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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 S. CAPITOL ST
ON MONDAY MARCH 22, 2021 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

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NOTICE IS HEREBY GIVEN THAT THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS WILL BE HELD ON MONDAY, MARCH 22, 2021 AT 5:30 P.M. IN THE CITY HALL COUNCIL CHAMBERS, 111 SOUTH CAPITOL STREET, PEKIN, ILLINOIS 61554

TO JOIN IN THE MEETING FOLLOW THIS LINK: HTTPS://ZOOM.US/J/6898035689. BY PHONE, DIAL IN AND LISTEN TO THE MEETING AS FOLLOWS: 1-312-626-6799; THEN ENTER MEETING ID 689 803 5689. PRIOR TO THE MEETING, YOU CAN ALSO SUBMIT A PUBLIC COMMENT REMOTELY BY EMAIL, BY 3 PM THE DAY OF THE MEETING, BY SENDING AN EMAIL TO THE DEPUTY CITY CLERK AT NLSTEWART@CI.PEKIN.IL.US AND INSERTING IN THE SUBJECT LINE FOR THE EMAIL "PUBLIC COMMENT FOR MEETING ON MARCH 22, 2021".

TO VIEW MEETING ONLINE GO TO: HTTP://PEKINIL.IQM2.COM (CLICK BANNER AT THE TOP THAT STATES "VIEW LIVE MEETING") OR CHANNEL 22

PLEDGE OF ALLEGIANCE

Due to the Governor's Executive Order regarding COVID-19 and the relaxing of the Open Meetings Act requirements, this meeting was held remotely via Zoom Meetings with the option of an in person meeting at Council Chambers for the public to attend with proper social distancing. Therefore, the provisions of the City Code regarding electronic attendance did not apply. The Pledge of Allegiance was led by Councilmember Hohimer. Deputy Clerk Ms. Nicole Stewart confirmed by roll call vote, that all Councilmembers were physically present. City Clerk, Ms. Sue McMillan, was absent.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	5:21 PM
Rick Hilst	Councilman	Present	5:21 PM
Karen Hohimer	Councilwoman	Present	5:20 PM
Dave Nutter	Councilman	Present	5:22 PM
Lloyd Orrick	Mayor Pro-Tem	Present	5:18 PM
John P Abel	Councilman	Present	5:19 PM
Mark Luft	Mayor	Absent	

APPROVE AGENDA

3.1. Motion to: **Approve agenda as Amended**

Councilmember Hohimer moved Consent Agenda item 7.1 the Proclamation Recognition of the Illinois Association of Chiefs of Police and the NAACP Illinois State Conference 10 Shared Principles to after the approval of the agenda, seconded by Councilmember Nutter.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

3.2. Proclamation Recognition of the Illinois Association of Chiefs of Police and the NAACP Illinois State Conference 10 Shared Principles.
Police Chief John Dossey read the Proclamation Recognizing the 10 Shared Principles by the Pekin Police Department and the NAACP.

Reverend Hightower spoke commending the City of Pekin for taking this step and for exhibiting forward progress.

EXECUTIVE SESSION 5 ILCS 120/2 (C) 11. LITIGATION

4.1. Motion to: **Move into Executive Session 5 ILCS 120/2 (c) 11. Litigation**
A motion was made by Councilmember Garrison, seconded by Councilmember Nutter, to move into Executive Session to discuss 5 ILCS 120/2 (c) 11. Litigation at 5:40 P.M. On roll call vote all present voted Aye. Motion carried.

Council returned to Open Session at 6:07 P.M.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Dave Nutter, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

APPROVAL OF MINUTES

5.1. City Council - Regular Meeting - Mar 8, 2021 5:30 PM

5.2. City Council - Special Meeting - Mar 15, 2021 5:30 PM

Motion to: **Approve Minutes**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

PUBLIC INPUT

Mr. Jim Mangan spoke regarding agenda item 8.1 Amending the Solid Waste Collection Provisions of the City Code. Mr. Mangan spoke against the item and requested Council to vote against it. Mr. Mangan also spoke regarding the criteria the government body uses to evaluate top administrators. Mr. Mangan stated that he filed a FOIA and received an answer from the City Clerk stating that no documents existed for Council's criteria for the Manager's evaluation. Mr. Mangan requested the date such evaluation was held.

Councilmember Abel stated that the Council had not refused to do anything and the accusations were unfounded with regards to Mr. Mangan's comment two weeks ago about Council refusing to do the City Manager's evaluation.

CONSENT AGENDA

Motion to: **Remove 7.1 from Consent Agenda**

7.1. Accounts Payable to be Paid Proof List thru March 19, 2021

7.2. Police Department Monthly Stats - February 2021

7.3. Receive and File Bids Bus Department Ceiling Tile Project

Motion to: **Approve Consent Agenda as Amended**

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	Michael Garrison, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

UNFINISHED BUSINESS

8.1. Ordinance No. 2960-20/21 Amending Solid Waste Collection Provisions of the City Code

A motion was made by Councilmember Hilst, seconded by Councilmember Garrison, to approve and adopt Ordinance No. 2960-20/21 Amending Solid Waste Collection Provisions of the City Code.

City Manager, Mr. Rothert, stated that the ordinance was originally to Council and layed over at the March 8, 2021 meeting. A motion was made to bring it forward. Mr. Rothert explained that three versions of the ordinance was in the packet that included a redlined version, a clean version, and an edited version by staff.

Council discussed the information errors on page 106 in the second version, that included the allowable size of garbage cans.

City Attorney, Ms. Kate Swise, stated that the agenda item was brought back from a previous meeting.

A motion was made by Councilmember Hohimer, seconded by Councilmember Abel to layover Ordinance No. 2960-20/21 Amending Solid Waste Collection Provisions of the City Code to the April 12, 2021 Council Meeting to review the modifications.

RESULT:	**POSTPONED [4 TO 2]** **Next: 4/12/2021 5:30 PM**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	John P Abel, Councilman
AYES:	Michael Garrison, Karen Hohimer, Lloyd Orrick, John P Abel
NAYS:	Rick Hilst, Dave Nutter
ABSENT:	Mark Luft

NEW BUSINESS

9.1. Ordinance No. 2963-20/21 Agreement for Sale of Real Property - 04-10-02-106-001

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Ordinance No. 2963-20/21 Agreement for Sale of Real Property - 04-10-02-106-001. Mr. Rothert explained that the Council had an interest to sell the triangular parcel located at 700 Court Street. Due to the parcel's location in the TIF district, the City only had to provide a reasonable opportunity for any person to submit alternative bids and proposals. Notice of the acceptance of bids was posted on the City's website on February 26, 2021 with bids due on March 11, 2021. Mr. Rothert continued to explain that the parcel was being sold "as is" with the City making no warranties regarding the condition of the parcel. The sole bidder was Saint Joseph Catholic Church in the amount of$1,500, which was the prorated per acre purchase price requested.

Mayor Pro-tem Orrick commented that St. Joe's came to Council months ago with a plan to expand in residential and they went back and redid it.

Mr. Rothert stated that the site plan was already approved.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

9.2. Resolution No. 234-20/21 Award Bus Department Ceiling Tile Project to SNS Construction

City Manager, Mr. Mark Rothert, presented the agenda item to Council to approve and adopt Resolution No. 234-20/21 Award Bus Department Ceiling Tile Project to SNS Construction. Mr. Rothert explained that the current fiscal year provided funding to the Bus Department for general upgrades. This was the second larger project to utilize those funds. The HVAC in the Bus Department building was first upgraded, which directly lined up with this project due to reconfiguring some ceiling tiles to accommodate the new units. In addition, the existing tiles were aged and discolored. This project consisted of removing any existing tiles that still remained, repainting the Grid, and installing new tiles. This Project was sent out as an RFP, with the City receiving 4 bids.

Councilmember Nutter thanked the Property Manager for responses to his questions.

Mayor Pro-tem questioned whether the bidders supplied proof of insurance.

Property Manager, Mr. Jayson Breinen, confirmed that the low bidder had provided proof of insurance.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Dave Nutter, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

9.3. Resolution No. 235-20/21 A Resolution Authorizing the Mayor to Execute an Intergovernmental Agreement between the City of Pekin and Tazewell County to Receive Recycling Grants Funds for 2020

City Manager, Mr. Mark Rothert, presented the request to Council to approve and adopt Resolution No. 235-20/21 A Resolution Authorizing the Mayor to Execute an Intergovernmental Agreement between the City of Pekin and Tazewell County to Receive Recycling Grants Funds for 2020. Mr. Rothert clarified that the resolution should read 2021 not 2020.

Mayor Pro-tem Orrick stated that this was the yearly recycling grant received annually from Tazewell County.

Mr. Rothert explained that in previously years the City received $71K but this year the City would be receiving $94K to support the City's recycling efforts. Mid-year reporting was required by the Solid Waste Department.

Mayor Pro-tem questioned if reduced priced carts could be offered to lower income residents.

Brett Olson stated that only $5K could be used towards carts.

Councilmember Hilst discussed the required reports by the Solid Waste Department.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Michael Garrison, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

9.4. Resolution No. 236-20/21 Re-allocate Rebuild Illinois Public Infrastructure Grant from Court Street to Parkway

City Engineer, Ms. Josie Esker, presented the request to Council to approve and adopt Resolution No. 236-20/21 Re-allocate Rebuild Illinois Public Infrastructure Grant from Court Street to Parkway. Ms. Esker explained that the grant had to be used for bondable projects that last 13 years or longer. Ms. Esker stated that the City had received other grant funding for Court Street before that was allocated and now the City had other funds from the Rebuild Illinois grant. Council was requesting to reallocate funds for Parkway instead of Court Street.

Mayor Pro-tem Orrick questioned if approved whether it would free up other MFT funds for other projects.

Ms. Esker concurred and proposed that the MFT money could be allocated to engineering on Derby Street. She believed this was the general direction of Council but it had not been formalized. Staff had requested RFQ's from engineering firms for Derby Street to submit to come to Council the last meeting in April or first meeting in May for those agreements.

Mr. Rothert added that the Capital Plan did anticipate allocating MFT Funds toward Derby Street.

Council continued the discussion regarding the engineering and construction of Derby Street for next year along with the other funding received for Court Street.

Ms. Esker explained that the City had received a $20M grant from the Capital Bill, was awarded $2M from DCEO, received $1.7M through PPUATS as part of a federal grant and the City had the opportunity to use BDD money to fill in any gaps. Additional funds would be coming in for the Rebuild Illinois grant allowing the City to utilize half now and next year.

Mr. Rothert stated that it was two payments of what was expected to be received that the State gave to all municipalities. The State would be issuing two payments per year for the next four years.

Councilmember Hilst expressed concern to keep the funds for Court Street construction.

Ms. Esker admitted that there was not enough funding to cover all of Court Street but that with BDD money the gap would be close. Ms. Esker felt that the gap would happen several years down the road and that there were other streets that needed fixed now.

Councilmember Hilst also spoke about the funds allocated for Parkway.

Ms. Esker stated that Rebuild Illinois funds were more restrictive than MFT Funds and it made sense to spend the most restrictive fund first so that there would be more options later.

Councilmember Abel questioned when the citizens would see construction begin on Court Street.

Ms. Esker answered that final plans and specifications were submitted to IDOT for review and it was expected to be out to bid in April with construction to start later in May.

Councilmember Nutter questioned the $2M allocated for Valle Vista to Veterans.

Ms. Esker answered that the projects will go over in cost. There were two projects, one for $2.7M and the other for around $400K. DCEO was funding a portion of one project for a traffic light at Valle Vista and the other project for an emergency signal for the fire department. The remaining funding would come from the State.

Mr. Rothert clarified that the funding was the $4M provided by the jurisdictional transfer.

Councilmember Nutter stated that he was in disagreement of transferring funds to another project causing a shortfall for Court Street and how the City has to adjust funding somewhere out of the reserves.

Mr. Rothert clarified that the reserves were designated for the Court Street project. Mr. Rothert reminded Council that there was consensus to begin the Derby Street project and transferring funds was the way to accomplish it.

Councilmember Nutter went on to question how the sidewalks were not included in the Parkway Drive project.

Ms. Esker explained that sidewalks and curb planned to be funded out of MFT and it was not eligible. A formal resolution had not been presented for either the Parkway project or the 5th Street project.

Mr. Rothert explained that IDOT had a resolution requirement that was passed by Council but the resolution for the plan on street maintenance had not.

Council also discussed where BDD money could be utilized.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rick Hilst, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

9.5. Resolution No. 237-20/21 Appropriating Rebuild Illinois Allocation in the Amount of $962,000 for Parkway Drive Mill & Overlay 19-00194-00-RS

No comments were made by Council.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

9.6. Resolution No. 238-20/21 Appropriating Motor Fuel Tax in the Amount of $2,053,000 2021 Street Maintenance Plan 21-00000-00-GM

No comments were made by Council.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Karen Hohimer, Councilwoman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel
ABSENT:	Mark Luft

9.7. Budget Discussion - Public Safety (Police and Fire)

Fire Chief, Trent Reeise, led the discussion of the budget with a power point presentation focused on the proposed Fiscal Year 2022 Fire Department budget. Chief Reeise went over the major highlights that included storage facility, apparatus and vehicles, personnel, equipment and facility maintenance.

Council discussed the cost of personnel, scheduling, overtime and an additional three new positions.

Councilmember Garrison discussed the purpose of three fire stations within the City and the 5 minute response time for the first engine company.

Councilmember Hilst proposed looking into 12 hour shift schedules.

Chief Reeise explained that 12 hour shift schedules equates to more expense and additional personnel. The labor exemption allows for 24 hour shifts and that exemption would be lost moving to 12 hour shifts.

Police Chief John Dossey, continued the budget discussion with another power point presentation focused on the proposed police department budget. Chief Dossey touched on a departmental priorities that included a records employee addition, Axon body worn camera expansion, Enterprise lease of 5 squad cars, increased training budget, promotions/accreditation/policy review, Starcom radio infrastructure project and property cleanup/demolition.

Deputy Chief Seth Ranney discussed the need for an additional records employee due to the high volume of FOIA requests, that include significant hours for redaction, and cannabis expungements.

Fleet Manager, Mr. Dan Jost, spoke about the high costs associated with downtime on vehicles due to the department running behind on the vehicle replacement plan. Mr. Jost added that the department is requesting an additional 5 squad vehicle leases to continue with the Enterprise replacement plan.

Chief Dossey continued the presentation and discussed the proposed promotion from Sergeant to Lieutenant position to review 800 pages of House Bill HB3653 and the abundance of new house bills being introduced. Chief Dossey explained that it may require an ordinance change with the promotion of a Lieutenant position.

Mayor Pro-tem Orrick discussed the use of force and no knock warrants in the last year.

Deputy Chief Raney did not think the city had done a no knock warrant in the past several years and would have to get back to Council on the number of use of force events.

Council discussed the new house bills and the effect on recruitment.

Council also discussed the timeframe on the redaction of cannabis expungements.

CITY COUNCIL OR STAFF REPORTS

CDBG Program Manager, Mr. David Bess, gave an update on the Utility Grant applications. Mr. Bess announced that the application period was closed and 120 completed applications had been received.

City Manager, Mr. Mark Rothert, added that each applicant could receive up to $1K depending on need.

Street Supervisor, Mr. Brett Olson, reminded the City that yard waste would begin April 1st.

Mr. Rothert announced that an insert was provided in wastewater bills regarding the Bright Spot Awards.

Councilmember Nutter requested an update on the parking study, the Court Street drainage project and the Lake Whitehurst project.

City Engineer, Ms. Josie Esker, stated that the Court Street drainage study was completed and that a presentation by Farnsworth was scheduled at the next Infrastructure meeting on March 29th at 1:30 P.M.

Councilmember Abel questioned the amount of money owed from Pizza Peel.

Mr. Rothert explained that the developer had some time to get a new tenant into the building in less than 18 months.

Councilmember Orrick requested an update from the City Engineer on the sewer running under the RR tracks.

Ms. Esker that the CSO project on Front Street was going well and they are on day 22 of the 60 day window to complete the project with the Railroad. Ms. Esker felt they were ahead of schedule and that the current river level was low with no forecast of rain.

Councilmember Orrick also questioned the cost of the steel casing.

Ms. Esker thought it was close to $1M because of the railroad requirements for that pipe.

ADJOURN

There being no further business coming to Council, a motion was made by Council Member Garrison to adjourn seconded by Council Member Nutter. Motion carried viva voce. Mayor Pro-tem Orrick adjourned the meeting at 8:00 P.M.