
**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 23, 2009 AT 5:30 O'CLOCK P.M.
RUSTY DUNN MAYOR PRESIDING**

PRESENT: COUNCIL MEMBERS, DUNN, ABEL, BLANCHARD, AND STRAND

ABSENT: KORTKAMP

The **Pledge of Allegiance** was led by Broadmoor Junior High School 8th Grade Boys Basketball Team. Mayor Dunn presented and read a proclamation honoring the achievements of the state runners-up championship team., coaches, cheerleaders, family, and fans. Coach of the Year Cary VandeSchfaaf emphasized the class and dignity expressed by the team and what great ambassadors the individuals would continue to be for our community.

Council adjourned until the Chambers were cleared. Council next recognized Teacher Dale Holzwarth and the Pekin Community German American Exchange Program students. Twenty plus student from Ettenheim Germany were welcomed to the United States and the City of Pekin.

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

AGENDA

Motion by Council Member Strand, seconded by Council Member Jones, that the **agenda be amended by removing under New Business item 10 Ordinance No. 2580-08/09 Approving the Transfer of Volume Cap in Connection with Private Activity Bond Issues.** On roll call vote, all present voted Aye.

Motion by Council Member Strand, seconded by Council Member Jones, that the **amended agenda be approved.** On roll call vote, all present voted Aye.

Motion by Council Member Abel, seconded by Council Member Blanchard, that the **minutes of the Regular City Council Meeting of March 9, 2009 and the Special Town Hall Meeting of March 16, 2009 be approved as written.** On roll call vote, all present voted Aye.

PUBLIC INPUT ON AGENDA ITEMS

Bill Gilroy, 1312 South 11th Street spoke in opposition to the Intergovernmental Agreement before Council. He felt arrangements for Pekin inspectors to share services with the City of Canton was not justified when there were building code enforcement issues in the city that could keep the employees busy. He questioned the liability in traveling that distance and indicated that there should be layoffs if Pekin had too many inspectors for the City workload.

CONSENT AGENDA

Motion by Council Member Jones, seconded by Council Member Abel, that the **Consent Agenda be approved as presented.**

Mayor Dunn read presented the following for consideration of the Consent Agenda items by Omnibus Vote.

1. **Receive and File Monthly Reports and Minutes:** Fire Department February Report and Traffic Safety Minutes March 6, 2009.
2. **Proclamations:** Junior High 8th Grade Boys Basketball Day – March 23, 2009
Week of the Young Child – April 20, 2009
Motorcycle Awareness Month – May, 2009
Poppy Day – May 21, 22, 23, 2009

3. **Charitable Solicitation:** Benefit Roger Smith
Benefit Dean Culp
Benefit Jennifer Cavitt
Tag Days Pekin Basketball Team AYBT – April 14, 2009
4. **Receive and File** Bids for Annual Street Maintenance Opened March 16, 2009,
5. **Receive and File** Pekin Planning Commission Minutes dated March 11, 2009
6. **Receive and File Pekin Planning Commission Hearings and Recommendations**
 - a. Hearing #09-1775 – recommends to approve the Site Plan for an addition and expansion of the Special Use for the Advocacy Center at 341 Buena Vista
 - b. Hearing #09-1776 – recommends to approve the Site Plan and Special Use for a Drive Thru for Pekin Paradise Donuts located at 815 N. 8th Street
 - c. Hearing #09-1777- recommends to approve the Site Plan and Special Use for a Drive Thru for Wendy's located on Court Street.

On roll call vote, all present voted Aye.

COMMUNICATIONS, PETITIONS, REPORTS

Steve Martin, Assistant Director, Career Link an Illinois Worknet Center present to Council the details of the Summer Youth Work Program offered through the Work Force Investment Act. He indicated funds from the stimulus money was appropriated by the Department of Labor to employ approximately 120 Tazewell County kids ages 14-24, May 30 through September 30 at \$8.50 and \$9.50 for 19-24 year olds. He advised that he was contacting not-for-profit and governmental agencies that could provide opportunities for this type of employment.

NEW BUSINESS

Motion by Council Member Blanchard, seconded by Council Member Strand, that the **SITE PLAN FOR 815 N. 8TH STREET, PEKIN PARADISE DONUTS FOR A DRIVE-THRU be approved.** Public Works Director Joe Wuellner presented the recommendation of the Planning Commission noting the structure was a bakery for years and that Gary Flynn had requested the addition of a drive-thru. Traffic Safety Committee unofficially review the flow of traffic for entrance and exit for drive-thru on 8th Street and the customer parking accessing Hamilton Street. On roll call vote, all present voted Aye

Motion by Council Member Blanchard, seconded by Council Member Abel, that the **SPECIAL USE FOR 815 N. 8TH STREET, PEKIN PARADISE DONUTS FOR A DRIVE-THRU be approved.** Owner Gary Flynn thanked the Council and staff for the approval of the project. On roll call vote, all present voted Aye.

Motion by Council Member Strand, seconded by Council Member Jones, that the **SITE PLAN FOR WENDY'S LOCATED ON COURT STREET AT PEKIN-PLAZA PARCO, LTD/CLS FOR A DRIVE-THRU be approved.** Council was informed that the Pekin Planning Commission recommended to approve the site plan and the special use for a Drive Thru for Wendy's located on Court Street next to Staples. Mr. Wuellner told Council that the pot holes in front of the businesses was not the City's responsibility but as part of the planning process developers were asked to improve the access to the establishment. On roll call vote, all present voted Aye.

Motion by Council Member Strand, seconded by Council Member Abel, that the **SPECIAL USE FOR WENDY'S LOCATED ON COURT STREET AT PEKIN-PLAZA PARCO, LTD/CLS FOR A DRIVE-THRU be approved.** On roll call vote, all present voted Aye.

Council Member Abel noted that the last two approved projects indicated positive things contrary to the national economic trend.

Motion by Council Member Jones, seconded by Council Member Blanchard, that the **ANNUAL STREET MAINTENANCE PROJECT SECTION 09-00000-01-GM** be accepted in the amount of \$602,014.16 and the contract be awarded to R. A. Cullinan & Son, Inc. Bids were opened March 16, 2009 for seal coating of 11.18 miles of streets. Through the bid was over the City estimate of \$532, 129.40, staff recommended that the one bid received be accepted. This year's project included Broadway Road, 8th Street to Schramm Drive and streets in Holiday Hills area. On roll call vote, all present voted Aye.

Motion by Council Member Jones, seconded by Council Member Blanchard, that the **MUNICIPAL ESTIMATE OF MAINTENANCE COSTS MAY 1, 2009 – APRIL 30, 2010** for 9 Street department Operations be approved in the amount of \$598,550.00. Council was informed that the cost for general maintenance operations, snow removal, lighting, signals, etc. were provided in the budget. MFT money would be appropriated. Mr. Wuellner advised that the work was decreased from previous years because of the lesser amounts in the Budget. Council discussed the change to more efficient lighting. Council Member further questioned the savings in cost and requested approximate dollars saved on Sempra power agreement over CILCO. On roll call vote, all present voted Aye.

Motion by Council Member Abel, seconded by Council Member Jones that the **2009 MARCH MADNESS EXPERIENCE CONTRIBUTION** in an amount not to exceed \$5,000 be approved. Economic Development Coordinator Steve Brown presented the request from Peoria Area Convention and Business Bureau to participate in sponsorship of the event. Discussion followed regarding the participation from other municipalities, the estimated \$54,000 based on "heads in beds" formula and impact as a result of tourism dollars spent. Each Council Member spoke in support or their reasons for opposition. On roll call vote, Ayes, Jones, Abel, and Dunn; Nays, Strand and Blanchard. Motion carried.

RESOLUTION NO. 74-08/09

REGARDING MINUTES OF EXECUTIVE SESSION MINUTES

Motion by Council Member Blanchard, seconded by Council Member Strand that Resolution No. 74-08/09 be adopted. Attorney Burt Dancey advised Council of the requirement for 6 month review of closed session minutes. He confirmed that minutes through February 2009 had been reviewed and decision was made by Council to release sections of some closed session minutes and a statement made as to the sections of minutes to remain confidential. He noted Council had planned continued educational sessions of the process and the Open Meetings Act once the new Council after elections was seated in early May. On roll call vote, all present voted Aye.

Motion by Council Member Strand, seconded by Council Member Jones, that the **INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF CANTON FOR BUILDING CODE INSPECTIONS** be approved. Public Works Director Joe Wuellner told Council that Canton approached the City to assist short-term with commercial inspections by utilizing Pekin's expertise in the Building Department. The terms of the agreement were for one year paying inspectors 25% more than current salary plus benefits and mileage. Council discussed the hours allotted, travel to and from, and the City's liability. Some members expressed concern that Pekin code enforcement might fall behind or opposite, department could possibly be reduced. Council was informed that the arrangement was not uncharted in that there are many intergovernmental agreements to share services. On roll call vote, Ayes, Jones, Strand, Abel, Dunn; Nay, Blanchard. Motion Carried.

Motion by Council Member Blanchard, seconded by Council Member Strand, that the **2009 ACTION PLAN FOR COMMUNITY DEVELOPMENT BLOCK GRANT ENTITLEMENT** be approved. Community Development Director Pam Anderson presented the HUD required 2009 Action Plan. The Plan states the needs, priorities and plans for the upcoming fiscal year and performance measurements based off the 5 Year Consolidated Plan. On roll call vote, all present voted Aye.

ORDINANCE NO. 2581-08/09

AGREEMENT FOR PURCHASE OF REAL ESTATE

Motion by Council Member Abel, seconded by Council Member Blanchard, that Ordinance No. 2581-08/09 be adopted. The ordinance authorized the City to acquire 209 Sabella, one of the last 3 properties in the 200 block. Economic Development Coordinator Steve Brown reported that the residential property was in good condition to use as rental until time of development at the riverfront. The purchase was consistent with TIF Redevelopment Plan and funded through that budget. Council discussed the sale price and rentable value. Council Members Blanchard and Jones questioned the City being in rental business or as speculators on future project. Concerns were expressed as to the purchase being the highest and best use of funds. On roll call vote; Ayes, Strand, Abel and Dunn, Nays, Jones, and Blanchard. Motion carried.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council Member Strand encouraged the public to take advantage of Absentee Voting offered by Tazewell County. The City Manager complimented the County for having Saturday hours for early voting.

Council Member Jones indicated that Income Tax and MFT revenues were down from the State yet even with the status of the economy, Pekin sales tax revenues were only down 2%.

Council Member Abel asked that citizens help in preparing for the anticipated heavy rains especially in helping older residents by keeping neighborhood catch basins cleared to reduce water backups.

Council Member Blanchard congratulated participants for the successful Firefighters Charity Ball. The Council Member brought to staff's attention that political signs had been confiscated without a notice as provided for other violations. The Council was informed that the information is disseminated on City website, at time the candidate registers, and to the political parties headquarters, that signs cannot be placed on right-of-way and are restricted to provisions of the code for size and placement duration.

Council Member Dunn praised the accomplishment of 6 area scouts that attained their Eagle Scouts designation. Mayor Dunn attended the Court of Honor Ceremony where the largest group of Troop 65 received their badges.

The public was encouraged by Steve Brown to attend the play *Our American Cousin* to celebrate Abraham Lincoln's 200th Anniversary. Each County was commissioned by the State to produce an event. The play, sponsored by Tazewell County Historical Society, would be held at the Union Mission on Saturday, April 11, 2009.

Roger Alexander, 1904 Court Street expressed concern regarding Council raising taxes. It was his opinion that the City should get rid of the dead weight and hire the younger work force. Mr. Alexander voiced his displeasure that the public continues to walk through his yard over his roses to reach Taco Bell.

EXECUTIVE SESSION

Motion by Council Member Jones, seconded by Council Member Abel, that **Council move to Executive Session** at 7:10 P.M. to discuss 5 ILCS 120/2 (c.) 2. Collective Bargaining and 5 ILCS120/2 (c) 1. Personnel. The Public was made aware that Council would be returning to open session to possible take action. On roll call vote, all present voted Aye. The Council returned to open session at 7:30 p.m. All members were present except Council Member Kortkamp.

Motion was then made by Council Member Abel, seconded by Council Member Blanchard that the Contract Extension Agreement through April 30, 2009 between the City of Pekin and the Teamsters, Chauffeurs, and Helpers Local No. 627 Solid Waste Department be approved. On roll call vote, all present voted Aye.

Motion was then made by Council Member Blanchard, seconded by Council Member Strand that the Contract Extension Agreement through April 30, 2009 between the City of Pekin and the Teamsters, Chauffeurs, and Helpers Local No. 627 Street Department be approved. On roll call vote, all present voted Aye.

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

COUNCIL ADJOURNED AT 7:35 P.M.

Sue E. McMillan
City Clerk