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**PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 SOUTH CAPITOL STREET
ON MONDAY MARCH 26, 2007 AT 5:30 O'CLOCK P.M.
FRANK H. MACKAMAN * MAYOR * PRESIDING**

PRESENT: COUNCIL MEMBERS, 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 Council Members were present.

Agenda
Motion by Council Member Dagit, seconded by Council Member Jones, that the **agenda be approved as presented.** On roll call vote, all present voted Aye.

Minutes
A motion by Council Member Dagit, seconded by Council Member Jones, that the **Minutes of the Regular City Council Meeting of March 12, 2007 be approved as written.** On roll call vote, all present voted Aye.

Consent Agenda

Mayor Mackaman presented and read the following items under Consent Agenda.
Motion by Council Member Dagit, seconded by Council Member Jones, that the Consent Agenda be **approved as presented.**

1. **Monthly Reports and Minutes: Lake Arlan Drainage District (LADD) Meeting Minutes March 7, 2007, Fire Department Reports February and March 2007, Airport Commission Minutes March 14, 2007, Liquor Commission Minutes February 22, 2007, Traffic Safety Committee Minutes March 9, 2007**

2. **Proclamation: National Public Safety Telecommunications Week April 8-14, 2007**
   National Youth Week May 6-12, 2007

3. **Charitable Solicitation: Benefit for Ian Rynearson May 6, 2007**

4. **Receive and File U.S. Department of Housing and Urban Development (HUD) Correspondence Community Development Block Grant (CDBG) funding level FY 2007 $428,232.00**

5. **Resolution No. 189-06/07 – Publication of the City of Pekin Zoning Map as of December 31, 2006**

6. **Resolution No. 190-06/07 – Amending the Personnel Policy Employees Handbook**

7. **Receive and File Amended Pekin Planning Commission By-Laws Dated February 14, 2007**

8. **Receive and File Safety Award presented to Police Lieutenant Greg Nelson**

9. **Pekin Planning Commission Minutes Dated March 14, 2007**

10. **Pekin Planning Commission Hearings and Recommendations:**
    Hearing # 07-1739 – Approval of City of Pekin Comprehensive Plan Update with attachment of the Pekin Planning Commission Minutes containing specific concerns and recommended amendments to the Pekin City Council.

On roll call vote, all present voted Aye.

Communications, Petitions, Reports

FINANCE REPORT AND TREASURER REPORT
Assistant Finance Director Angie Evans reported that the Home Rule tax was up 28% from this time last year and Municipal Tax was up 9.3% from this time last year indicating general growth in retail. She also indicated that the City received the new ladder truck for the Fire Department and would be picking up the engine in April. City Manager Dennis Kief added that finances were doing well according to the capital budget.

PRESENTATION STORM WATER AND EROSION CONTROL CODE
Public Works Director Joseph Wuellner briefed Council on the draft ordinance of changes addressing the issue of illicit connections, illegal discharges, and enforcement of the violations. He indicated that implementation of this section of the code was one of the steps to comply with the National Pollutant Discharge Elimination System (NPDES). Council Member Maddox noted that cost would come from the general fund to comply. He reiterated federal and state mandates cost taxpayer .

PUBLIC HEARING ON THE POTENTIAL SALE OF 101 BROADWAY, 216 FRONT, AND 102 CYNTHIANA PIN # 04-04-34-459-004, 04-04-34-459-003 AND 04-04-34-459-001
Mayor Mackaman opened a Public Hearing at 5:43 p.m. for the purpose of discussing the sale of municipally owned property 50' x 250' at the riverfront. The notice was properly published in the *Pekin Daily Times* on March 16, 2007. It was determined that the property was not necessary for governmental purposes. City Manager Dennis Kief reported that 2 proposals including development plans were received prior to the deadline of 4:00 p.m. on March 23, 2007. Staff was not ready to make a recommendation but would continue to review information submitted. Any action would come back before the Council for approval. There were no additional comments received from the public and the Mayor called the hearing closed at 5:44 p.m.

With no opposition from Council agenda items 7 and 8 of New Business were considered for action first.

New Business

Motion by Council Member Maddox, seconded by Council Member Blanchard, that the **THREE YEAR SCHOOL BUS CONTRACT WITH PEKIN SCHOOL DISTRICT 303** be approved. It was reported to Council that the first year of the contract was 9.5% increase over the 2006-2007 school year costs. Tears 2 and 3 would be based on CPI increases and an adjustment factor to cover increases in fuel costs. Director of Transportation Greg Ranney responded to Council Member Blanchard's question in respect to contract containing terms to purchase 3 buses per year from money set aside for that purpose. On roll call vote, all present voted Aye.

Motion by Council Member Maddox, seconded by Council Member Blanchard, that the **IDOT DOWNSTATE OPERATING ASSISTANCE GRANT APPLICATION IN THE AMOUNT OF $262,819.66** be approved. Council was requested to approve a contract for a grant with the Illinois Department of Transportation to operate Pekin City Bus through June 30, 2007. On roll call vote, all present voted Aye.

Motion by Council Member Dagit, seconded by Council Member Jones, that the **REQUEST FROM THE DRAGON'S DOME FOR A TOURISM GRANT FOR USA FAST PITCH TOURNAMENT** be approved in the amount of $2,300.00. Council Member Blanchard indicated he would be voting to not approve the request based on his opinion that grants should not be awarded to "for profit" entities. Council Member Maddox rebutted that the event brought in not only the 150 hotel room nights but also tourism dollars to the community multiplied by 7. On roll call vote, Ayes, Maddox, Dagit, Jones, and Mackaman.; Nay, Blanchard. Motion Carried.

<u>RESOLUTION NO. 191-06/07</u>
FOURTH AMENDMENT TOT THE RIVERWAY BUSINESS PARK PROTECTIVE COVENANTS

Motion by Council Member Jones, seconded by Council Member Dagit, that Resolution No. 191-06/07 be adopted. A request was made of Council to approve the revised covenants to include the 230-acre expansion of the Business Park and increase the Review Committee from 5 to 7 members. An explanation of protective covenants was given. Public Works Director Joe Wuellner explained the City's development interest is protected within 1½-mile radius by the plan. On roll call vote, all present voted Aye.

<u>RESOLUTION NO. 192-06/07</u>
APPOINTMENTS TO THE RIVERWAY BUSINESS PARK REVIEW COMMITTEE

Motion by Council Member Jones, seconded by Council Member Dagit, that Resolution No. 192-06/07-the Mayor's appointment of Sergio A. Becerra to the RWBP Review Committee until November 23, 2007 be adopted. On roll call vote, all present voted Aye.

<u>ORDINANCE NO. 2919-06/07</u>
CITY OF PEKIN COMPREHENSIVE PLAN 2006

Motion by Council Member Jones, seconded by Council Member Dagit, that Ordinance No. 2919-06/07 - Adopting a Revised Comprehensive Plan and Official Map be adopted. Public Works Director Joe Wuellner briefed the Council on background and changes to the 20-year plan that is utilized by Staff and Planning Commission as a guideline for new growth and development projects. On roll call vote, all present voted Aye.

Motion by Council Member Jones, seconded by Council Member Dagit, that the **PERFORMANCE MEASUREMENTS REQUIRED BY HUD FOR THE 2005-2009 CONSOLIDATED PLAN** be approved. In a PowerPoint presentation Community Development Director Pam Anderson explained performance measurements, the organized process to determine how well programs were meeting needs. On roll call vote, all present voted Aye.

Motion by Council Member Maddox, seconded by Council Member Blanchard, that the **2007 ACTION PLAN CDBG ENTITLEMENT** be approved. Mrs. Anderson next presented background and explanation and answered questions pertaining to the Action Plan. The 2007 Action Plan stated the needs, priorities and plans for the upcoming fiscal year and performance measurers based off the 5 Year Consolidated Plan. She confirmed that Public Service dollars allocated to United Way help fund the Salvation Army. Mrs. Anderson addressed Council Member Blanchard's questioning of a need for subsidized housing in Pekin. She felt affordable housing was needed. On roll call vote, all present voted Aye.

Council was informed that the following 3 agenda items were related to the State and Federally funded project for the improvements of the intersection at Broadway Road and Parkway Drive. The intersection had been the site of the 2nd highest traffic accidents in the City. Council Member Blanchard questioned why the dollar amounts for the agreements had not been budgeted. City Manager Dennis Kief confirmed that there was anticipated cost set aside in the Capital Budget for the acquisition of right-of-way once appraisals were received and agreements negotiated.

Motion by Council Member Maddox, seconded by Council Member Blanchard, the **PURCHASE OF RIGHT OF WAY FROM JAMES W. FARRELL FOR THE BROADWAY-PARKWAY PROJECT IN THE AMOUNT OF $28,000.00** be approved. On roll call vote, all present voted Aye.

Motion by Council Member Blanchard, seconded by Council Member Maddox, the **PURCHASE OF RIGHT OF WAY FROM SWC REAL ESTATE, LLC FOR THE BROADWAY-PARKWAY PROJECT IN THE AMOUNT OF $24,000.00** be approved. On roll call vote, all present voted Aye.

Motion by Council Member Blanchard, seconded by Council Member Maddox, the **PURCHASE OF RIGHT OF WAY FROM TODD H. CLANAHAN FOR THE BROADWAY-PARKWAY PROJECT IN THE AMOUNT OF $2,100.00 FOR PARCEL A1 AND $4,400.00 FOR PARCEL A2** be approved. On roll call vote, all present voted Aye.

Motion by Council Member Blanchard, seconded by Council Member Maddox, the **AGREEMENT WITH SANBORN MAP COMPANY, INC. FOR AERIAL PHOTOGRAPHY IN THE AMOUNT OF $28,000.00** be approved. Public Works Director Joe Wuellner informed Council that the agreement for re-flying the city for the GIS system would reflect changes that have taken place over the last 4 years. By contracting in conjunction with other communities, the City saved additional costs of mobilization and setup. Discussion followed in press time on justification of the expense for color photography and better definition since last update. On roll call vote, all present voted Aye.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council Member Blanchard announced that Council Members and Staff would be walking Derby Street for review of potential for a TIF District project. Senator Koehler and other official had been invited to join the Council on April 10, 2007 at 5:30 p.m.

Condolences were expressed to the family of Pekin Daily Times news reporter Sharon Harris on the death of her father.

Council Member Dagit suggested that bus service hours be expanded for those riders in the community that utilize the bus service to Peoria. He also suggested in respect to the adoption of a new rental code that landlords be able to register on-line and not be charged the $25.00 fee.

Council Member Dagit announced that he would relinquish his Council seat as of April 9, 2007 to pursue advancement in his profession with Smith Barney that did not allow for holding an elected office.

City Manager Dennis Kief announced plans for an Open House of City Hall the Library and several County Buildings to showcase the government campus area of downtown on Sunday, April 15 from 1-4 p.m. The public was invited.

Motion by Council Member Blanchard, seconded by Council Member Maddox, that Council move to Executive Session at 6:54 P.M. to discuss Personnel 5 ILCS 120/2 (c.) 1., Sale of Real Estate 5 ILCS 120/2 (c.) 6. and Threatened Litigation 5 ILCS 120/2 (c.) 11. On roll call vote, all present voted Aye.

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

COUNCIL ADJOURNED AT 7:18 P.M.

Sue E. McMillan
City Clerk