packet of information and support to retain the funding for tourism.

Marge Melchers 1821 Highwood addressed Council representing Sunset Hills concerned citizens on the issue of the disposition of the dams in the new development on the executive course of the country club. Mrs. Melchers was informed by Com'r. Maddox that the Department of Natural Resources has jurisdiction. There was nothing appropriate for the City to do.

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

No further business to come before the Council, Mayor Mackaman called the meeting closed.

COUNCIL ADJOURNED AT 6:55 P.M.

Sue E. McMillan
City Clerk

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PROCEEDINGS OF A SPECIAL 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 TUESDAY, MARCH 7, 2006 AT 5:45 O'CLOCK P.M.
FRANK H. MACKAMAN * MAYOR * PRESIDING

PRESENT: COMMISSIONERS, MADDOX, DAGIT, BLANCHARD AND JONES

ABSENT: NONE

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Council received agenda and proper notice was posted on February 27, 2006, of a special meeting to begin Conceptual Planning for the City.

Pledge of Allegiance was led by Mayor Mackaman.

Roll was called and all commissioners were present. Also present were City Manager Dennis Kief , Attorney Burt Dancey and City Clerk Sue McMillan.

Communications, Petitions, Reports

Mayor Mackaman opened the meeting by clarifying the purpose of conceptual planning process. The intension was for Council to define goals and set the general direction of the City. Staff would then implement strategies in operational planning and synchronize the operation budget, the capital budget, the personnel plan with those principles articulated by Council.

Council was then given three examples each for a mission, vision, and values statements. Council discussed preferences and suggested modifications. Mayor agreed to adapt recommended ideas and to present revisions in order to come to consensus on the City's mission, vision, value statements at the next planning meeting. The Mayor anticipated the statements would be working statements to manage the forces of change.

No formal action was taken. Mayor Mackaman explained once a reasonable draft of the plan was in place, there would be discussion on normal public meeting with the opportunity to talk by Council, staff and the public.

Mayor Mackaman distributed a list of projects, programs, and future possibilities for City involvement compiled from a variety of sources including input from City department heads. The programs were broken down into five categories:

- Prosperous community
- Safe community
- Strong foundation
- High quality of life
- Effective government

Council was requested to review the list and add to it any high priority programs, those essential for the City to complete in the next five years, or programs that could be discontinued. Suggestions to be returned to the City Manager by March 15, 2006.

No further business to come before the Council, Mayor Mackaman announced the next meeting would be scheduled for Monday, March 20, 2006 at 6:00 p.m. and adjourned the meeting.

COUNCIL ADJOURNED AT 7:00 P.M.

Sue E. McMillan
City Clerk

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PROCEEDINGS OF A SPECIAL 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, MARCH 20, 2006 AT 5:45 O'CLOCK P.M.
FRANK H. MACKAMAN * MAYOR * PRESIDING

PRESENT: COMMISSIONERS, MADDOX, DAGIT, BLANCHARD AND JONES
ABSENT: NONE

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Council received agenda and proper notice was posted on March 14, 2006, of a special meeting to begin Conceptual Planning for the City.

Pledge of Allegiance was led by Mayor Mackaman.

Roll was called and all commissioners were present. Also present were City Manager Dennis Kief, Attorney Burt Dancey, and City Clerk Sue E. McMillan.

Communications, Petitions, Reports

Mayor Mackaman stated the purposed of the second planning session

- Review of revisions made to Mission, Vision and Value Statements chosen
- Explanation of a rating system on projects, programs, ideas list
- Understanding of descriptions of the projects
- Seek advice on appointments of commissioners and assignments of Council liaisons to Committees

Mayor Mackaman had distributed revised Mission, Vision and Value Statements to Commissioners at the last Council meeting. It was his opinion if there were additional changes in the statements chosen, they could be addressed doing presentation to the public.

He then distributed the document containing all the City's program, projects, ideas as identified by the Council, the staff, and himself from a variety of sources. Council was instructed that an assigned number to one of three categories was to be given to each of the 73 listed projects.

1 = Highest priority crucial to the City's success
2 = Worthwhile to continue but didn't warrant substantial increase of staff or money
3 = City lacked the capacity to continue

Restrictions on the placement of amount of numbered items in particular categories was imposed.

Mayor Mackaman emphasized the project was just a device to prepare the conceptual plan and to get a sense pf relative importance. The end activity would be the function of operational planning of the manager. Council then review each of the items listed.

Mayor Mackaman next informed Council that he intended to eliminate all liaison assignments and amend provision of any Board or Committee comprised of a member of the Council as of May 1st. It was his opinion that his and other members of the Council' attendance at the meetings was handicapped by a council member being there. He questioned the degree of participation in the role of the Council and the separation of governing and advising. To facilitate the ability to attend, he proposed as a replacement a calendar for reserving any particular meeting that a member did want to attend but having restrictions as to how many of one committee could be reserve red.

The Council was directed to return the rating sheet by Friday, March 24 in order for compilation of numbers to be discussed at the next planning session on April 3, 2006.

No further business to come before the Council, Mayor Mackaman adjourned the meeting.

COUNCIL ADJOURNED AT 7:15 P.M.

Sue E. McMillan
City Clerk

City of Pekin
Airport Commission Meeting Minutes
March 8, 2006

Commissioners: Present – Peter Kalman, Charles Thomas, Bob Ehrich, & Lillard Hedden
Attendees: Joe Wuellner, Lori Justus, Murray Brian, & Al Lurie

Chairman Kalman opened the meeting at 3:00pm.

Old Business:

1. Mr. Wuellner reported he had been informed by Stan Herrin that Aeronautics was trying to figure out what we would be allowed to do this year in the way of projects. FAA has said that if there are apron improvements that need to be done then the money has to be used for that before spending any on hangar projects. We are waiting on the final word as to how that will impact us.
2. Mr. Wuellner stated the he has not heard from Mr. Rhodes to discuss the mowing service this year. He will get the phone number and try to contact him.
3. Mr. Wuellner reported that the owners of the Beech aircraft have contacted the City and are making arrangements to set up transfers to cover the rent. It was mentioned that there was word that they were coming to look at the plane in the next month or so. Mr. Wuellner requested that if they show up that he is to be contacted immediately.
4. Mr. Wuellner reported that he is still waiting on the farm lease to be returned from the City Attorney's office. It was mentioned that generally the farmers are notified in the fall that there will be a change in any lease to allow them to plan for the coming year and that this may come up in negotiations. Mr. Wuellner said that he will try to get the lease to the Weyrichs as soon as it is received back.

New Business:

1. Mr. Wuellner passed out the application form that is now being used by anyone wanting to serve on a City committee. This form will need to be filled out by anyone presently on a commission if they wish to remain.
2. The issue of the roof on the large hangar was discussed. A local contractor stopped by and dropped off information on a foam roofing system and stated that the cost runs about $1.75 per square foot. Other possible options were discussed for addressing the leaking problems but nothing was decided at this meeting.

General Discussion:

Mr. Kalman asked Mr. Brian what the progress was on removing the tank and pallets next to his building. Mr. Brian said that he is working on it and has removed a couple of the tanks and other items already. He also asked who had placed the lavatory against his door. Mr. Thomas stated that he had done it as a reminder.

Mr. Wuellner informed the group that he would be out of town and would not be at next month's meeting.

No other business came before the commission and the meeting was adjourned at 4:10 PM.

Next meeting will be April 12, 2006 at 3pm.

Pekin Tourism Committee Meeting

Wednesday, February 15th, 2006 3:30 p.m.
City Hall

Attendance Committee Members: Bill Fleming; Emily Lambe; Rick Jameson, Denny Kief and Bob Blackwell

Absent: Peg Meisinger, Cindy Galyean, Tom Blanchard

Budget Report: Motion to approve Financial Report made by Bill, seconded by Bob. No discussion. All in favor, Motion passed.

Minutes: Bob made a Motion to accept minutes from January, Bill seconded. No discussion. All in Favor, Motion passed.

Monthly Activity Report: Nothing to report at this time.

Old Business: Nothing to report at this time.

New Business:
U.S. C.A.T.S. Grant Application: Bill made a motion to approve to discuss, Seconded by Mary Ann. Discussion: Bob asked if they would not get the Grant would they still have their Tournament. This is their second year asking for Grant. Bill stated last year wasn't a good year for them, no heads in beds. Rick questioned the Tourism Grant guidelines #3. All in favor, Motion passed.

Peg and Tom entered meeting at 3:45pm.

Visitor's Bureau Priorities:

- Grant guidelines
- List Tourism priorities
- Justify spending
- Mission statement
- Direction for Council

Discussion: Peg's ideas were to have the Tourism Director whether full-time or part-time report directly to the Economic Development Director. Then no need to have a Commission, but would like semi-annual updates. Money would be used to support Training and Education and Brochures. We need Tourism in Pekin, Emily does a great job!

Mary Ann feels that we need an Economic Development Director to sell Pekin and that Tourism would work directly with that person. She feels the River front is a great opportunity and didn't understand the URS consulting firm stating wait 5 years. Tom stated that the City Manager has put out searches for a Director, no money in the budget to hire, have a good team in place now. This team has brought in more businesses than when we had a full-time EC Director, there is proof to back this up. Denny stated her point was valid and well taken.

Denny informed the Commission that at the next City Council meeting the Budget is being proposed to the Council. The Tourism budget is going to be cut; most will go into the General Fund. No money left for Grants. Figures around $40,000 for the Tourism Budget. Emily reports to the City Manager.

Bob made a motion to make a recommendation to the Council to keep a minimum of 2% of the Hotel/Motel tax fund to Pekin Visitor's Bureau for promoting and advertising the Pekin Community and attractions; supporting a part-time staff person and covering expenses for conferences, workshops and tourism related opportunities. Peg seconded. All in favor, motion passed.

Emily stated that if the budget is cut there would not be a need for the Commission to meet monthly. Possible Sponsorships if we don't give Grants. Will programs come to Pekin if there is no incentive, no grants? Surrounding towns have incentives and grants and they just may as well go there instead of Pekin.

Denny left the meeting at 4:40pm.

Bill made a motion to change meeting times to meet every 6 months effective May 1st, 2006. Bob seconded. All in favor, motion passed.

Tom wanted to apologize to the Commission for the cuts to the budget. His plan was not to do away with Tourism completely.

Any other business: No other business at this time.

Bill entertained a motion to adjourn, seconded by Tom. All in favor, motion carried.

Meeting adjourned at 4:55 p.m.

BUILDING REPORT 2006

MONTH	DWELLINGS		GARAGES		MULTI-FAMILY		COMMERCIAL		COMMERCIAL REMODELING		RESIDENTIAL REMODELING		MISC.		RESIDENTIAL DEMOLITIONS		COMMERCIAL DEMOLITIONS		BUILDING DOLLARS	BLDG PERMITS
JANUARY	2.00	$251,250					4.00	$194,100	4.00	$262,436	4.00	$61,500	2.00	$2,800 #	1.00	$3,000			$775,086	17.00
FEBRUARY	5.00	$845,250	3.00	$40,600			5.00	$5,717,400			6.00	$35,000	9.00	$52,344					$6,690,594	28.00
MARCH																				
APRIL																				
MAY																				
JUNE																				
TOTAL 6 MO.	7.00	$1,096,500	3.00	$40,600	0.00	$0	9.00	$5,911,500	4.00	$262,436	10.00	$96,500	11.00	$55,144	1.00	3,000.00	0.00	0.00	$7,465,680	45.00
JULY																				
AUGUST																				
SEPTEMBER																				
OCTOBER																				
NOVEMBER																				
DECEMBER																				
TOTAL 6 MO.	0.00	$0	0.00	$0	0.00	$0	0.00	$0	0.00	$0	0.00	$0	0.00	$0	0.00	0.00	0.00	0.00	$0	0.00
YEAR	**7**	**$1,096,500**	**3.00**	**$40,600**	**0.00**	**$0**	**9.00**	**$5,911,500**	**4.00**	**$262,436**	**10.00**	**$96,500**	**11.00**	**$55,144**	**1.00**	**3,000.00**	**0.00**	**0.00 0.00**	$7,465,680	**45.00**

FAX COVER SHEET

GTP GLOBAL TOWER PARTNERS

Global Tower Partners

1801 Clint Moore Road, Suite 215 / Boca Raton, FL 33487

DATE: March 7, 2006

TO: Ron Sieh **FAX:** 309-346-2095

FROM: Loni Elias **OFFICE:** 561-886-3918
E-MAIL: Lelias@gtpsites.com **FAX:** 561-995-0321

Number of pages including cover sheet: 9

RE: **IL-5057 / PEKIN HEIGHTS
NEXTEL CO-LOCATION**

MR. SIEH:

JUANITA EXPLAINED WHAT YOU NEEDED. I HOPE ALL T HE DOCUMENTS ARE NOW IN ORDER. THANK YOU FOR ALL YOUR HELP.

Loni

GTP GLOBAL TOWER PARTNERS

March 7, 2006

Mr. Ronald W. Sieh
City of Pekin
111 South Capitol
Pekin, IL 61554

Re: IL-5057 / Pekin Heights
First Amendment to Site Lease Agreement

Dear Mr. Sieh:

Please be advised that effective immediately I have been assigned as Asset Manager to the State of Illinois. I will complete the execution of the enclosed First Amendment in connection with the above-referenced communication site.

Please sign and have notarized and return two fully executed copies to me in the envelope I have provided for your convenience.

Upon a review of the file it appears that a Consent Letter was mailed on February 1, 2006. Feel free to include the executed copy of that letter with this Amendment.

I will be in the office all next week in the event you need to discuss this matter further.

Thank you for your cooperation in this matter.

Sincerely,

Loni Elias

Loni Elias
Asset Manager

GTP/le
Enclosures

1801 Clint Moore Road • Suite 215 • Boca Raton, FL 33487
Phone 561.995.0320 • Fax 561.995.0321 • www.global-towers.com

Site # IL-5057
Site Name: Pekin Heights

GTP
GLOBAL TOWER PARTNERS

FIRST AMENDMENT TO SITE LEASE AGREEMENT

This First Amendment ("First Amendment") to that certain Site Lease Agreement dated September 13, 1999by and between City of Pekin, an Illinois Home Rule Municipal Corporation ("Lessor") and GTP Acquisition Partners II, LLC, a Delaware limited liability company, as successor in interest Illinois PCS, ("Lessee") is made and entered into this day of February, 2006..

RECITALS

WHEREAS, Lessor and Lessee entered Into a certain Lease dated September 13, 1999 for the use of a certain portion of the Property located in Tazewell County, State of Illinois; and

WHEREAS Lessor and Lessee have negotiated said modifications in good faith; and

WHEREAS, Lessor and Lessee are desirous of more specifically defining its leased ground area.

NOW THEREFORE, in consideration of the foregoing promises and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Landlord and Tenant hereto agree as follows:

1) Landlord and Tenant hereby agree to delete Exhibit A in its entirety and replace it with REVISED EXHIBIT A and EXHIBIT A-1 which is attached hereto and made a part of this Amendment and reflects the specific location of the leased premises.

2) Capitalized terms contained herein, unless otherwise defined, are intended to have the same meaning and effect as that set forth in the Lease.

3) All other terms and provisions of the Lease remain in full force and effect. In the event of a conflict between the language of the Lease Agreement and this First Amendment, the language of this Amendment shall prevail.

IN WITNESS WHEREOF, the Landlord and Tenant hereto have set their hands and seals to this First Amendment to that certain Lease as of the day and year first written above:

Site # IL-5057
Site Name: Pekin Heights

LANDLORD: City Of Pekin

By:__________________

____

TENANT: GTP Acquisition Partners II, LLC

By:__________________
Terry Armant
Senior Vice-President of Development

STATE OF ILLINOIS§

COUNTY OF KNOX §

This instrument was acknowledged before me on February _____, 2006 by ____________________ of ______________________________, to me known and known to me to be the individuals who executed the foregoing instrument and acknowledged to me that they executed same

Notary Public
My commission expires:________

STATE OF FLORIDA§
COUNTY OF PALM BEACH§

This instrument was acknowledged before me on February 3, 2006, by Terry Armant, a Senior Vice President of Development of GTP Acquisition Partners II, LLC, a limited liability company, to me known and known to me to be the individual who executed this instrument.

Notary Public Debra Parker
My commission expires: Debra Parker

DEBRA PARKER
MY COMMISSION # DD 202448
EXPIRES: May 5, 2007
Bonded Thru Notary Public Underwriters

February 1, 2006

EXHIBIT "A-1"

DESCRIPTION OF LEASED AREA

DESCRIPTION OF LEASE AREA

A PARCEL OF LAND LOCATED IN PART OF LOT 18 OF PEKIN HEIGHTS IN THE CITY OF PEKIN, TAZEWELL COUNTY, ILLINOIS MORE PARTICULARLY DESCRIBED AS FOLLOWS;

COMMENCING AS A POINT OF REFERENCE AT THE SOUTHEAST CORNER OF LOT 15 OF SAID PEKIN HEIGHTS;

THENCE NORTH 53° 41' 51" WEST 182.96 FEET ALONG THE SOUTHERLY LINE OF LOTS 15, 16, 17 AND 18 OF SAID PEKIN HEIGHTS;

THENCE NORTH 36° 10' 08" EAST 24.43 FEET TO THE POINT OF BEGINNING;

THENCE NORTH 53° 03' 45" WEST 24.17 FEET;

THENCE NORTH 36° 25' 57" EAST 39.17 FEET;

THENCE SOUTH 53° 30' 04" EAST 23.99 FEET;

THENCE SOUTH 36° 10' 08" WEST 39.35 FEET TO THE POINT OF BEGINNING.

THIS PARCEL CONTAINS 945 SQ.FT. MORE OR LESS.

(FOR PURPOSES OF THIS DESCRIPTION THE SOUTHERLY LINE OF LOTS 15, 16, 17, 18 AND 19 OF PEKIN HEIGHTS IS ASSUMED TO BEAR NORTH 53° 41' 51" WEST)

GTP
GLOBAL TOWER PARTNERS

March 7, 2006

City of Pekin
Mr. Ronald W. Sieh
111 S. Capital
Pekin, IL 61554

Re: IL-5057 / Pekin Heights
Co-location of Nextel & Land Lease Agreement between City of Pekin and GTP Acquisition Partners II, LLC (successor in interest to IPCS, Inc.) dated September 13, 1999.

Dear Mr. Sieh:

In accordance with the terms of the Land Lease, this shall serve as notification of our intention to co-locate Nextel on this site. The City shall receive additional lease fees equal to the greater of twenty-five (25%) percent of the annual gross receipts from this co-location since it is the second user on the tower.

Pursuant to the terms of the above-referenced Land Lease we must secure the City's consent and written approval of this sublease, which approval shall not be unreasonably withheld. Please find enclosed drawings of Nextel's requested area.

Since time is of the essence, it would be greatly appreciated if you would fax a signed copy to me at (561) 995-0321 and mail the original.

If you should have any questions or require additional information, please call me.

Thank you for the assistance you have rendered in this matter.

Sincerely,

GLOBAL TOWER PARTNERS

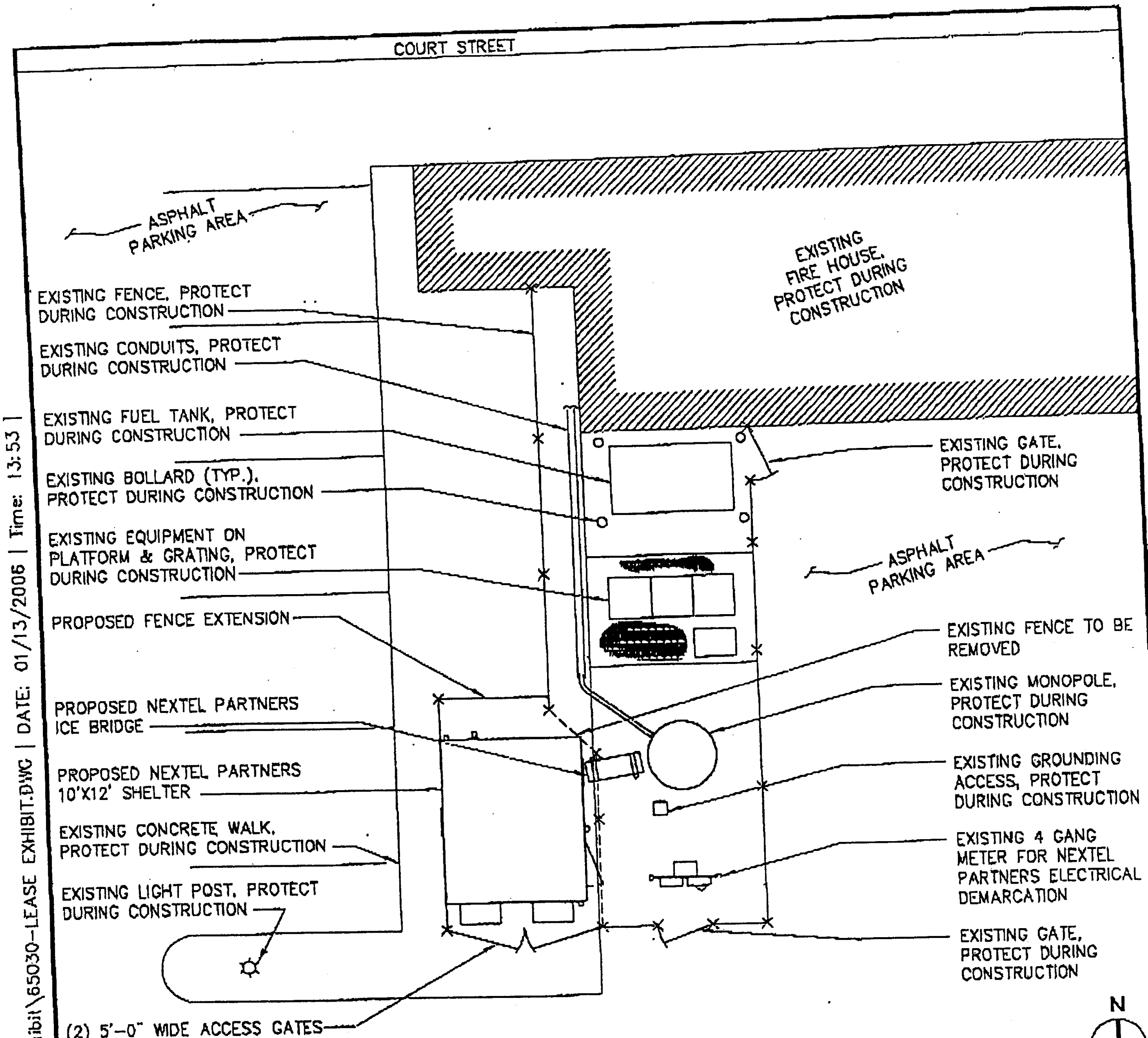
Loni Elias
Asset Manager

GTP/le
Enclosure

Approval Signature:

____
Ronald W. Sieh
Zoning Code Enforcement Officer
Date: __________________

1801 Clint Moore Road • Suite 215 • Boca Raton, FL 33487
Phone 561.995.0320 • Fax 561.995.0321 • www.global-towers.com



1 SITE PLAN
SCALE: NONE

NOTES:

1. THIS EXHIBIT MAY BE REPLACED BY A LAND SURVEY OF THE PREMISES ONCE IT IS RECEIVED BY LEASE.
2. SETBACK OF THE PREMISES FROM THE LAND'S BOUNDARIES SHALL BE THE DISTANCE REQUIRED BY THE APPLICABLE GOVERNMENTAL AUTHORITIES.
3. WIDTH OF ACCESS ROAD SHALL BE THE WIDTH REQUIRED BY THE APPLICABLE GOVERNMENTAL AUTHORITIES, INCLUDING POLICE AND FIRE DEPARTMENTS.
4. THE TYPE, NUMBER AND MOUNTING POSITIONS AND LOCATIONS OF ANTENNAS AND TRANSMISSION LINES ARE ILLUSTRATIVE ONLY. ACTUAL TYPES, NUMBERS, MOUNTING POSITIONS MAY VARY FROM WHAT IS SHOWN ABOVE.
5. EQUIPMENT LAYOUT IS APPROXIMATE. EQUIPMENT INSTALLATION CONTRACTOR IS TO PLACE EQUIPMENT TO ALLOW MINIMUM PROPER REQUIRED ACCESS.
6. LAT: 40° 32' 48.10" N LONG: 89° 38' 17.20" W ELEV: 644' AMSL
7. OWNER: GLOBAL TOWER LLC CONTACT: MIKE CHRISTIANSEN PHONE: (773) 929-7730

SHIVE·HATTERY
Cedar Rapids, IA · Iowa City, IA · Des Moines, IA
Moline, IL · Bloomington, IL · Chicago, IL

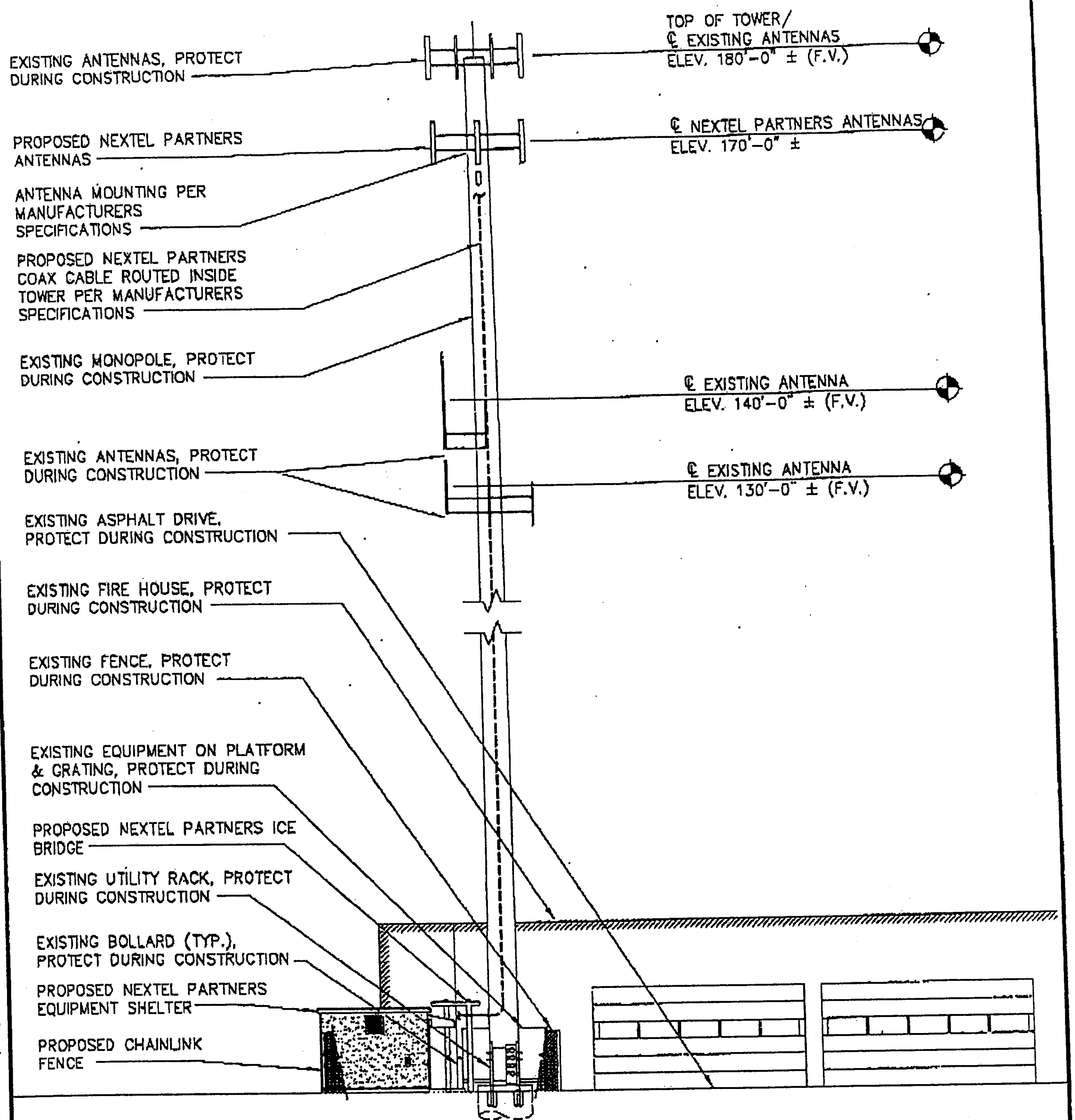
NEXTEL PARTNERS - IL-213-P
PEKIN EAST
PEKIN, IL 61554

PROJECT NO. 706503-0
NEXTEL IL-213-P

DATE	01/12/06	SCALE	NONE
DRAWN	BNL	FIELD BOOK	N / A
APPROVED	JMD	REVISION	A

SHEET NO.
SK-1

bsleind | P:\Projects\706503-0\Dwg\Lease Exhibit\65030-LEASE EXHIBIT.DWG | DATE: 01/13/2006 | Time: 13:53 |



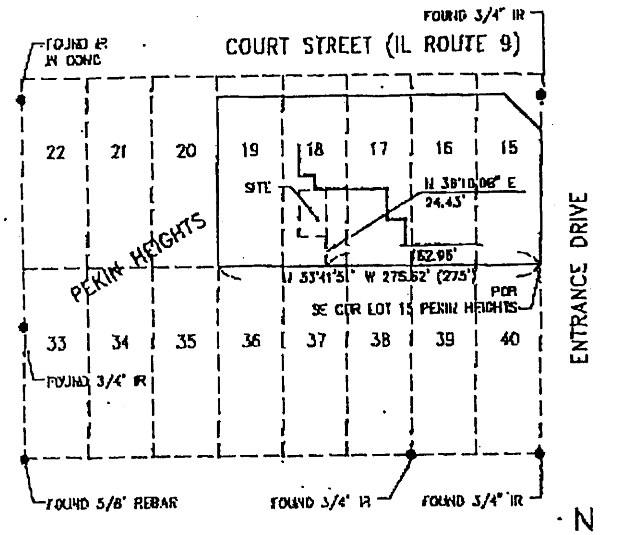
1 ELEVATION
SCALE: NONE

NEXTEL PARTNERS - IL-213-P PEKIN EAST PEKIN, IL 61554			PROJECT NO. 706503-0 NEXTEL IL-213-P
DATE 01/12/06	SCALE NONE		SHEET NO.
DRAWN BNL	FIELD BOOK N / A		SK-2
APPROVED JMD	REVISION A		

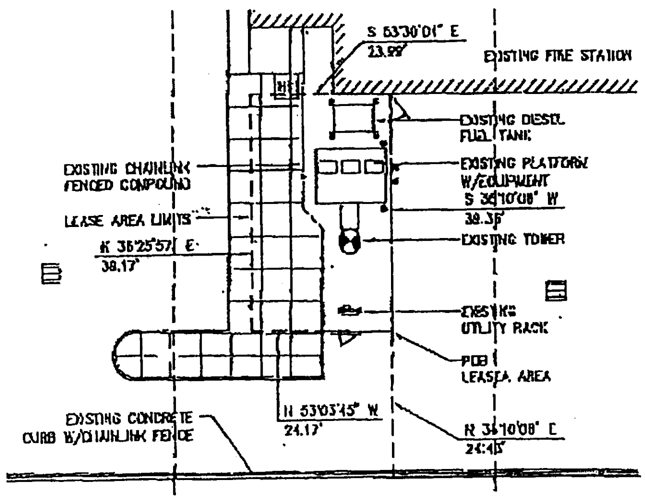
SHIVE HATTERY
Cedar Rapids, IA · Iowa City, IA · Des Moines, IA
Moline, IL · Bloomington, IL · Chicago, IL

bnleind | P:\Projects\706503-0\Dwg\Lease Exhibit\65030-LEASE EXHIBIT.DWG | DATE: 01/13/2006 | Time: 13:53 |

REVISED EXHIBIT "A"



PARENT PARCEL
SCALE: 1" = 100'



LEASE AREA
SCALE: 1" = 10'

DESCRIPTION OF PARENT PARCEL

(PER WARRANTY DEED RECORDED IN THE TAZEWELL COUNTY RECORDERS OFFICE IN BOOK 1062 ON PAGE 286)

LOTS 15, 16, 17, 18 AND 19 IN PEKIN HEIGHTS, A SUBDIVISION OF PART OF THE NORTHWEST QUARTER AND THE SOUTHWEST QUARTER OF SECTION 7, TOWNSHIP 24 NORTH, RANGE 4 WEST OF THE 3RD PM, TAZEWELL COUNTY, ILLINOIS.

EXCEPT, THOSE PARTS OF SAID LOTS CONVEYED TO THE STATE OF ILLINOIS BY WARRANTY DEED DATED MAY 23, 1960, RECORDED IN VOL 628, PAGE 126, WARRANTY DEED DATED JUNE 17, 1960, RECORDED IN VOL 633, PAGE 53, WARRANTY DEED DATED APRIL 13, 1961, RECORDED IN VOL 651, PAGE 320.

DESCRIPTION OF LEASE AREA

A PARCEL OF LAND LOCATED IN PART OF LOT 18 OF PEKIN HEIGHTS IN THE CITY OF PEKIN, TAZEWELL COUNTY, ILLINOIS MORE PARTICULARLY DESCRIBED AS FOLLOWS;

COMMENCING AS A POINT OF REFERENCE AT THE SOUTHEAST CORNER OF LOT 15 OF SAID PEKIN HEIGHTS;

THENCE NORTH 53° 41' 51" WEST 182.96 FEET ALONG THE SOUTHERLY LINE OF LOTS 15, 16, 17 AND 18 OF SAID PEKIN HEIGHTS;

THENCE NORTH 36° 10' 08" EAST 24.43 FEET TO THE POINT OF BEGINNING;

THENCE NORTH 53° 03' 45" WEST 24.17 FEET;

THENCE NORTH 36° 25' 57" EAST 39.17 FEET;

THENCE SOUTH 53° 30' 01" EAST 23.99 FEET;

THENCE SOUTH 36° 10' 08" WEST 39.35 FEET TO THE POINT OF BEGINNING.

THIS PARCEL CONTAINS 945 SQ.FT. MORE OR LESS.

(FOR PURPOSES OF THIS DESCRIPTION THE SOUTHERLY LINE OF LOTS 15, 16, 17, 18 AND 19 OF PEKIN HEIGHTS IS ASSUMED TO BEAR NORTH 53° 41' 51" WEST)

SITE SURVEY

PROPERTY OWNERS: GLOBAL TOWER PARTNERS

LEGEND

▲ SECTION CORNER MONUMENT

● FOUND MONUMENT

TOWER CENTERLINE

GEOGRAPHIC COORDINATES

LATITUDE: 40° 32' 47.84" (NAD83)
LONGITUDE: 89° 38' 17.94" (NAD83)
SITE ELEVATION: 643 FT. (NAVD88)

UTILITY NOTE

THE LOCATIONS OF UTILITY MAINS, STRUCTURES, AND SERVICE CONNECTIONS PLOTTED ON THIS DRAWING ARE APPROXIMATE ONLY AND WERE OBTAINED FROM RECORDS MADE AVAILABLE TO SHIVE-HATTERY, INC. THERE MAY BE OTHER EXISTING UTILITY MAINS, STRUCTURES, AND SERVICE CONNECTIONS NOT KNOWN TO SHIVE-HATTERY, INC., AND NOT SHOWN ON THIS DRAWING.

GENERAL NOTES

ZONING AND SETBACKS ARE THE CITY OF PEKIN JURISDICTION.

THIS PARCEL IS LOCATED WITHIN FLOOD ZONE C ACCORDING TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY AS SHOWN ON FLOOD INSURANCE RATE MAP, COMMUNITY PANEL NO. 170654 0005 B DATED JUNE 4, 1990. THIS AREA IS DETERMINED TO BE OUTSIDE OF THE 100 YEAR FLOOD PLAIN.

A FULL BOUNDARY SURVEY WAS NOT PERFORMED ON THE PARENT PARCEL SHOWN ON THIS SHEET. ONLY MONUMENTS SHOWN AS "FOUND" WERE USED TO DESCRIBE THE EASEMENTS AND LEASE AREA.

THIS SURVEY WAS PREPARED WITHOUT THE AID OF A TITLE COMMITMENT. REFER TO CURRENT TITLE COMMITMENT, DEED AND LOCAL CODES FOR ANY EASEMENTS, BUILDING SETBACKS AND OTHER RESTRICTIONS NOT SHOWN HEREON.

FIELDBOOK: 495

PROFESSIONAL LAND SURVEYOR — RICK L. BRACKEY — STATE OF ILLINOIS

NAME: RICK L. BRACKEY
LICENSE EXPIRES: NOVEMBER 30, 2006

GTP GLOBAL TOWER PARTNERS
1801 CLINT MOORE ROAD, SUITE 215
BOCA RATON, FL 33487

SHIVE-HATTERY

GLOBAL TOWER PARTNERS

SITE SURVEY

C-1.1

Illinois Department of Transportation

Tabulation of Bids

County	AZEWELL	Date	3/22/2006
Municipality or Road District	PEKIN	Time	9:00 A.M
Section	2006-0000-01-GM	Appropriation $	725,000.00
Estimate $	797,712.60	Attended By	

	Name and Address of Bidders	JOHNSON TRUCKING & BLACKTOPPING INC P.O. BOX 51 GILSON, IL 61472	R A CULLINAN & SON P.O. BOX 166 TREMONT, IL 61568	
Proposal Guarantee	**Approved Engineers Estimate**			
Terms				

Item No. or Group	Items	Delivery	Unit	Quantity	Approved Engineers Estimate Unit Price	Approved Engineers Estimate Total	JOHNSON TRUCKING Unit Price	JOHNSON TRUCKING Total	R A CULLINAN & SON Unit Price	R A CULLINAN & SON Total	Unit Price	Total
	SEAL COAT AGGREGATE		TONS	6,031.000	$65.00	$392,015.00	$60.00	$361,860.00	$72.67	$438,272.77		
	BITUMINUS MATERIALS		GALS	219,296.000	1.85	$405,697.60	1.78	$390,346.88	1.74	$381,575.04		
			Total Bid	As Read								
				As Corrected		$797,712.60		$752,206.88		$819,847.81		

BLR 12315 (Rev. 8/05)

200600005137
Filed for Record in
TAZEWELL COUNTY, IL
ROBERT LUTZ
03-10-2006 At 02:35 pm.
VACATION 25.75

CONSENT TO VACATION OF RIGHT OF WAY

WHEREAS, the City of Pekin, an Illinois municipal corporation (the "City"), is the owner of a certain portion of Front Street lying between Court Street and St. Mary Street, and a portion of Elizabeth Street, all in the City of Pekin, Tazewell County, Illinois, all more particularly described on Exhibit A attached hereto and incorporated herein by this reference (the "Right of Way"); and

WHEREAS, the City desires to vacate said Right of Way; and

WHEREAS, the City of Pekin is the owner of property abutting the Right of Way on one side, and CENTRAL ILLINOIS LIGHT COMPANY, an Illinois corporation, d/b/a AMERENCILCO ("Ameren/CILCO") is the owner of property abutting the other side of the Right of Way; and

WHEREAS, pursuant to 65 ILCS 5/11-91-1, the City desires to adopt a vacation ordinance providing that only the City of Pekin will make payment for the Right of Way and thereby acquire the entire Right of Way; and

WHEREAS, Ameren/CILCO is willing to consent to such ordinance and Right of Way to the City of Pekin taking title to the entire Right of Way; and

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, the parties agree as follows:

1. Ameren/CILCO hereby consents to the adoption of an ordinance vacating the Right of Way. Ameren/CILCO further consents to the City of Pekin acquiring title to the entire Right of Way, all pursuant to 65 ILCS 5/11-91-2; provided, however, that such vacation shall reserve to Ameren/CILCO the right to use the Right of Way for utility purposes.

2. The City of Pekin holds harmless and indemnifies Ameren/CILCO from all loss, liability or expense that may be incurred by reason of Ameren/CILCO's use of the portion of the Right of Way that, absent this Consent agreement, could have been claimed by Ameren/CILCO as abutting property owner, and identified as, "vacated R.O.W. Adjacent to Ameren/CILCO properties", on "Exhibit B", herein incorporated by reference.

3. Ameren/CILCO hereby disclaims, waives and relinquishes any right it may have in the Right of Way, either before or after the vacation of the Right of Way, subject to its reserved right to use the Right of Way for utility purposes.

4. The undersigned certifies that he or she has full authority to execute this document on behalf of Ameren/CILCO.

CENTRAL ILLINOIS LIGHT COMPANY, an Illinois corporation, d/b/a AMERENCILCO

By: [signature]

Its: Vice President

EXHIBIT A

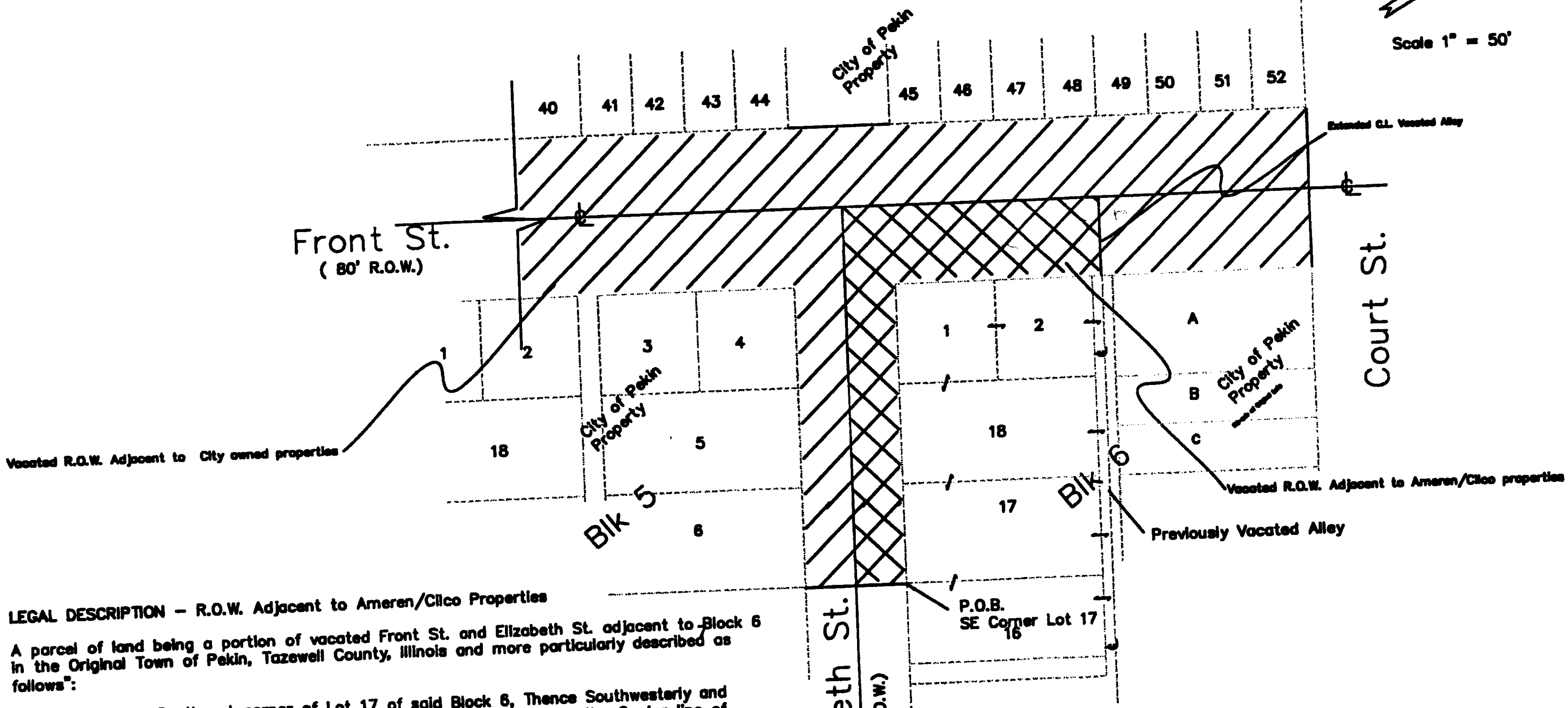
The following described real estate, being a portion of the streets vacated by The City of Pekin in Ordinance No. _____, recorded as Document No. __________ with the Tazewell County Recorder of Deeds, adjacent to Block 6 in the Original Town of Pekin, Tazewell County, Illinois:

Beginning at the Southeast corner of Lot 17 of said Block 6, thence Southwesterly and parallel to the Northwest line of said Block 6 a distance of 25 feet to the Center line of Elizabeth St.; thence Northwesterly and parallel to the Southwesterly line of said Block 6 a distance of 190 feet more or less to the Center line of Front St.; thence Northeasterly and parallel with the Northwest line of said Block 6 to a point in said center line which is intercepted by the extension of the center line of the vacated alley in Block 6; thence Southeasterly along said extended center line a distance of 40 feet to the Northwesterly line of Block 6; thence Southeasterly along said Northwesterly line to the Southwesterly line of Block 6; thence Southeasterly along said Southwesterly line to the Southeast corner of Lot 17 and the Point of Beginning.

EXHIBIT B

Reference Plat of

Part of Vacated Front St. & Elizabeth St. in the Original Town Of Pekin, Tazewell Co. IL.



LEGAL DESCRIPTION – R.O.W. Adjacent to Ameren/Cilco Properties

A parcel of land being a portion of vacated Front St. and Elizabeth St. adjacent to Block 6 in the Original Town of Pekin, Tazewell County, Illinois and more particularly described as follows":

Beginning at the Southeast corner of Lot 17 of said Block 6, Thence Southwesterly and parallel to the Northwest line of Said Block a distance of 25 feet to the Center line of Elizabeth St. ; Thence Northwesterly and parallel to the Southwesterly line of Said Block 6 a distance of 190 feet more or less to the Center line of Front St.; Thence Northeasterly and parallel with the Northwest line of said Block 6 to a point in said center line which is intercepted by the extension of the center line of the vacated alley in Block 6; Thence Southeasterly along said extended center line a distance of 40 feet to the Northwesterly line of Block 6; Thence Southeasterly along said Northwesterly line to the Southwesterly line of Block 6; Thence Southeaster.h along said Southwesterly line to the South East corner of Lot 17 and the Point of Beginning.

Bettler Engineering & Surveying
1406 N. 4th St.
Pekin, IL 61554
309-347-4457

145-05/06

March 27, 2006

the Mayor’s appointment of Joseph Berardi as Citizen Representative to the Traffic Safety Committee is hereby approved effective immediately and subsequently for a one-year term ending the first Monday in May 2007

1610 Caroline Street
Pekin, Illinois
347-4968

Pekin Planning Commission Minutes
March 8, 2006

Present:
Jim Bradshaw
Doug Payne
Michele Holder
Don Hild, Chairman
Ralph Brower
Bob Schroeder

Absent:
Sue Ramirez
Dick Jost
Ron Knautz

Staff Present: Joe Wuellner, Ron Sieh and Attorney Dancey

Chairman Don Hild led the Pledge of Allegiance.

The regular meeting of the Pekin Planning Commission was called to order and a quorum declared.

Chairman Don Hild asked for approval of the Agenda.

MOTION by Bob Schroeder, Seconded by Michele Holder to approve the agenda. On roll call vote, all present voted **AYE. MOTION APPROVED.**

Chairman Don Hild asked for approval of the minutes.

MOTION by, Bob Schroeder seconded by Jim Bradshaw that the minutes be approved for the February 8, 2006 meeting. On roll call vote, all present voted **AYE. MOTION APPROVED.**

City Council Action Report:
The City Council tabled the following:
Hearings #1698 & 1699 / Special Use and Site Plan for Chuck's Quad Track Expansion located on Manito Black top in an I-2 Zone under special uses not included.

The City Council approved the following:
Hearing #1700 / The Preliminary Plat for Mike Hadden, Owner of property known as Marigold Estates Phase (12) Twelve and the rezoning of said property from AG (Agriculture District) to R-2 (One Family Residential District).

PPC Correspondence: No Correspondence received.

Applications and Hearings:

Application #1: **David Q Bell of Zumwalt and Associates, Inc, Representative**

Hearing #1: **Special Use for a Fuel center in the parking lot of the Kroger Store J-923 located at 1607 Broadway with a legal description of Sec 35, Millers Addn, Lots (See Property Record Card), Part of Blocks 22 & 23 with the property I.D. #04-04-35-456-004 and zoned B-3 (General Business District).**

Open Public Hearing: 6:34PM

Close Public Hearing: 6:40PM

MOTION by Ralph Brower, seconded by Doug Payne to approve the Special Use for a Fuel Center in the parking lot of the Kroger Store J-923 to the Pekin City Council On Roll Call vote, All present voted **AYE**. **MOTION APPROVED.**

MOTION by Bob Schroeder, seconded by Doug Payne to approve the Site Plan for a Fuel Center in the parking lot of the Kroger Store J-923 with the stipulation of the median being shown to be 10-15' to the Pekin City Council On roll call vote, All present voted **AYE**. **MOTION APPROVED.**

Chairman Don Hild recommended the petitioner attend the City Council meeting on March 27, 2006 at 5:30PM in the Council Chambers, as the Planning Commission is only a recommending body.

Application #2: **Doug Peterson of Midwest Integrity DBA SONIC, Representative**

Hearing #2: **Special Use for a Restaurant located at 3601 Court Street with a legal description of Pekin Plaza Ext #3, Lot 14 with the property I.D. #11-11-07-400-017 and zoned B-3 (General Business District).**

Open Public Hearing: 6:46PM

Close Public Hearing: 6:54PM

MOTION by Ralph Brower, seconded by Michele Holder to approve the Special Use for a Restaurant (SONIC) to the Pekin City Council On Roll Call vote, All-present voted **AYE**. **MOTION APPROVED.**

MOTION by Bob Schroeder, seconded by Doug Payne to approve the Site Plan for a Restaurant (SONIC) to the Pekin City Council On roll call vote, All present voted **AYE**. **MOTION APPROVED.**

Chairman Don Hild recommended the petitioner attend the City Council meeting on March , 2006 at 5:30PM in the Council Chambers, as the Planning Commission is only a recommending body.

Informal Discussion:

MOTION by Chairman Don Hild to adjourn the meeting.

Meeting adjourned at 7:02pm.

Juanita VanBuskirk, Secretary
Pekin Planning Commission

Rough Draft

City of Pekin

Finance Department

TO: Mayor Mackaman, Council Members: Blanchard, Dagit, Jones and Maddox

FROM: Robert A. Reis, Sr., Finance Director

SUBJECT: February, 2006 Monthly Financial report

DATE: March 22, 2006

--

Attached is a summary of the City's financial condition as of February 28, 2006, ten months (83.3%) into FY2006. The City continues to improve its financial position. Revenues are at 89.2% of budget while expenditures are at 77.1% for General Operations Plus. For General Operations, the news is even better: revenues are 91.8% and expenditures are 77.3%.

<u>Revenues</u>

Revenues continue to outperform budget estimates. At the current pace, I anticipate approximately a $1,000,000 surplus relative to budget.

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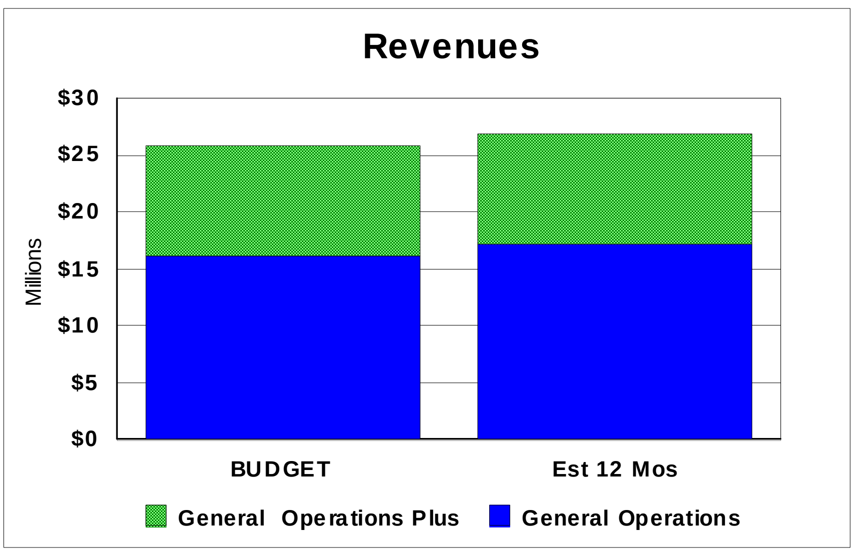
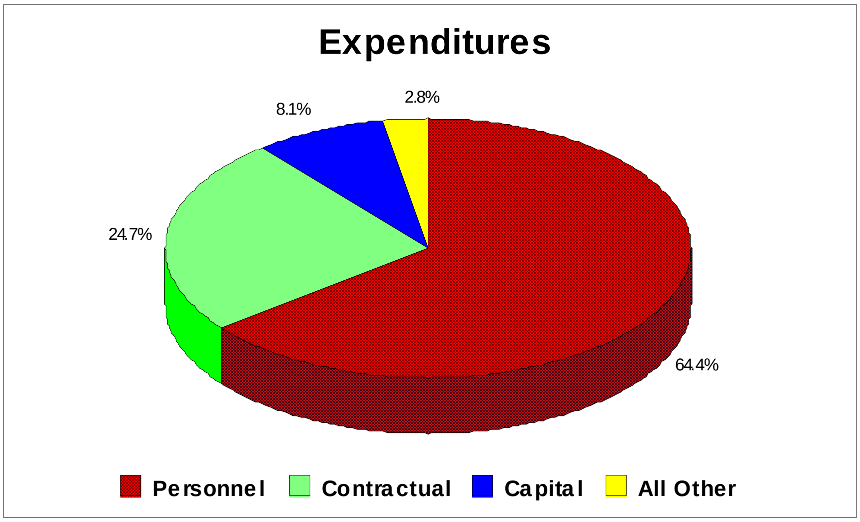


<u>Expenditures</u>

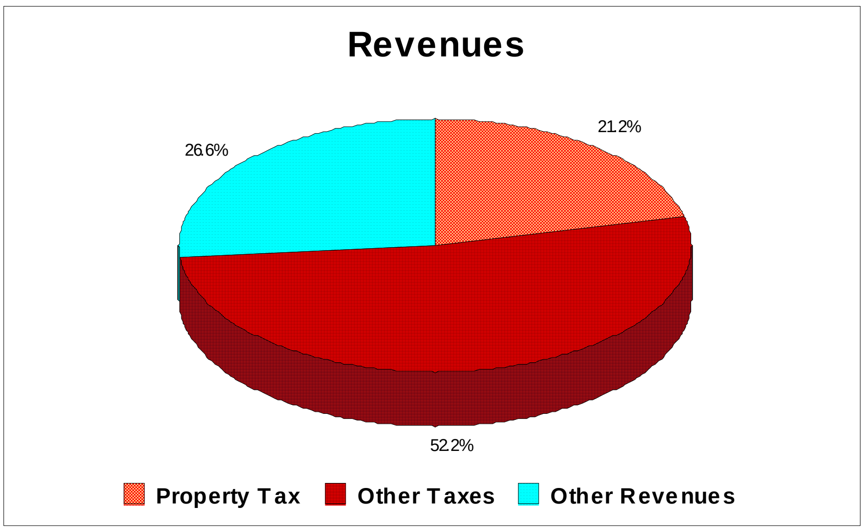
Expenditures continue to run below budget by about 6% for both General Operations and General Operations Plus. This number is misleading in two respects: (1) the City has an extra payroll in March that will reduce the budget gap, and (2) we wil have an unanticipated payment of $620,000 to the State of Illinois for Veterans Drive for work completed but not previously billed tom us.

Personnel costs, which comprise the largest single category of spending, are anticipated to finish the year at about 98.5% of budget. This will represent a savings of approximately $125,000.

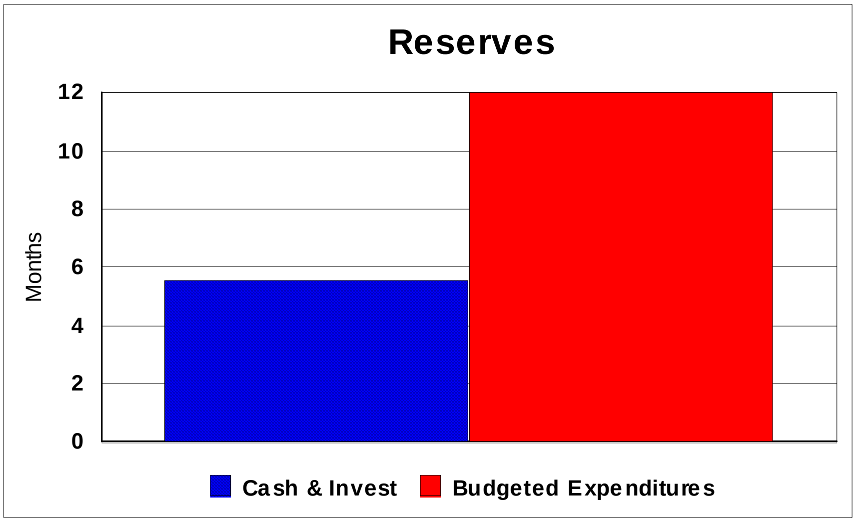


Summary

The City is in relatively good financial shape particularly in comparison to budget. The cautions' are customary ones: (1) a substantial portion of income is from taxes which are unpredictable and (2) reserves are still short of the target of six months budget expenditures at 5.6 months.



111 South Capitol Street, Pekin, IL 61554-4108, ε Phone (309) 477-2305 ε FAX (309) 346-2095 ε breis@ci.pekin.il.us



The statistical data, is attached as a separate excel file, and can also be found in “O” drive under Financial, Monthly Report, 2006 and February.

Respectfully,

Attachment   Monthly data

cc: Dennis Kief, City Manager
       Sue McMillan, City Clerk

I:\MSW\FINANCE\MONTHLY REPORTS\2006 February 06 03-22.doc

111 South Capitol Street, Pekin, IL 61554-4108, ε Phone (309) 477-2305 ε FAX (309) 346-2095 ε breis@ci.pekin.il.us

CATEGORY NUMBER	DESCRIPTION	ANNUAL BUDGET	MONTH	YTD @ 2/28/06	83.3% PCT of BUDGET	ENCUM-BERED	BUDGET BALANCE
General Operations							
400	**Taxes**	12,926,325	908,490	11,490,224	88.9%		(1,436,101)
410	**Intergovernmental**	159,186	0	135,513	85.1%		(23,673)
420	**Fees/Charges**	1,896,695	176,100	1,964,786	103.6%		68,091
430	**Fines & Forfeitures**	356,550	36,639	349,808	98.1%		(6,742)
440	**Licenses & Permits**	215,650	15,087	172,561	80.0%		(43,089)
460	**Investment Earnings**	302,052	25,845	336,118	111.3%		34,066
470	**Other Revenue**	321,673	11,851	418,034	130.0%		96,361
480	**Debt Proceeds**	20,000	0	0	0.0%		(20,000)
	REVENUE	**16,198,131**	**1,174,012**	**14,867,044**	**91.8%**		**(1,331,087)**
510	**Personnel**	8,983,861	639,281	6,980,087	77.7%	0	2,003,774
520	**Commodities**	139,623	8,669	97,128	69.6%	44	42,451
530	**Contractual**	3,442,517	184,777	2,891,429	84.0%	7,562	543,526
550	**Capital Outlay**	1,124,153	0	583,083	51.9%	0	541,070
560	**Other Expenditures**	46,110	164	27,139	58.9%	377	18,594
570	**Benefit Payments**	0	0	0	0.0%	0	0
580	**Debt Service**	210,612	0	199,100	94.5%	0	11,512
	EXPENDITURE	**13,946,876**	**832,891**	**10,777,966**	**77.3%**	**7,983**	**3,160,927**
	REVENUE - EXPENDITURES	**2,251,255**	**341,121**	**4,089,078**		**(7,983)**	**1,829,840**
	NET TRANSFERS In / (Out)	**(2,982,490)**	**(152,181)**	**(2,205,239)**			**777,251**
	GENERAL OPERATIONS [1]	**(731,235)**	**188,940**	**1,883,839**		**(7,983)**	**2,607,091**
General Operations Plus							
400	**Taxes**	15,982,325	1,036,145	14,291,324	89.4%		(1,691,001)
410	**Intergovernmental**	1,493,977	877	1,137,363	76.1%		(356,614)
420	**Fees/Charges**	6,906,992	585,214	5,864,751	84.9%		(1,042,241)
430	**Fines & Forfeitures**	370,800	37,703	361,939	97.6%		(8,861)
440	**Licenses & Permits**	227,450	16,687	182,001	80.0%		(45,449)
460	**Investment Earnings**	369,989	99,965	547,765	148.0%		177,776
470	**Other Revenue**	487,928	54,364	693,099	142.0%		205,171
480	**Debt Proceeds**	20,000	0	0	0.0%		(20,000)
	REVENUE	**25,859,461**	**1,830,955**	**23,078,242**	**89.2%**		**(2,781,219)**
510	**Personnel**	10,832,369	818,592	8,579,241	79.2%	0	2,253,128
520	**Commodities**	690,094	67,143	716,720	103.9%	94	(26,721)
530	**Contractual**	11,716,149	490,719	8,365,745	71.4%	16,889	3,333,515
550	**Capital Outlay**	2,486,356	37,597	2,036,382	81.9%	0	449,974
560	**Other Expenditures**	49,610	1,142	87,325	176.0%	377	(38,092)
570	**Benefit Payments**	0	0	0		0	0
580	**Debt Service**	452,257	0	438,801	97.0%	0	13,456
	EXPENDITURE	**26,226,835**	**1,415,193**	**20,224,214**	**77.1%**	**17,360**	**5,985,260**
	REVENUE - EXPENDITURES	**(367,374)**	**415,762**	**2,854,028**		**(17,360)**	**3,204,041**
	NET TRANSFERS In / (Out)	**164,094**	**16,012**	**93,365**		**0**	**(70,729)**
	GENERAL OPERATIONS PLUS [2]	**(203,280)**	**431,774**	**2,947,393**		**(17,360)**	**3,133,312**

Cash and Investments:		**February**	**2/28/2006**	**2/28/2005**	
	General Operations	**437,624**	**8,520,148**	**6,657,234**	
	General Operations Plus	**697,497**	**17,784,888**	**13,849,258**	**excludes Library**

[1] GENERAL OPERATONS comprises the following funds: General, Solid Waste, Storm

GENERAL OPERATIONS PLUS is GENERAL OPERATIONS plus the following funds:
Sanitary Sewer, MFT, HUD, TIF #1, Capital Projects, City Bus, School Bus, Insurance,
[2] Vehicle Maintenance and Library. It does not include T/P-CCC, Fire or Police Pension

NOTICE OF PUBLIC HEARING
ADOPTION OF BUDGET FOR FISCAL YEAR
MAY 1, 2006 THROUGH APRIL 30, 2007
BY THE CITY COUNCIL AND MAYOR OF THE
CITY OF PEKIN
PEKIN, ILLINOIS

On Monday evening, March 27, 2006, at 5:30 p.m., a public hearing will be held by the City Council of the City of Pekin in the City Hall at 111 S. Capitol Street, Pekin, Illinois, for the purpose of considering and hearing testimony relative to the adoption of the budget for the City of Pekin for fiscal year May 1, 2006 through April 30, 2007, which budget has been published and is available for the public inspection at the Office of the City Clerk at 111 S. Capitol Street, Pekin, Illinois, during regular business hours.

You are further notified that said proposed budget may be further revised and passed after the public hearing.

All interested parties are invited to attend the public hearing and will be given an opportunity to be heard.

By order of the Corporate Authorities of the City of Pekin, Illinois.

CITY OF PEKIN

	4/30/05 ACTUAL	FY 2006 BUDGET	1/31/06 ACTUAL	FY 2007 BUDGET
TAXES	$18,982,456	$18,326,724	$16,613,835	$19,607,778
INTERGOVERNMENTAL	1,348,384	1,813,517	1,380,993	2,620,230
FEES and CHARGES	7,287,091	7,171,532	6,087,179	7,750,846
FINES and FORFEITURES	400,052	370,800	361,939	376,800
LICENSES and PERMITS	268,896	227,450	182,001	242,235
INVESTMENT EARNINGS	1,743,056	2,620,989	4,560,741	1,897,095
OTHER REVENUES	995,105	1,017,237	1,152,835	1,139,740
DEBT PROCEEDS	2,711,347	20,000		
GROSS REVENUES	$33,736,387	$31,568,249	$26,339,523	$33,634,724
	---------------	---------------	---------------	---------------
PERSONNEL	$11,073,310	$11,608,969	$9,210,867	$12,789,538
COMMODITIES	673,037	693,194	719,105	1,092,873
CONTRACTUAL	11,012,742	11,952,969	8,516,418	11,818,323
CAPITAL	3,732,312	2,490,856	2,038,832	4,186,524
MISCELLANEOUS	1,455,387	134,540	132,438	102,760
BENEFIT PAYMENTS	2,923,068	2,910,321	2,579,309	3,255,682
DEBT SERVICE	198,192	455,257	438,801	984,491
GROSS EXPENDITURES	$31,068,048	$30,246,106	$23,635,770	$34,230,191
NET REVENUE / (EXPENDITURE)	$2,668,339	$1,322,143	$2,703,753	($595,467)
Net Transfers In / (Out)	556,757	$551,342	416,014	295,299
CITY of PEKIN	$3,225,096	$1,873,485	$3,119,767	($300,168)
	=========	=========	=========	=========

SUE E. MCMILLAN
CITY CLERK

City of Pekin
Office Of The
City Manager

Memo

To: City Council

From: Dennis Kief, City Manager

111 South Capitol Street

Pekin, Illinois 61554 – 4108

309 – 477 –2300 (Phone) 309 – 346 – 2095 (Fax)

dkief@ci.pekin.il.us

CC: Finance Director, Treasurer, and City Clerk

Date: March 22, 2006

Re: FY 2007 Update

First of all, I appreciate the line item comments that I received from each of you. Based on those comments we were able to further reduce the budget deficit. by nearly $200,000. The following is my interpretation to you of the FY2007 Budget as it currently stands for each fund.

	Fund	Revenue	Expense	Balance
100	General Fund	$ 17,508,689	$ (17,250,911)	$ 257,778
223	Solid Waste	$ 148,750	$ (1,607,253)	$ (1,458,503)
231	Sewerage	$ 3,364,995	$ (2,752,126)	$ 612,869
232	Storm Sewer		$ (440,400)	$ (440,400)
240	Motor Fuel Tax	$ 1,130,654	$ (1,432,000)	$ (301,346)
261	HUD	$ 665,953	$ (690,799)	$ (24,846)
270	TIF	$ 844,112	$ (811,592)	$ 32,520
445	Capital	$ 994,181	$ (1,010,082)	$ (15,901)
500	Municipal Bus	$ 188,668	$ (254,057)	$ (65,389)
501	School Bus	$ 1,363,163	$ (1,086,763)	$ 276,400
525	Airport	$ 59,314	$ (114,699)	$ (55,385)
570	Economic Develop.	$ 200,392	$ (158,000)	$ 42,392

695	Self-Insurance	$ 3,628,533	$ (3,529,808)	$ 98,725
699	Vehicle Maintenance	$ 1,209,931	$ (1,276,372)	$ (66,441)
900	TPCCC	$ 1,220,642	$ (1,226,106)	$ (5,464)
924	Library	$ 1,176,155	$ (1,176,155)	$ -
941	Police Pension	$ 1,861,257	$ (1,546,718)	$ 314,539
944	Fire Pension	$ 2,325,548	$ (1,827,264)	$ 498,284
	Total	**$ 37,890,937**	**$ (38,191,105)**	**$ (300,168)**

Notes:

1) The $812,823 balance in the Police and Fire Pension Funds is an unfunded liability. Therefore, the overall deficit is $1,112,991 not $300,168.
2) 1/4% increase in Home Rule Sales Tax would be $525,000 in FY 2007 . ($700,000 for a full fiscal year)
3) $2.50/$1,000 Real Estate Sale Fee yields more than $100,000/year.
4) The General Fund Related Deficit is $1,558,773 (highlighted in yellow)
5) There are $840,000 of extended life vehicles in the General Fund.
6) This above budget includes no utilization of reserves, sale of property, etc.
7) This budget does not include the increasing debt service, estimated to be close to $1,000,000.00

The General Fund (including Solid Waste and Stormwater) is at an approximate $1,600,000 Deficit. I propose the following to balance that deficit:

<u>General Fund Related Deficit</u>	*$1,600,000*
Amerhart (RWBP) Property Sale	*-180,000*
Winpak Property Sale	*<u>-350,000</u>*
Remaining Deficit	*$1,080,000*

<u>Options To Balance The FY 2007 Budget:</u>

Additional Reserves	*$1,000,000*
¼% Sales Tax Increase	*$ 700,000*
Real Estate Sale Transfer Fee	*$ 100,000*
3% (60%) of the 5% Hotel/Motel Tax Revenue	*$ 75,000*

<u>Future Consideration?</u>

Stormwater Fee ($4/month/home)	*$ 600,000*
Garbage Fee ($11.50/month/home)	*$1,400,000*

The sale of the Nelson Building and property in Riverway Business Park will be a (financial) boost when it happens, but there is no way to project when that will occur.

The General Funds reserves are approximately $1,400,000 higher than they were last year at this time. This is mainly attributed to the fact that FY2006 expenses will finish at approximately 94% of revenue. That is in contrast to where expenses were budgeted at approximately 102% of revenue. However, without the benefit of "revenue enhancement" to the General Funds, I would anticipate that next year's General Funds reserves will be constant (at best) compared to this year's. Many Financial experts recommend that reserves approximate 6 months worth of reserves. We are closer to 4 ½ months and that figure will likely start to decline.

Even though Staff supports the Garbage Fee, we understand that the City Council may not. For the first time we are tracking our Storm water (similar to Solid Waste Fund) costs separately even thought the revenues come from the General Fund. We are mandated to comply with the EPA's storm water regulations and many communities are enacting Storm water Fees much like Wastewater User Fees. We are at least a year away from making any such recommendations to you, but we are tracking these "mandated) costs.

The Real Estate Transfer Fee would generate approximately $100,000 annually. Currently all 5% of the Hotel/Motel tax revenue is committed to Tourism activities. If the revenue of 2% remained in Tourism and the other 3% went to the General Funds, that would approximate $75,000 annually.

A ¼% increase to the local Sales Tax would generate $700,000 annually and would keep Pekin's rate from exceeding our major neighbors (Peoria and East Peoria). Washington recently increased their Sales Tax to equal Peoria and East Peoria.

I am recommending the enactment of both the altering of the revenue from the Hotel/Motel Tax, the Real Estate Transfer Fee and the ¼% increase in the Sales Tax as a means of replenishing the depleted General Fund Reserves.

Please contact me at your convenience to discuss this Memo and/or the propsed FY2007 Budget.

RESOLUTION NO.
RESOLUTION ADOPTING THE FISCAL YEAR
MAY 1, 2006 THROUGH APRIL 30, 2007 BUDGET FOR THE
CITY OF PEKIN, ILLINOIS

WHEREAS, the City of Pekin, Illinois has adopted the budget system authorizing expenditures; and

WHEREAS, the City has caused notice to be published on that a public hearing on the proposed Budget for fiscal year May 1, 2006 through April 30, 2007 would be held on March 27, 2006 and further that said proposed Budget was available for inspection in the City Clerk's Office; and

WHEREAS, a hearing was held this date on the proposed Budget before the City Council;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS AS FOLLOWS:

Section 1 : That the Budget for the fiscal year May 1, 2006 through April 30, 2007 of the City of Pekin be and the same is hereby adopted.

Section 2 : That the administrative staff of the City shall cause the Budget as adopted to be complied, printed, and bound in book form for distribution.

PASSED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS

this ___________ day of __________________________, 2006.

____
MAYOR

ATTEST:

____
CITY CLERK

As of 3/6//06			REVENUE	EXPEND	NET	C&I @ 2/28	
100	GENERAL	*	17,508,689	(17,250,911)	257,778	11,205,839	
223	Solid Waste	*	148,750	(1,607,253)	(1,458,503)	(1,218,587)	
230	Public Benefit				0		
231	Sewage		3,364,995	(2,752,126)	612,869	2,142,944	
232	Storm Sewer	*		(440,400)	(440,400)	(139,814)	
240	Motor Fuel Tax	#	1,130,654	(1,432,000)	(301,346)	3,179,082	
261	HUD		665,953	(690,799)	(24,846)	24,828	
270	TIF #1		844,112	(811,592)	32,520	398,536	
445	Capital Projects	#	994,181	(1,010,082)	(15,901)	1,683,905	
500	City Bus	+	188,668	(254,057)	(65,389)	153	
501	School Bus	+	1,363,163	(1,086,763)	276,400	601,195	
525	Airport	*	59,314	(114,699)	(55,385)	(7,558)	
570	Economic Development	*	200,392	(158,000)	42,392	(1,431,050)	
688	Payroll Imprest				0	113,879	
695	Self Insurance		3,628,533	(3,529,808)	98,725	1,324,909	
699	VMF	+	1,209,931	(1,276,372)	(66,441)	(90,812)	
700	Special Assessments				0	(2,562)	
900	Tax/Com		1,220,642	(1,226,106)	(5,464)		
924	Library		1,176,155	(1,176,155)	0		
941	Police Pension		1,861,257	(1,546,718)	314,539		
944	Fire Pension		2,325,548	(1,827,264)	498,284		
	TOTAL		37,890,937	(38,191,105)	(300,168)	17,784,886	
100	General	*	17,508,689	(17,250,911)	257,778	11,205,839	
223	Solid Waste	*	148,750	(1,607,253)	(1,458,503)	(1,218,587)	
232	Storm Sewer	*	0	(440,400)	(440,400)	(139,814)	
525	Airport	*	59,314	(114,699)	(55,385)	(7,558)	
570	Economic Development	*	200,392	(158,000)	42,392	(1,431,050)	
	GENERAL OPERATIONS	*	17,917,145	(19,571,263)	(1,654,118)	8,408,830	
	6 Mos reserve =			9,785,632	85.9%	8,408,830	
500	City Bus	+	188,668	(254,057)	(65,389)	153	
501	School Bus	+	1,363,163	(1,086,763)	276,400	601,195	
699	VMF	+	1,209,931	(1,276,372)	(66,441)	(90,812)	
TRANSPORTATION RELATED		+	2,761,762	(2,617,192)	144,570	510,536	
240	Motor Fuel Tax	#	1,130,654	(1,432,000)	(301,346)	3,179,082	
445	Capital Projects	#	994,181	(1,010,082)	(15,901)	1,683,905	
INFRASTRUCTURE RELATED		#	2,124,835	(2,442,082)	(317,247)	4,862,986	
	Prime Rate		7.50%				
			TY: 2005	TY: 2006			
	PTELL Rate:		3.3%	3.4%			

	GENERAL, SOLID WASTE AND STORM SEWER	ALL OTHERS Except Library, T/P-CCC and Pensions	Library, T/P-CCC and Pensions	ALL FUNDS	PCT
TAXES	14,029,657	2,142,616	3,435,505	19,607,778	58.3%
INTERGOVERNMENTAL	290,462	1,952,723	377,045	2,620,230	7.8%
FEES, CHARGES for SERVICES	1,973,585	5,474,373	302,888	7,750,846	23.0%
FINES & FORFEITURES	363,350		13,450	376,800	1.1%
LICENSES & PERMITS	230,435	11,800		242,235	0.7%
INVESTMENT EARNINGS	300,000	454,095	1,143,000	1,897,095	5.6%
OTHER REVENUE	363,950	155,756	620,034	1,139,740	3.4%
DEBT PROCEEDS				0	0.0%
REVENUES	17,551,439	10,191,363	5,891,922	33,634,724	100.0%
PERSONNEL	(9,745,131)	(1,690,282)	(1,354,125)	(12,789,538)	37.4%
COMMODITIES	(151,991)	(787,327)	(153,555)	(1,092,873)	3.2%
CONTRACTUAL	(3,671,996)	(7,716,206)	(430,121)	(11,818,323)	34.5%
CAPITAL OUTLAY	(1,866,276)	(2,105,994)	(214,254)	(4,186,524)	12.2%
OTHER EXPENDITURES	(7,910)	(1,950)	(92,900)	(102,760)	0.3%
BENEFIT PAYMENTS			(3,255,682)	(3,255,682)	9.5%
DEBT SERVICE	(542,249)	(439,242)	(3,000)	(984,491)	2.9%
EXPENDITURES	(15,985,553)	(12,741,001)	(5,503,637)	(34,230,191)	100.0%
REVENUES - EXPENDITURES	1,565,886	(2,549,638)	388,285	(595,467)	
NET TRANSFERS IN / (OUT)	(3,207,011)	3,083,236	419,074	295,299	
NET REVENUE - EXPENDITURES	(1,641,125)	533,598	807,359	(300,168)	

CONSOLIDATED ALL FUNDS
WITH YEAR TO DATE ACTUAL

CITY OF PEKIN, ILLINOIS
ACTIVITY REQUEST CATEGORY REPORT 2006-2007
PERIOD ENDING: 2/28/06
FISCAL MONTH: 10 83.33%

	PRIOR YEAR ACTUAL	ORIGINAL BUDGET	REVISED BUDGET	CURRENT YTD ACTUAL	TOTAL REQUEST
400 TAXES	18,982,456.32	18,326,724	18,326,724	16,613,835.47	19,607,778
410 INTERGOVERNMENTAL	1,348,383.78	1,813,517	2,315,525	1,380,992.64	2,620,230
420 FEES/CHARGES FOR SERVICES	7,287,091.28	7,171,532	7,167,666	6,087,178.55	7,750,846
430 FINES AND FORFEITS	400,051.82	370,800	370,800	361,939.47	376,800
440 LICENSES AND PERMITS	268,896.23	227,450	227,450	182,000.64	242,235
460 INVESTMENT EARNINGS	1,743,055.87	2,620,989	2,620,989	560,741.44	1,897,095
470 OTHER REVENUE	995,105.49	1,017,237	1,017,237	1,152,834.93	1,139,740
480 DEBT PROCEEDS	2,711,347.00	20,000	20,000		
490 TRANSFERS FROM OTHER FUNDS	5,298,762.68	5,666,355	5,666,355	3,127,915.98	4,256,213
REVENUE	39,035,150.47	37,234,604	37,732,746	29,467,439.12	37,890,937
510 PERSONNEL	11,073,309.98	11,608,969	11,608,969	9,210,866.64	12,789,538
520 COMMODITIES	673,037.05	693,194	693,402	719,105.02	1,092,873
530 CONTRACTUAL	11,012,742.44	11,952,969	12,139,432	8,516,418.08	11,818,323
550 CAPITAL OUTLAY	3,732,311.61	2,490,856	2,457,153	2,038,831.98	4,186,524
560 OTHER EXPENDITURES	1,455,386.70	134,540	136,040	132,438.08	102,760
570 BENEFIT PAYMENTS	2,923,067.76	2,910,321	2,910,321	2,579,309.39	3,255,682
580 DEBT SERVICE	198,192.48	455,257	455,257	438,800.86	984,491
590 TRANSFERS TO OTHER FUNDS	4,742,005.23	5,115,013	5,115,013	2,711,902.44	3,960,914
EXPENSE	35,810,053.25	35,361,119	35,515,587	26,347,672.49	38,191,105
CONSOLIDATED TOTAL	3,225,097.22	1,873,485	2,217,159	3,119,766.63	300,168-

		PRIOR YEAR ACTUAL	ORIGINAL BUDGET	REVISED BUDGET	TOTAL REQUEST
100	GENERAL FUND	18,754,857.67	15,830,286	15,830,286	17,508,689
223	SOLID WASTE FUND	2,007,175.16	1,387,324	1,387,324	148,750
230	PUBLIC BENEFIT FUND				
231	SEWERAGE FUND	2,759,529.32	3,326,595	3,326,595	3,364,995
240	MOTOR FUEL TAX FUND	1,119,253.05	1,050,000	1,050,000	1,130,654
261	HUD METRO DEVELOPMENT FUN	352,842.49	618,636	1,120,694	665,953
270	TIF / CENTRAL BUSINESS DI	1,286,298.35	943,500	943,500	844,112
271	TIF / ROUTE 29				
310	FED PRISON / INDUST LAND				
445	CAPITAL PROJECTS	613,201.46	352,180	352,180	994,181
500	MUNICIPAL BUS FUND	165,118.01	246,478	246,478	188,668
501	SCHOOL BUS FUND	1,404,501.75	1,343,995	1,343,995	1,363,163
525	PEKIN AIRPORT FUND	61,257.11	89,219	89,219	59,314
570	ECONOMIC DEVELOPMENT FUND	195,256.75	321,575	321,575	200,392
688	PAYROLL IMPREST				
695	SELF-INSURANCE FUND	3,263,324.73	3,580,071	3,580,071	3,628,533
699	VEHICLE MAINTENANCE FUND	847,355.87	854,188	850,272	1,209,931
700	SPECIAL ASSESSMENTS FUND				
888	POOLED CASH FUND				
900	TAZEWELL / PEKIN CCC FUND	1,144,023.41	1,171,828	1,171,828	1,220,642
924	MUNICIPAL LIBRARY FUND	1,018,754.65	996,021	996,021	1,176,155
941	POLICE PENSION FUND	1,681,969.79	2,414,465	2,414,465	1,861,257
944	FIRE PENSION FUND	2,360,430.90	2,708,243	2,708,243	2,325,548
	REVENUE	39,035,150.47	37,234,604	37,732,746	37,890,937
100	GENERAL FUND	17,376,613.04	16,883,095	16,898,095	17,250,911
223	SOLID WASTE FUND	2,056,770.91	1,387,324	1,387,324	1,607,253

CITY OF PEKIN, ILLINOIS REPORT PRINT DATE- 3/10/06
ACTIVITY REQUEST CATEGORY REPORT 2006-2007
PERIOD ENDING: 2/28/06
FISCAL MONTH: 10 83.33%

		PRIOR YEAR ACTUAL	ORIGINAL BUDGET	REVISED BUDGET	TOTAL REQUEST
230	PUBLIC BENEFIT FUND				
231	SEWERAGE FUND	2,376,660.00	2,900,370	2,901,870	2,752,126
232	STORM SEWER FUND			25,000	440,400
240	MOTOR FUEL TAX FUND	940,092.17	1,248,562	1,248,562	1,432,000
261	HUD METRO DEVELOPMENT FUN	435,379.31	496,883	561,828	690,799
270	TIF / CENTRAL BUSINESS DI	1,756,856.17	779,945	779,945	811,592
271	TIF / ROUTE 29				
310	FED PRISON / INDUST LAND				
445	CAPITAL PROJECTS	418,195.33	508,716	508,716	1,010,082
500	MUNICIPAL BUS FUND	253,403.21	246,478	246,478	254,057
501	SCHOOL BUS FUND	1,101,621.02	1,202,310	1,067,310	1,086,763
525	PEKIN AIRPORT FUND	98,560.36	89,220	89,220	114,699
570	ECONOMIC DEVELOPMENT FUND			139,523	158,000
695	SELF-INSURANCE FUND	2,868,720.77	3,550,236	3,550,236	3,529,808
699	VEHICLE MAINTENANCE FUND	888,186.00	854,188	894,688	1,276,372
700	SPECIAL ASSESSMENTS FUND				
888	POOLED CASH FUND				
900	TAZEWELL / PEKIN CCC FUND	1,178,803.13	1,171,800	1,174,800	1,226,106
924	MUNICIPAL LIBRARY FUND	990,790.59	996,021	996,021	1,176,155
941	POLICE PENSION FUND	1,372,745.19	1,410,968	1,410,968	1,546,718
944	FIRE PENSION FUND	1,696,656.05	1,635,003	1,635,003	1,827,264
	EXPENSE	35,810,053.25	35,361,119	35,515,587	38,191,105
	CONSOLIDATED TOTAL	3,225,097.22	1,873,485	2,217,159	300,168-

City of Pekin
City Treasurer
111 S. Capitol Street
Pekin, Illinois 61554

Memo

To: Mayor Mackaman and Commissioners
From: Chic Renner, Treasurer
CC: Agenda Packet and City Manager
Date: March 22, 2006
Re: Sales Tax

Given that the proposed '07 City budget anticipates using over $1 million of our cash reserves, I think we should implement a 1/4 cent Home Rule Sales Tax increase to mitigate the erosion of our surplus which represents only about a 120 day reserve now. Given that ANY form of taxation is regressive, we recognize that no tax is "popular;" rather, we seek one that is LESS regressive to a large majority of citizens. Increasing the Home Rule Sales Tax from 1.0 to 1.25 per cent seems to best accomplish that for the following reasons:

1. The Home Rule Sales Tax (HMST) does NOT apply to groceries, prescription drugs, or vehicle sales.

2. Obviously, it also doesn't affect those items upon which typical residents spend the majority of their income, i.e. house payment/rent, car payments, utilities, "services," etc. in addition to items mentioned.

3. Yes, restaurants/fast foods, clothing, alcohol, tobacco, and other items would be affected, but many of those fall into a category which might best be described generally as discretionary.

4. Pekin is a "mini trade center," which is to say that a significant portion of sales tax is generated by non residents; a guesstimate might be conservative at 20 to 25%.

5. The total sales tax of 8% proposed breaks down to 6.25% to the state, 1/2% to Tazewell County, and--if adopted--1.25% Pekin Home Rule. This puts us at no competitive disadvantage, especially to our primary competition Peoria, which is already at 8%, as is East Peoria and Washington.

6. Annualized, the increase should generate about $750,000 additional revenue and soften the blow to barely adequate cash reserves. I also submit that the impact on the average citizen is relatively minimal. For example, after excluding all of the "non-affected" areas (on which, typically people/families spend 75% of their income), most residents are unlikely to spend more than $10,000 per year on items taxed at 8%; that means a total increase of $25 annually. As an example, a $15 order at one's favorite fast food establishment would bring a total tab of $16.20 vs. the current $16.16.

I could go on, but by now the point has (or has not) been made. However, if you need/want additional information or input, please let me know.

ORDINANCE NO. ______

AN ORDINANCE AMENDING TITLE 3, CHAPTER 2 SECTIONS 1, 2 AND 3 OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING MUNICIPAL TAXATION

WHEREAS, the Code of the City of Pekin 1995 was adopted on April 10, 1995, and duly published in book form; and

WHEREAS, under Article VII, Section 6(a), of the Illinois Constitution of 1970, the City of Pekin is a home rule municipality, and desires to exercise its rights and powers as a home rule municipality in this matter; and

WHEREAS, the City Council has determined that it is in the best interests of the City to amend the City Code regarding Municipal Taxation.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS:

1. That Title 3, Chapter 2, Section 1A be amended by deleting the existing rate of 1%, and inserting the new rate of 1 1/4% as per the following language:

   A. Tax Imposed: A tax is hereby imposed upon all persons engaged in the business of selling tangible personal property, other than an item of tangible personal property titled or registered with an agency of this State's government, at retail in this municipality at the rate of (1 1/4%) of the gross receipts from such sales made in the course of such business in accordance with the terms, conditions and limitations of Chapter 65 ILCS 5/8-11-1.

2. That Title 3, Chapter 2, Section 2A be amended by deleting the existing rate of

1%, and inserting the new rate of 1 1/4% as per the following language:

A. Tax Imposed: A tax is hereby imposed upon all persons engaged in the business of making sales of service at the rate of (1 1/4%), as imposed by Section 3-2-1A hereof, of the selling price of all tangible personal property transferred by such servicemen, either in the form of tangible personal property or in the form of real estate as an incident to a sale of service in accordance with the terms, conditions and limitations of Chapter 65 ILCS 5\8-11-5.

3. That Title 3, Chapter 2, Section 3A be amended by deleting the existing rate of 1%, and inserting the new rate of 1 1/4% as per the following language:

A. Tax Imposed: A tax is hereby imposed in accordance with provisions of Chapter 65 ILCS 5/8-11-6 upon the privilege of using in the City any item of tangible personal property which is purchased at retail from a retailer, and which is titled or registered with an agency of Illinois government. This tax shall be at rate of (1 1/4%) of the selling price of such tangible personal property with "selling price" to have the meaning as defined in the "Use Tax Act", approved July 14, 1955, as amended. Such tax shall be collected from persons whose Illinois address for titling or registration purposes is given as being in the City.

BE IT FURTHER ORDAINED that all other parts of the Code of the City of Pekin 1995 as amended except as modified herein are hereby reaffirmed and ratified and are in full force and effect.

BE IT FURTHER ORDAINED that all Ordinances or parts of ordinances in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect upon its passage and approval and publication as required by law.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Pekin, this ___ day of _____________, 2006; and upon roll call the vote was as follows:

AYES: _____________

NAYS: _____________

ABSENT: _____________

ABSTAINING: _____________

APPROVED this ___ day of ______________, 2006.

____
MAYOR

ATTEST:

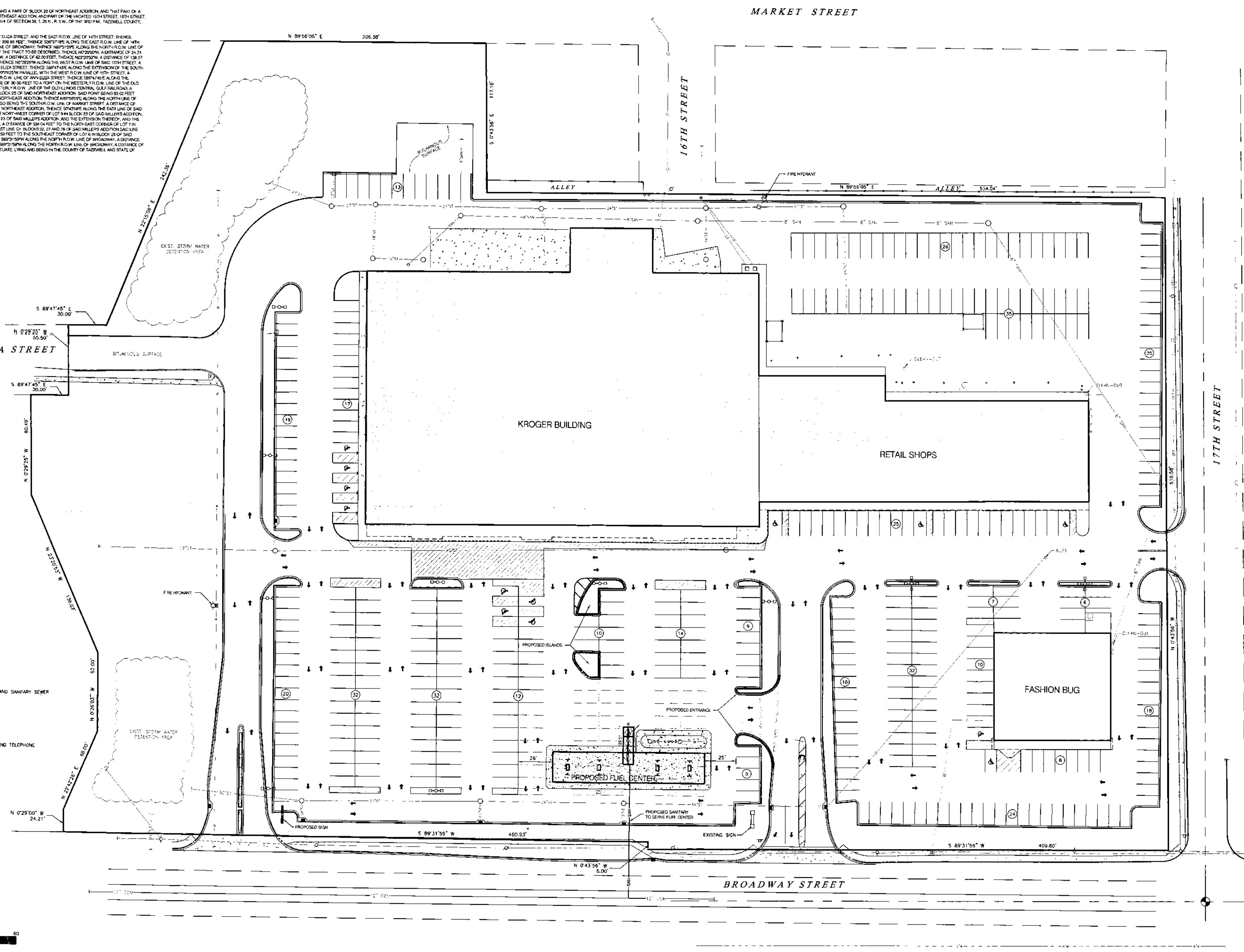
____
CITY CLERK

LEGAL DESCRIPTION

(±0.778 ACRES)

A PART OF BLOCKS 22, 23, 26, 27 AND 28 AND 29 OF MILLER'S ADDITION, AND A PART OF BLOCK 23 OF NORTHEAST ADDITION, AND THAT PART OF A VACATED ALLEY LYING ADJACENT TO LOTS 1 THRU 5 IN BLOCK 23 OF NORTHEAST ADDITION, AND PART OF THE VACATED 15TH STREET, 16TH STREET, ANN ELIZA STREET, AND MARGARET STREET. ALL BEING PART OF THE SE 1/4 OF SECTION 35, T. 25 N., R. 5 W., OF THE 3RD P.M., TAZEWELL COUNTY, ILLINOIS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE SOUTH R.O.W. LINE OF ANN ELIZA STREET, AND THE EAST R.O.W. LINE OF 14TH STREET: THENCE S0°32'34"E ALONG THE EAST R.O.W. LINE OF 14TH STREET A DISTANCE OF 330.88 FEET, THENCE S30°37'18"E ALONG THE EAST R.O.W. LINE OF 14TH STREET, A DISTANCE OF 32.26 FEET TO A POINT ON THE NORTH R.O.W. LINE OF BROADWAY; THENCE N89°31'59"E ALONG THE NORTH R.O.W. LINE OF BROADWAY, A DISTANCE OF 376.41 FEET TO THE POINT OF BEGINNING OF THE TRACT TO BE DESCRIBED, THENCE N0°29'00"W, A DISTANCE OF 24.21 FEET, THENCE N22°42'26"E, A DISTANCE OF 68.00 FEET; THENCE N0°26'03"W, A DISTANCE OF 62.00 FEET, THENCE N23°20'53"W, A DISTANCE OF 136.07 FEET, TO A POINT ON THE WEST R.O.W. LINE OF VACATED 15TH STREET; THENCE N0°29'25"W ALONG THE WEST R.O.W. LINE OF SAID 15TH STREET, A DISTANCE OF 80.49 FEET TO A POINT ON THE SOUTH R.O.W. LINE OF ANN ELIZA STREET; THENCE S89°47'45"E ALONG THE EXTENSION OF THE SOUTH R.O.W. LINE OF ANN ELIZA STREET, A DISTANCE OF 30.00 FEET; THENCE N0°29'25"W PARALLEL WITH THE WEST R.O.W. LINE OF 15TH STREET, A DISTANCE OF 55.50 FEET TO A POINT ON THE EXTENSION OF THE NORTH R.O.W. LINE OF ANN ELIZA STREET; THENCE S89°47'45"E ALONG THE EXTENSION OF THE NORTH R.O.W. LINE OF ANN ELIZA STREET, A DISTANCE OF 30.00 FEET TO A POINT ON THE WESTERLY R.O.W. LINE OF THE OLD ILLINOIS CENTRAL GULF RAILROAD; THENCE N22°15'06"E ALONG THE WESTERLY R.O.W. LINE OF THE OLD ILLINOIS CENTRAL GULF RAILROAD, A DISTANCE OF 242.36 FEET TO A POINT ON THE NORTH LINE OF LOT 2 IN BLOCK 23 OF SAID NORTHEAST ADDITION, SAID POINT BEING 93.62 FEET EASTERLY OF THE NORTHWEST CORNER OF LOT 1 IN BLOCK 23 OF SAID NORTHEAST ADDITION; THENCE N89°56'05"E ALONG THE NORTH LINE OF LOTS 2 THRU 5 IN BLOCK 23 OF SAID NORTHEAST ADDITION, SAID LINE ALSO BEING THE SOUTH R.O.W. LINE OF MARKET STREET, A DISTANCE OF 206.38 FEET TO THE NORTHEAST CORNER OF LOT 5 IN BLOCK 23 OF SAID NORTHEAST ADDITION, THENCE S0°43'56"E ALONG THE EAST LINE OF SAID LOT 5 AND THE EXTENSION THEREOF, A DISTANCE OF 117.16 FEET TO THE NORTHWEST CORNER OF LOT 9 IN BLOCK 23 OF SAID MILLER'S ADDITION, THENCE N89°56'05"E ALONG THE NORTH LINE OF LOTS 9 AND 8 IN BLOCK 23 OF SAID MILLER'S ADDITION, AND THE EXTENSION THEREOF, AND THE NORTH LINE OF LOTS 12 THRU 7 IN BLOCK 22 OF SAID MILLER'S ADDITION, A DISTANCE OF 534.04 FEET TO THE NORTHEAST CORNER OF LOT 7 IN BLOCK 22 OF SAID MILLER'S ADDITION, THENCE S0°43'56"E ALONG THE EAST LINE OF BLOCKS 22, 27 AND 28 OF SAID MILLER'S ADDITION SAID LINE ALSO BEING THE WEST R.O.W. LINE OF 17TH STREET, A DISTANCE OF 516.58 FEET TO THE SOUTHEAST CORNER OF LOT 6 IN BLOCK 28 OF SAID MILLER'S ADDITION AND THE NORTH R.O.W. LINE OF BROADWAY THENCE S89°31'59"W ALONG THE NORTH R.O.W. LINE OF BROADWAY, A DISTANCE OF 409.80 FEET; THENCE N0°43'56"W, A DISTANCE OF 6.00 FEET, THENCE S89°31'59"W ALONG THE NORTH R.O.W. LINE OF BROADWAY, A DISTANCE OF 460.93 FEET TO THE POINT OF BEGINNING, CONTAINING 10.778 ACRES, SITUATE, LYING AND BEING IN THE COUNTY OF TAZEWELL AND STATE OF ILLINOIS.



SITE DATA

EXISTING PARKING = 438 SPACES
PROPOSED PARKING = 380 SPACES

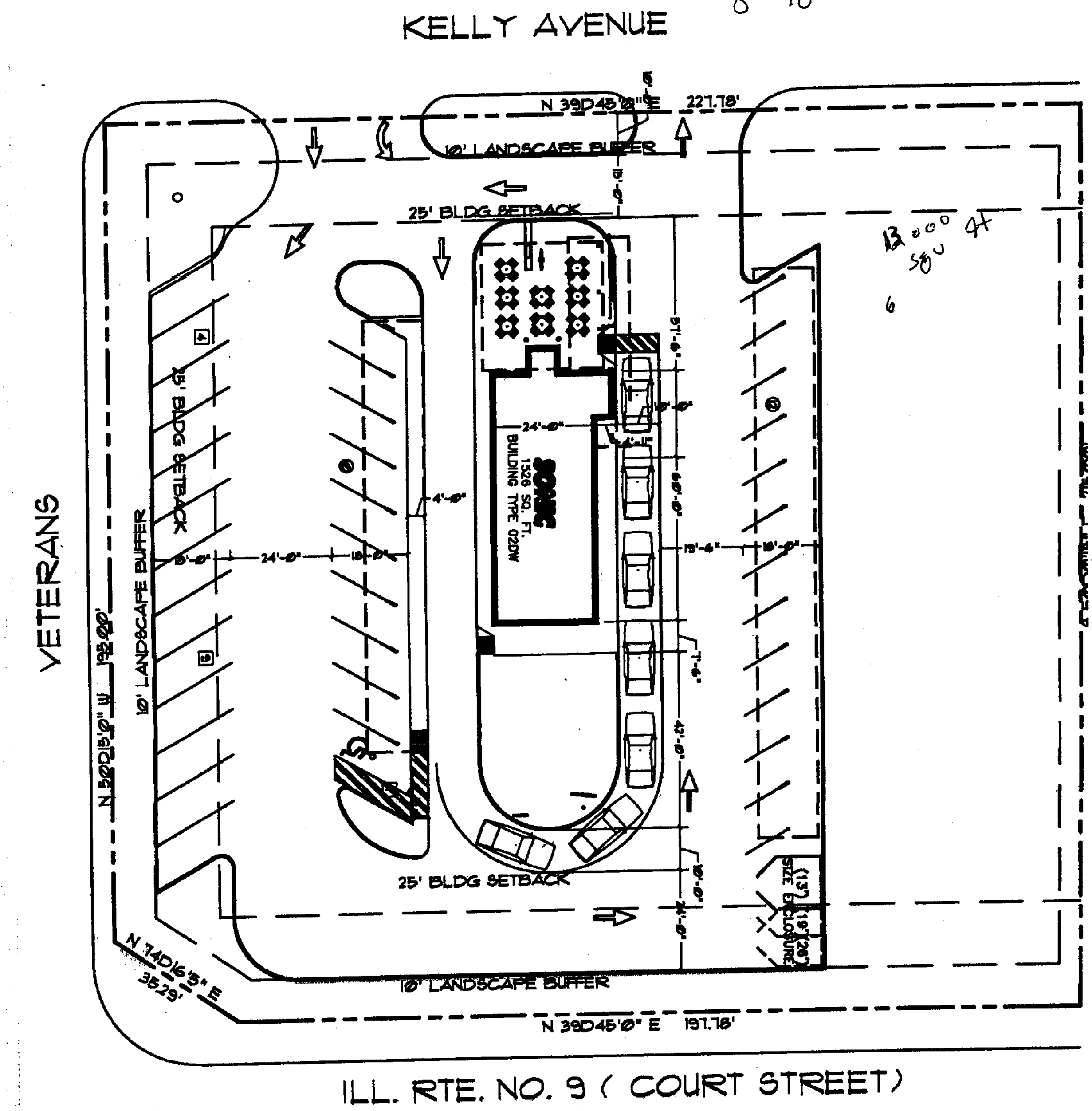
SITE DATA

	EXISTING LIGHT
	EXISTING CONCRETE SURFACE
	PROPOSED CONCRETE SURFACE
	EXISTING FENCE
7	NUMBER OF PARKING SPACES
	FIRE HYDRANT
12" COM	EXISTING COMBINATION STORM AND SANITARY SEWER
ST	EXISTING STORM SEWER
W	EXISTING WATER MAIN
G	EXISTING GAS MAIN
OET	EXISTING OVERHEAD ELECTRIC AND TELEPHONE
SAN	EXISTING SANITARY SEWER
SAN	PROPOSED SANITARY SEWER

DRAWN BY: DQB	REVISIONS	ZUMWALT & ASSOCIATES, INC. PROFESSIONAL ENGINEERS-REGISTERED LAND SURVEYORS 1040 W. OLYMPIA DRIVE PEORIA, ILLINOIS 61615 (309) 692-5074 DESIGN FIRM REGISTRATION NO. 184-003189	PROPOSED FUEL CENTER KROGER COMPANY PEKIN, ILLINOIS	SITE LAYOUT PLAN	SHT. NO. 1/1	GARY R. ZUMWALT 34277 REGISTERED PROFESSIONAL ENGINEER OF ILLINOIS JOB NO. 19,201
APPROVED BY: GRZ						
DATE: FEBRUARY 16, 2006						
DWG: 19201 L-004 OVERALL.DWG						

New Layout
3/8/06

move building back
8~10'



ORDINANCE NO. ______

**AN ORDINANCE AMENDING TITLE 3, CHAPTER 3
OF THE CODE OF THE CITY OF
PEKIN 1995 REGARDING LIQUOR CONTROL**

WHEREAS, the City of Pekin is a home rule municipality as described in Section 6(a), Article VII of the 1970 Constitution of the State of Illinois, and as such may exercise any power and function pertaining to its government and its affairs; and

WHEREAS, the Code of the City of Pekin 1995, adopted on April 10, 1995, and duly published in book form contains within Chapter 3, Section 3, certain standards and licensing arrangements for liquor control; and

WHEREAS, the City of Pekin has developed sections of the waterfront; and

WHEREAS, certain organizations and businesses have shown an interest in using the Pier and Event Meadow, Riverfront Park for functions, both commercial and charitable; and

WHEREAS, the City Council has determined that it would be in the best interest of the City to make available the Pier and Event Meadow, Riverfront Park for such functions; and

WHEREAS, it is recognized that alcoholic beverages may be served or sold at said functions; and

WHEREAS, the Code of the City of Pekin 1995, adopted on April 10, 1995, and duly published in book form contains within Chapter 3, Section 3, certain standards and controls for liquor licensing; and

WHEREAS, the City Council has determined that it is in the best interests of the City to amend the City Code regarding the definition of the Pier; and

WHEREAS, the City Council has determined that it is in the best interests of the City to amend the City Code by adding the definition of the Event Meadow,Riverfront Park.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS:

1. That Title 3, Chapter 3, Section 1 be amended by adding the definition of Event Meadow, Riverfront Park as follows:

    EVENT MEADOW, RIVERFRONT PARK means that area of the Riverfront Park designated to be used for public functions where alcohol may be served. The area is defined as the grassy area bounded on the east and west sides by, but not including, the straight sections of sidewalk that run south from the landscaped area south of the interactive water feature north to, but not including the curved sidewalk north of St. Mary Street. These boundaries shall be clearly marked by the requestor in accordance with the guidelines established in conjunction with a Special Event Application. Sale, provision or distribution of alcohol shall be for consumption only within an approved, enclosed site within the above defined Event Meadow area between the hours of 12:00 p.m. and 11:00 p.m., everyday except Sunday. There will be a maximum of four licenses issued per applicant per year, with no more than one license per month per applicant. Sound amplification may be used, but all speakers must be placed so that the amplified sounds and/or music are directed to the South, not towards the City or Park area. Applicants must submit a site plan for the proposed event to the Local Liquor Commissioner, designating the enclosures and schedule of events for approval. Applicants must also submit a “Special Events Application”, to the Chief of Police, who shall promulgate rules, regulations and other restrictions, including, but not limited to: safety and health issues, litter removal, additional security to monitor underage drinking and insure that the beer and/or wine are not carried outside of the approved site.

2. That Title 3, Chapter 3, Section 1 be amended by deleting the existing definition of PIER in its entirety, and inserting the following:

PIER AREA means West of the Westerly right-of-way of Tazewell & Peoria Railroad tracks to the Illinois River, south of the southerly right-of-way of Caroline Street to the northerly side of the McNaughton Bridge, now City of Pekin, Tazewell County, Illinois. (Ord. No. 2337 08-11-03) Sale, provision or distribution of alcohol shall be for consumption only within an approved, enclosed site within the above defined Pier area between the hours of 12:00 p.m. and 11:00 p.m., everyday except Sunday. There will be a maximum of four licenses issued per applicant per year, with no more than one license per month per applicant. Sound amplification may be used, but all speakers must be placed so that the amplified sounds and/or music are directed out over the river, not towards the City. Applicants must submit a site plan for the proposed event to the Local Liquor Commissioner, designating the enclosures and schedule of events for approval. Applicants must also submit a "Special Events Application", to the Chief of Police, who shall promulgate rules, regulations and other restrictions, including, but not limited to: safety and health issues, litter removal, additional security to monitor underage drinking and insure that the beer and/or wine are not carried outside of the approved site.

BE IT FURTHER ORDAINED that all other parts of the Code of the City of Pekin 1995 as amended except as modified herein are hereby reaffirmed and ratified and are in full force and effect.

BE IT FURTHER ORDAINED that this Ordinance takes precedence over and supercedes any and all Ordinances or parts of ordinances in conflict herewith.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect upon its passage and approval and publication as required by law.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Pekin, this ________ day of March, 2006; and upon roll call the vote was as follows:

AYES: ______________

NAYS: ______________

ABSENT: ______________

ABSTAINING: ______________

APPROVED this ____ day of March, 2006.

MAYOR

ATTEST:

CITY CLERK

ORDINANCE NO. ______

AN ORDINANCE AMENDING TITLE 2, CHAPTER 5 SECTION 1 OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING THE BOARD OF TRUSTEES OF THE FIREMEN'S PENSION FUND

WHEREAS, under 40 ILCS 5/4-121, the General Assembly of the State of Illinois legislated changes concerning the board of trustees to the Illinois Pension Code; and

WHEREAS, the Code of the City of Pekin 1995 was adopted on April 10, 1995, and duly published in book form; and

WHEREAS, under Article VII, Section 6(a), of the Illinois Constitution of 1970, the City of Pekin is a home rule municipality, and desires to exercise its rights and powers as a home rule municipality in this matter; and

WHEREAS, the Code of the City of Pekin will reflect the changes legislated by the General Assembly.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS:

1. That Title 2, Chapter 5, previously known as the "BOARD OF TRUSTEES OF THE FIREMEN'S PENSION FUND" shall now be known as follows:

   BOARD OF TRUSTEES OF THE FIREFIGHTERS' PENSION FUND

2. That Title 2, Chapter 5, Section 1 be deleted in its entirety and replaced as follows:

   2-5-1: **MEMBERSHIP:** There shall be a Board of Trustees of the Firefighters' Pension Fund which shall consist of five (5) members. Two members shall be appointed by the mayor. Two members of the board shall be active participants of the pension fund who are elected from the active participants of the fund. One member of the board shall be a person who is retired under the Firemen's Pension Fund Act of 1919 or provided by statute. (40 ILCS 5/4-121 et seq.) The members of the Board selected from the active and retired firemen shall be elected at the time and in the manner provided by statute.

BE IT FURTHER ORDAINED that all other parts of the Code of the City of Pekin 1995 as amended except as modified herein are hereby reaffirmed and ratified and are in full force and effect.

BE IT FURTHER ORDAINED that all Ordinances or parts of ordinances in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect upon its passage and approval and publication as required by law.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Pekin, this ___ day of ______________, 2006; and upon roll call the vote was as follows:

AYES: ______________

NAYS: ______________

ABSENT: ______________

ABSTAINING: ______________

APPROVED this ___ day of _______________, 2006.

____

MAYOR

ATTEST:

____

CITY CLERK

ORDINANCE NO.

AN ORDINANCE TO VACATE ALL OF THAT PART OF FRONT STREET LYING BETWEEN COURT STREET AND ST MARY IN THE CITY OF PEKIN, ILLINOIS

WHEREAS, the Code of the City of Pekin 1995 was adopted on April 10, 1995, and duly published in book form; and

WHEREAS, under Article VII, Section 6(a), of the Illinois Constitution of 1970, the City of Pekin is a home rule municipality, and desires to exercise its rights and powers as a home rule municipality in this matter; and

WHEREAS, there is a certain portion of Front Street lying between Court Street and St. Mary Street in the City of Pekin; and

WHEREAS, the City Council of the City of Pekin has determined that the above-described real estate is needed for construction of Riverfront Development and that the public interest will be subserved by vacating said portion of Front Street lying between Court Street and St. Mary Street; and

WHEREAS, after due notice was given in the Pekin Daily Times, a public hearing was held at the City Council Chambers, 111 South Capitol Street, Pekin, Tazewell County, Illinois on March 28, 2005, for the purpose of hearing comments on the vacation of said portion of Front Street lying between Court Street and St. Mary Street; and

WHEREAS, no persons objected to the vacation of said portion of Front Street lying between Court Street and St. Mary Street; and

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS:

SECTION I. That the public interest will be subserved by vacating all of that portion of Front Street lying between Court Street and St. Mary Street, in the City of Pekin, Tazewell County, Illinois, being legally described as follows:

> Front Street from southerly right-of-way of Court Street South to the northerly right-of way of St. Mary Street, in the City of Pekin, Tazewell County, Illinois.

SECTION II. That said vacation is hereby made subject to the right of the use of said Front Street for existing public utilities, if any.

SECTION III. That upon adoption of this ordinance, the Clerk of the City of Pekin, Illinois, is hereby directed to certify and record a true and correct copy of this ordinance and plat with the Recorder of Deeds of Tazewell County, Illinois; said plat being attached hereto, marked for identification as Exhibit AA@ and specifically made a part hereof by reference thereto.

SECTION IV. All ordinances or portions thereof in conflict with this ordinance are hereby repealed.

SECTION V. That this ordinance shall be in full force and effect upon its passage and approval.

PASSED BY THE CITY COUNCIL OF THE CITY OF PEKIN, TAZEWELL COUNTY, ILLINOIS, IN REGULAR AND PUBLIC SESSION BY THREE-FOURTHS (3/4THS) MAJORITY VOTE OF THE CITY COUNCIL THIS 27TH DAY OF MARCH, 2006.

AYES:

NAYS:

ABSENT:

ABSTAINING:

APPROVED this _______ day of ____________________, 2006.

____
MAYOR

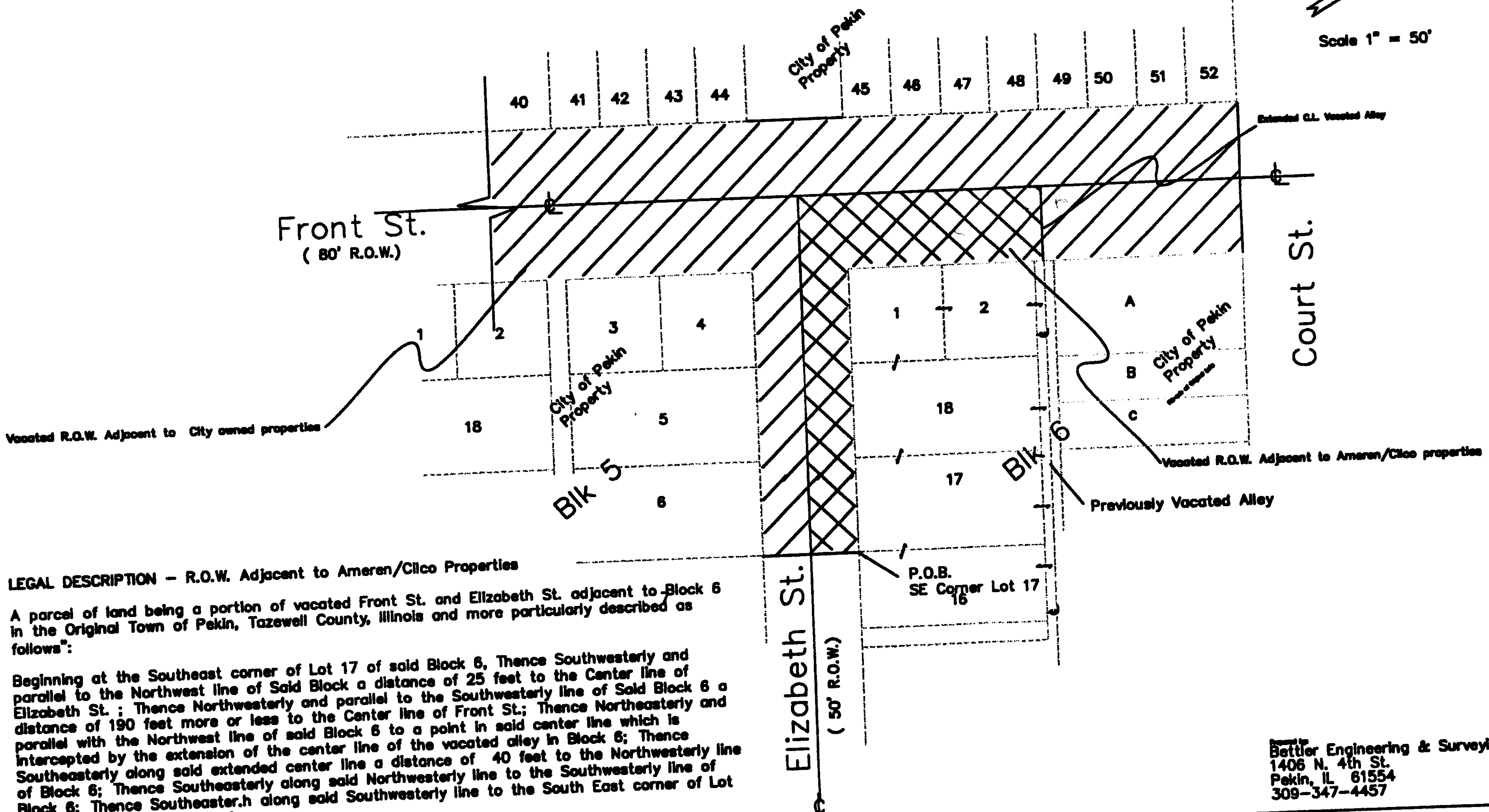
ATTEST:

____
CITY CLERK

EXHIBIT B

Reference Plat of

Part of Vacated Front St. & Elizabeth St. in the Original Town Of Pekin, Tazewell Co. IL.



LEGAL DESCRIPTION – R.O.W. Adjacent to Ameren/Cilco Properties

A parcel of land being a portion of vacated Front St. and Elizabeth St. adjacent to Block 6 in the Original Town of Pekin, Tazewell County, Illinois and more particularly described as follows":

Beginning at the Southeast corner of Lot 17 of said Block 6, Thence Southwesterly and parallel to the Northwest line of Said Block a distance of 25 feet to the Center line of Elizabeth St. ; Thence Northwesterly and parallel to the Southwesterly line of Said Block 6 a distance of 190 feet more or less to the Center line of Front St.; Thence Northeasterly and parallel with the Northwest line of said Block 6 to a point in said center line which is intercepted by the extension of the center line of the vacated alley in Block 6; Thence Southeasterly along said extended center line a distance of 40 feet to the Northwesterly line of Block 6; Thence Southeasterly along said Northwesterly line to the Southwesterly line of Block 6; Thence Southeaster.h along said Southwesterly line to the South East corner of Lot 17 and the Point of Beginning.

Bettler Engineering & Surveying
1406 N. 4th St.
Pekin, IL 61554
309-347-4457

AGREEMENT FOR ENGINEERING SERVICES

AGREEMENT is effective this _____ day of _March_ in the year 2006, between Farnsworth Group, Inc., hereinafter referred to as FGI, of 7707 N. Knoxville Avenue, Suite 200, Peoria, IL 61614 and City of Pekin of 111 S. Capitol Street, Pekin, IL 61554 hereinafter referred to as the CLIENT.

Scope of Services

FGI will provide services to assist the City in complying with Special Condition No. 12 of the City's NPDES permit No. IL0034495 for operation of the sewerage collection and treatment system. Specific tasks include the following:

1.) Review and modification of the IEPA required Pollution Prevention Plan in accordance with Agency guidelines.
    - Includes acquiring information from the various City departments for the plan and development of the required revisions;
    - Preparation of the checklist for execution by the City; and
    - Preparation for and attendance at the Public Information Meeting.
2.) Sensitive Area Considerations
    - Prepare for submittal documentation indicating which of the CSO outfalls do not discharge to sensitive areas; and
    - Provide justification as to why primary recreation is or is not possible, as required by the Special Condition No. 12.
3.) CSO Operational and Maintenance Plan
    - Preparation of the CSO Operational and Maintenance Plan, to comply with IEPA requirements intended to reduce the total loading of pollutants entering the receiving stream and to ensure that the City's sewerage system achieves compliance with water quality standards;
    - Preparation of the checklist for execution by the City; and
    - Preparation for and attendance at the Public Information Meeting.
4.) Sewer Use Ordinance Review
    - Review of the sewer use ordinance relative to new NPDES requirements for CSO communities; and
    - Preparation of the checklist for execution by the City.
5.) Long Term Control Planning and Compliance with Water Quality Standards – work is being completed by FGI under a separate contract.
6.) Public Notification Program
    - Develop the City's Public Notification Program in accordance with Section II.B.8 of the federal CSO Control Policy of 1994;
    - Preparation for and attendance at the Public Information Meeting;
    - Preparation of Public Meeting minutes and submittal to the Agency; and
    - Assistance with the implementation of the Public Notification Program.
7.) Review of Compliance Dates within the NPDES permit
    - Review the compliance dates and inform the City of the status of tasks required by the NPDES permit and compliance with the indicated dates; and
    - Correspond with IEPA on compliance issues and notifications regarding Special Condition 12 of the City's NPDES permit.

Schedule of Services
Work will begin within seven (7) days of City approval of this agreement and will be completed within 30 days of work initiation.

Cost of Services
The cost of the services included in this agreement will be billed on a time and material basis. The not-to-exceed fee is $7,575. The tasks and approximate cost of each task is listed below:

Item	Estimated Cost
• Pollution Prevention Plan	$ 575
• Sensitive Area Consideration	$1,290
• CSO Operational and Maintenance Plan	$2,700
• Sewer Use Ordinance Review	$ 430
• Public Notification Program	$1,720
• NPDES Compliance Monitoring	$ 860
Total Cost	$7,575

This Agreement and the attached General Conditions represent the entire and integrated Agreement between the CLIENT and FGI and supersedes all prior negotiations, representations or agreements, either written or oral. This Agreement may be amended only by written instrument signed by both CLIENT and FGI.

Farnsworth Group, Inc.	CLIENT: City of Pekin
Signature:	Signature:
Typed Name: Gary W. Davis	Typed Name: Frank Mackaman
Title: Principal	Title: Mayor

ENGINEERS ARCHITECTS SURVEYORS SCIENTISTS Farnsworth GROUP

General Conditions
Professional Services Agreement
Date: March , 2006

Client City of Pekin

Project Wastewater NPDES Permit – Special Condition No. 12

General Conditions

Reference Conditions: Farnsworth Group, Inc. will hereinafter be referenced as FGI and the above referenced Client will be referred to as Client. The Project may be hereinafter referenced either as the "Project" or by abbreviation as above set forth.

Subcontracting: FGI shall have the right to subcontract any and all services, duties, and obligations hereunder, in whole or in part, without the consent of Client.

Change Order: The term "Change Order" as used herein is a written order to FGI and signed by FGI and Client, after execution of this Agreement, authorizing a change in the services, including additions or deletions and/or change of prices for such services. Each Change Order shall be considered an amendment to this Agreement.

Severability: The provision of this Agreement shall be severable, and if any clause, sentence, paragraph, provision, or other part hereof shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder hereof, which remainder shall continue in full force and effect.

Billings/Payments: Invoices for services shall be submitted at FGI's option either upon completion of such services or on periodic basis. Invoices shall be payable within 30 days after the invoice date. If the invoice is not paid within 30 days, FGI may, without waiving any claim or right against the Client and without liability whatsoever to the Client, terminate the performance of the service. Retainers shall be credited on the final invoice.

Late Payments: Accounts unpaid 60 days after the invoice date may be subject to a monthly service charge of 1.50% on the then unpaid balance (18.0% true annual rate) at the sole election of FGI. In the event any portion or all of an account remains unpaid 90 days after billing, the Client shall pay all costs of collection including reasonable attorney's fees.

Waiver: No waiver by either party of any breach, default, or violation of any term, warranty, representation, agreement, covenant, condition, or provision hereof shall constitute a waiver of any subsequent breach, default, or violation of the same or any other term, warranty, representation, agreement, covenant, condition, or provision hereof. All waivers must be in writing.

Force Majeure: Obligations of either party under this Agreement shall be suspended, and such party shall not be liable for damages or other remedies while such party is prevented from complying herewith, in whole or in part, due to contingencies beyond its reasonable control, including, but not limited to strikes, riots, war, fire, acts of God, injunction, compliance with any law, regulation, or order, whether valid or invalid, of the United States of America or any other governmental body or any instrumentality thereof, whether now existing or hereafter created, inability to secure materials or obtain necessary permits, provided, however, the party so prevented from complying with its obligations hereunder shall promptly notify the other party thereof.

Compliance With Law: In the performance of all services to be provided hereunder, FGI and Client agree to comply with all applicable federal, state, and local laws and ordinances and all lawful order, rules, and regulations of any constituted authority.

Applicable Law: The validity, performance, and construction of this Agreement shall be governed by and construed according to the laws of the State of Illinois.

Reuse of Documents: All documents including drawings and specifications furnished by FGI pursuant to this Agreement are instruments of its services. They are not intended or represented to be suitable for reuse by Client or others on extensions of this work, or on any other work. Any reuse without specific written verification or adaptation by FGI will be at Client's sole risk and without liability of FGI, and Client shall indemnify and hold harmless FGI from all claims, damages, losses, and expenses, including attorney's fees, arising out of or resulting therefrom. Any such verification or adaptation will entitle FGI to further compensation at rates to be agreed upon by Client and FGI.

Standard of Care: Services performed by FGI under this Agreement will be conducted in a manner consistent with that level of care and skill ordinarily exercised by members of the profession currently practicing under similar conditions. No other representation expressed or implied, and no warranty or guarantee is included or intended in this Agreement, or in any report, opinion document, or otherwise.

Professional Liability: CLIENT agrees to limit FGI's liability to CLIENT arising from negligent professional acts, errors, or omissions, such that FGI's total aggregate liability shall not exceed ~~$50,000.00 or the total fee for this contract, whichever is greater. If CLIENT prefers to have higher limits of professional liability coverage, FGI agrees, upon receipt of CLIENT'S written request at the time of accepting our PROPOSAL, to increase the limits of liability up to~~ a maximum of $1,000,000.00 ~~at an additional cost of 5 percent of the total fee or $500.00, whichever is greater.~~

Opinions of Cost: Since FGI has no control over the cost of labor, materials or equipment, or over a Contractor's method of determining prices, or over competitive bidding or market conditions, its opinions of probable project cost or construction cost for this Project will be based solely upon its own experience with construction, but FGI cannot and does not guarantee that proposals, bids, or the construction cost will not vary from its opinions of probable cost. If the Client wishes greater assurance as to the construction cost, he shall employ an independent cost estimator.

Confidentiality: Each party shall retain as confidential all information and data furnished to it by the other party which are designated in writing by such other party as confidential at the time of transmission and are obtained or acquired by the receiving party in connection with this Agreement, and said party shall not reveal such information to any third party.

Indemnification: The CLIENT shall indemnify and hold harmless FGI and all of its personnel from and against any and all claims, damages, losses, and expenses (including reasonable attorney's fees) arising out of or resulting from the performance of the services, provided that any such claim, damage, loss, or expense is caused in whole or in part by the negligent act, omission, and/or strict liability of the CLIENT or anyone directly or indirectly employed by the CLIENT (except FGI). FGI shall indemnify and hold harmless the CLIENT and all of its personnel from and against damages, losses and expenses arising out of or resulting from the performance of the services, up to the limit of liability agreed to under the professional liability section of this contract, provided that any such claim, damage, loss, or expense is caused in whole or in part by the negligent act, omission of the FGI or anyone directly or indirectly employed by FGI (except the CLIENT). In any instance where there is a claim for damages, losses, and expenses resulting from the proven negligent acts of both the CLIENT and FGI then the responsibility shall lie between the CLIENT and FGI in proportion to their contribution of negligence. In no case shall FGI's liability exceed the limit of liability established under the Professional Liability Section of this contract.

Term: Unless sooner terminated or extended as provided herein, this Agreement shall remain in full force and effect from the date first written on the attached price quotation sheet until the date of completion of the services or either party becomes insolvent, makes an assignment for the benefit of creditors, or a bankruptcy petition is filed by or against it. Either party may terminate this Agreement at any time by giving written notice of such termination to the other party. Upon such termination of this Agreement, Client shall pay and reimburse FGI for services rendered and costs incurred by FGI prior to the effective date of termination. The indemnification of FGI by Client wherever stated herein shall survive the termination of this Agreement regardless of cause of termination.

Without Representation or Warranty: FGI makes no representation or warranty of any kind, including but not limited to, the warranties of fitness for a particular purpose or merchantability, nor for such warranties to be implied with respect to the data or service furnished. FGI assumes no responsibility with respect to Client's use thereof.

Subpoenas: The Client is responsible after notification, for payment of time charges and expenses resulting from the required response by FGI to subpoenas issued by any party other than FGI in conjunction with work performed under this Agreement. Charges are based on fee schedules in effect at the time the subpoena is served.

Precedence: These Standards, Terms, and Conditions shall take precedence over any inconsistent or contradictory provisions contained in any proposal, contract, purchase order, requisition, notice to proceed, or like document regarding FGI's services.

Applicability: These General Conditions, being part of a Professional Service Agreement between the parties above listed, shall by agreement of said parties delete paragraphs that have been crossed out and initialed by both parties as not being applicable to this Project. In all other instances, the parties reaffirm the listed paragraphs in this document.

Fee Schedule: Where lump sum fees have been agreed to between the parties, they shall be so designated in the Agreement attached hereto and by reference made a part hereof. Where fees are based upon hourly charges for services and costs incurred by FGI, they shall be based upon the hourly fee schedule annually adopted by FGI, as more fully set forth in Appendix A attached hereto and by reference made a part hereof. Such fees in the initial year of this Agreement shall be those represented by Appendix A, and these fees will annually change at the beginning of each calendar year after the date of this Agreement. The Client may either accept or reject any new fee schedule, in which instance a rejection would be deemed termination under this Agreement.

Professional Environmental Services

If Environmental Services are included in the scope of services on page 1, the following provisions shall apply:

Right of Entry: Client shall provide for FGI's right to enter property owned by Client and/or others in order for FGI to fulfill the scope of services for this Project. Client understands that use of exploration equipment may unavoidably cause some damage, the correction of which is not part of this Agreement.

Aquifer Contamination: Subsurface sampling may result in contamination of certain subsurface areas, as when a probe or boring device moves through a contaminated area, linking it to an aquifer, underground stream, or other hydrous body not previously contaminated and capable of spreading hazardous substances or pollutants off-site. Because subsurface sampling is a necessary aspect of the work that FGI will perform on Client's behalf, Client waives any claim against FGI and agrees to defend, indemnify, and hold FGI harmless from any claim or liability for injury or loss that may arise because of alleged cross-contamination caused by sampling. Client further agrees to compensate FGI for any time spent or expenses incurred by FGI in defense of any such claim, according to FGI's prevailing fee schedule and expense reimbursement policy.

Utilities: Client shall be responsible for designating the location of all utility lines and subterranean structures within the property line of the Project. Client agrees to waive any claim against FGI and to defend, indemnify, and hold harmless from any claim or liability for injury or loss arising from FGI's damaging underground utilities or other man-made objects that were not called to FGI's attention or which were not properly located on plans furnished to FGI. Client further agrees to compensate FGI for any time spent or expenses incurred by FGI in defense of any such claim, according to FGI's prevailing fee schedule and expense reimbursement policy.

Samples: All samples of soil and rock will be discarded sixty (60) days after report submittal. Upon Client's authorization, samples will be either delivered according to Client's instructions or stored for an agreed charge.

Professional Services During Construction

If construction-related services are included in the scope of services on page 1, the following provisions shall apply:

Shop Drawing Review: Client agrees that FGI shall review shop drawing submissions solely for their conformance with FGI's design intent and conformance with information given in the construction documents. FGI shall not be responsible for any aspects of a shop drawing submission that affect or are affected by the means, methods, techniques, sequences, and operations of construction, safety precautions and programs incidental thereto, all of which are the Contractor's responsibility. The Contractor will be responsible for lengths, dimensions, elevations, quantities, and coordination of the work with other trades. Client warrants that the Contractor shall be made aware of his responsibilities to review shop drawings and approve them in these respects before submitting them to FGI.

Job Site: Services performed by FGI during construction will be limited to providing assistance in quality control and to deal with questions by the Client's representative concerning conformance with drawings and specifications. This activity is not to be interpreted as an inspection service, a construction supervision service, or guaranteeing the Contractor's performance. FGI will not be responsible for construction means, methods, techniques, sequences or procedures, or for safety precautions and programs. FGI will not be responsible for the Contractor's obligation to carry out the work according to the Contract Documents. FGI will not be considered an agent of the owner and will not have authority to direct the Contractor's work or to stop work.

Authority and Responsibility: FGI shall not guarantee the work of any Contractor or Subcontractor, shall have no authority to stop work, shall have no supervision or control as to the work or persons doing the work, shall not have charge of the work, shall not be responsible for safety in, on, or about the job site, or have any control of the safety or adequacy of any equipment, building component, scaffolding, supports, forms, or other work aids, and shall have no duties or responsibilities imposed by the Illinois Structural Work Act.

Additional Provisions

Additional provisions to this Professional Services Agreement may be added by consent of both parties evidenced by signature to same in the form of Appendix B attached hereto and by reference made a part hereof.