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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 24, 2003 AT 5:30 O'CLOCK P.M.  
R. DAVID TEBBEN \* MAYOR \* PRESIDING**

**PRESENT: COMMISSIONERS, RICHMOND, BARRA, ORRICK, AND MASSAGLIA**

**ABSENT: NONE**

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The Chair called for a moment of silence in memory of men and women serving our country in time of war with Iraq.

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

**Roll** was called and all Commissioners were present.

**Agenda**

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

Motion by Com'r. Barra, seconded by Com'r. Richmond, that the **Minutes of the Regular City Council Meeting of March 10, 2003 be approved as written**. On roll call vote, all present voted Aye.

**Public Input on Agenda Items**

Barbara Walsh, 420 Washington Street, addressed Council regarding recommendation of Traffic Safety Committee under New Business. She encouraged Council to consider the entire area of Washington, Buena Vista, 4<sup>th</sup> Street when changing parking and not to mend piece by piece. She indicated a fire truck would not be able to turn at Bacon Street T intersection if parking was permitted on Washington. She felt the church in the area should compromise and provide their own parking.

**Consent Agenda**

Motion by Com'r. Barra, seconded by Com'r. Orrick, that the **Consent Agenda be approved as presented**.

1. Receive and File Monthly Reports: Inspections, Health Insurance Committee, Traffic Safety, Finance Cash and Investments., Airport Commission and Wastewater Treatment)
2. Charitable Solicitation: Veterans of Foreign Wars Poppy Days May 23-24, 2003
3. Resolution No. 214 - Zoning Map of the City of Pekin
4. Resolution No. 215 – In Support of Tri-County Regional Planning Grant Application
5. Receive and File Bids for HVAC Maintenance Opened March 19, 2003

|                                 |          |                       |
|---------------------------------|----------|-----------------------|
| Sam'Heating & Air Conditioning  | \$23,00  | \$63.00 straight time |
| XCELL Mechanical Systems        | \$18,180 | \$68.50 per hour      |
| Perfect Air Conditioning & Heat | \$ 9,500 | \$62.50 per hour      |
| Jackson                         | NO BID   | N/A                   |

6. Receive and File Pekin Planning Commission Minutes Dated March 12, 2003
7. Receive and File Pekin Planning Commission Hearings and Recommendations:  
#1570 - recommends that the Preliminary Plat for the Walton Subdivision at 3320 Veterans Drive be approved.  
#1571 -recommends that the Special Use request, submitted by Ron Brown for the property at 304 N 4<sup>th</sup> Street, to allow mini storage on this property, be denied  
#1572 -recommends that the Site Plan, submitted by Ron Brown for the property at 304 N. 4<sup>th</sup> Street, for mini storage on this property, be approved

On roll call vote all present voted Aye.

**New Business**

**ORDINANCE NO. 2326**

**AUTHORIZING SUBORDINATION OF CERTAIN LOAN MCB/WALDSCHMIDT**

Motion by Com'r. Barra, seconded by Com'r. Orrick, that Ordinance No. 2326 be adopted. On roll call vote, all present voted Aye.

Motion by Com'r. Orrick, seconded by Com'r. Richmond, that the Recommendation of the Pekin Planning Commission be accepted and the **SPECIAL USE REQUEST, SUBMITTED BY RON BROWN FOR PROPERTY AT 304 N 4<sup>TH</sup> STREET TO ALLOW MINI STORAGE BE DENIED.** Ron Brown, 17 River Drive, N. Pekin, spoke to Council in support of his project in the downtown area. Council discussed the indication of the PPC that the business was not an appropriate blend for the area from downtown business to residential. On roll call vote, Ayes, Orrick, Barra, Richmond and Tebben; abstaining, Massaglia.

**RESOLUTION NO. 216**

**PRELIMINARY PLAT WALTON SUBDIVISION 3320 VETERANS DRIVE**

Motion by Com'r. Orrick, seconded by Com'r. Massaglia, that Resolution No. 216 be adopted. It was confirmed that the building placement plans were not revised but fire hydrants were added as required. On roll call vote, all present voted Aye.

**RESOLUTION NO. 217**

**FINAL PLAT MARIGOLD ESTATE PHASE NINE A**

Motion by Com'r. Orrick, seconded by Com'r. Barra, that Resolution No. 217 be adopted. On roll call vote, all present voted Aye.

Motion by Com'r. Orrick, seconded by Com'r. Massaglia, that the **BID IN THE AMOUNT OF \$9,500.00 FOR MAINTENANCE CONTRACT FOR CITY OWNED BUILDING FOR HVAC SYSTEMS** be approved and the contract be awarded to Perfect Air Conditioning & Heat. On roll call vote, all present voted Aye.

**RESOLUTION NO. 218**

**ILLINOIS DEPARTMENT OF TRANSPORTATION STATE OPERATING ASSISTANCE AGREEMENT (3320) OP-03-09-IL**

Motion by Com'r. Richmond, seconded by Com'r. Orrick, that Resolution No. 218 be adopted. On roll call vote, all present voted Aye.

Motion by Com'r. Richmond, seconded by Com'r. Barra, that the **CONTRACT FOR FIRE PROTECTION AND EMERGENCY SERVICES WITH POWERTON FIRE PROTECTION DISTRICT** be approved. Council discussed the terms of the 10-year contract. Commissioner Orrick felt the length of the contract was acceptable because of adjustments in amount based on CPI minimum 2-½% per year. On roll call vote, all present voted Aye.

**ORDINANCE NO. 1462-A207**

**AMENDING TITLE 8 OF THE CODE REGARDING TRAFFIC SCHEDULE OF NO PARKING - WASHINGTON**

Motion by Com'r. Richmond, seconded by Com'r. Barra, that Ordinance No. 1462-A207 be adopted. The change recommended by the Traffic Safety Committee allowed parking on Washington, East of Buena Vista on the north side. The TSC felt by removing the no parking restriction it would free-up some spaces for church parking. Other changes discussed were corrections in directions. On roll call vote, Ayes, Barra, Massaglia, Richmond and Tebben; Nay, Orrick.

Motion by Com'r. Richmond, seconded by Com'r. Massaglia, that the **AMENDED AGREEMENT WITH THE FEDERAL BUREAU OF PRISONS WASTEWATER SEWAGE TREATMENT SERVICE** be approved. On roll call vote, all present voted Aye.

**ORDINANCE NO. 2327**  
**AMENDING TITLE 7, CHAPTER 1A OF THE CODE**  
**REGARDING THE MECHANICAL CODE**

Motion by Com'r. Massaglia, seconded by Com'r. Orrick, that Ordinance No. 2327 be adopted. City Engineer Joe Wuellner explained that the amendment affirmed the adoption of the International Mechanical Code in place of the BOCA Code for regulating use and maintenance of mechanical systems. On roll call vote, all present voted Aye.

Motion by Com'r. Massaglia, seconded by Com'r. Orrick, that the **TIF DOWNTOWN FAÇADE REVITALIZATION GRANT PER APPLICATION OF BRYAN AND KIM BROWN FOR DREWSTER'S** be approved in the amount of \$1,981.66. On roll call vote, all present voted Aye.

**Other Business**

Barbara Walsh, 420 Washington Street, questioned the law regarding how close to a driveway parking was permitted. The Police Chief indicated that a driveway cannot be block. No set distance was set but parking should allow for ingress and egress. Mrs. Walsh requested that the City adopt a 2 ft. provision of no parking distance from a drive. The Police Chief Gillespie spoke in opposition of the request.

Ron Brown again addressed Council regarding his request for special use of mini storage. He was directed to return to the Planning Commission if he wanted further consideration of the non-conforming use.

Amy Werner, 335 Buena Vista questioned the effective date of Ordinance No. 1462-A207 and was told 10 days after adoption.

Greg Ranney, Director of Public Property informed the Council that Yard Waste Collection resumed. Credit was given to having collection in-house on being able to start the program whenever the weather became nice.

City Engineer Joe Wuellner informed Council that the Streetscape project resume on Court Street and would be completed within two months. Also announced was the closure of Allentown Road to resume construction of Veterans Drive.

Commissioner Massaglia spoke to the audience to dispel rumors that the liquor licensing fees were doubling as of May 1, 2003. Council gave no indication that they intended to increase fees.

Mayor Tebben invited Community to donate to "Pekin Cares" items for service men and women. He also encouraged residents to fly the American flag in support of our troops.

Commissioner Richmond encouraged citizens to vote on April 1<sup>st</sup>.

Reporters from the *Peoria Journal Star*, *Pekin Daily Times* and Jonathan Ahl News Director WCBU were given the opportunity to ask questions.

No further business to come before the Council, a motion was made by Com'r. Massaglia, seconded by Com'r. Orrick, that Council adjourn. On roll call vote, all present voted Aye.

**COUNCIL ADJOURNED AT 6:35 P.M.**

Sue E. McMillan  
City Clerk