
**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 22, 2004 AT 5:30 O'CLOCK P.M.
LYNDELL N. HOWARD * MAYOR * PRESIDING**

PRESENT: COMMISSIONERS, MADDOX, RICHMOND, JONES, AND MASSAGLIA

ABSENT: NONE

The **Pledge of Allegiance** was led by St. Joseph Saints Basketball Team. Mayor Howard presented certificates of recognition to each of the 7th grade team members. Com'r. Jones read a proclamation honoring the girls for their accomplishments in winning the Peoria Diocese tournament.

Roll was called and all commissioners were present.

Agenda

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

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that the **Minutes of the Regular City Council Meeting of March 8, 2004 be approved as written**. On roll call vote, all present voted Aye.

Public Input

Consent Agenda

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

1. Receive and File Monthly Reports: Fire, Airport, Traffic Safety, Inspections, Wastewater Treatment
2. Proclamation: National Professional Social Work Month March 2004
3. Charitable Solicitation: Fraternal Order of Eagles "Lew Reed Fund" April 1, 2004
4. Resolution No. 47 - 03/04 – Appointment of Dennis Short to fill the unexpired term of Karen Fort until First Monday in May 2006
5. Receive and File Pekin Lake Project Report
6. Receive and File Veterans Drive Update 17
7. Resolution No. 48-03/04 - Supporting Illinois 336 "AB Corridor"
8. Resolution No. 49-03/04 - Direction to Publish the City of Pekin Zoning Map as of December 31, 2003
9. Receive and File Pekin Planning Commission Minutes Dated March 11, 2004
10. Receive and File Pekin Planning Commission Hearings and Recommendations:
 #1617 - that the Sunset Lakes Estates, Phase 1 & Phase 2 be approved
 #1618 – that the Special Use for Used Car & Propane Gas Sales, at 1500 S. 2nd Street, be approved
 #1619 - that the Site Pan for Used Car & Propane Gas Sales, at 1500 S. 2nd Street, be approved

On roll call vote all present voted Aye.

Communications, Petitions, Reports

Safety Award Presentation was made to Larry Sevier for his suggestion that all moving City vehicles use their lights except, when it would be counterproductive and draw attention to necessary police purposes. Mr. Sevier thanked the Council for the \$50.00 and the recognition.

New Business

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that the **SPECIAL USE REQUEST BY WILSON AUTO FOR USED CAR & PROPANE GAS SALES AT 1500 S. 2ND STREET** be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that the **SITE PLAN FOR USED CAR & PROPANE GAS SALES AT 1500 S. 2ND STREET** be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that the **CHANGE ORDER FOR STREETSCAPE PHASE III** in the amount of \$285,910.08 be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Richmond, that the **NTS WEBSITE PROPOSAL** in the amount of \$5,640.00 be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Richmond, that the **T-MOBILE SITE LEASE WITH OPTION** be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Richmond, that the **MUNICIPAL ESTIMATE OF MAINTENANCE COSTS JANUARY 1, 2004 – APRIL 30, 2004** be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Richmond, that the **MUNICIPAL ESTIMATE OF MAINTENANCE COSTS MAY 1, 2004 – APRIL 30, 2005** be approved. On roll call vote, all present voted Aye.

RESOLUTION NO. 50 - 03/04

Motion by Com'r. Jones, seconded by Com'r. Richmond, that Resolution No. 50 – 03/04 be adopted and the Mayor and City Clerk be authorized to execute and file with the Department of Transportation, Resolution No. 50-03/04, appropriating MFT Funds for Maintenance of Streets and Highways By Municipality Under the Illinois Highway Code and all documentation required. On roll call vote, all present voted Aye.

Motion by Com'r. Richmond, seconded by Com'r. Massaglia, that the **SAFETY INCENTIVE PROGRAM** be amended and the Policy be approved as presented. On roll call vote, all present voted Aye.

Motion by Com'r. Richmond, seconded by Com'r. Maddox, that the **E-LOCALINK** be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Richmond, seconded by Com'r. Maddox, that the **ABSOLUTE DATA ACCESS FINANCIAL SYSTEM SOFTWARE AND TRAINING PROPOSAL** in the amount of \$21,600.00 be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Richmond, seconded by Com'r. Maddox, that the **CONTRACT WITH OTIS ELEVATOR COMPANY FOR MAINTENANCE** in the amount of \$135.00 per month for three years be approved. On roll call vote, all present voted Aye.

ORDINANCE NO. 2372

AMENDING THE CODE OF THE CITY OF PEKIN 1995 REGARDING SPECIAL EVENTS
Motion by Com'r. Richmond, seconded by Com'r. Maddox, that Ordinance No. 2372 be adopted. On roll call vote, all present voted Aye.

Motion by Com'r. Maddox, seconded by Com'r. Massaglia, that **ROBERTS RULES OF ORDER BE**

SUSPENDED and Council allow public input on Sunset Lake Estates Phase 1 & 2. On roll call vote, all present voted Aye.

RESOLUTION NO. 51 – 03/04

PRELIMINARY PLAT FOR SUNSET LAKE ESTATES PHASE 1 & 2

Motion by Com'r. Maddox, seconded by Com'r. Massaglia, that Resolution No. 51-03/04 be adopted.

Motion by Com'r. Maddox, seconded by Com'r. Massaglia, that Resolution No. 51–03/04 be amended by adding after the word adopted, “contingent upon the developer providing satisfactory evidence, in a timely manner, to the City of Pekin, of the acquisition of or completion of all required State of Illinois and Federal licenses, permits, mandated studies applicable to but not specifically regarding the upper and lower dams. On roll call vote, all present voted Aye.

Motion by Com'r. Maddox, seconded by Com'r. Massaglia, that Resolution No. 51-03/04 be adopted as amended. On roll call vote, Ayes, Massaglia, Maddox, Jones. Howard; Nay, Richmond. Motion carried.

RESOLUTION NO. 52 - 03/04

REGARDING APPEAL OF ICC DECISION

Motion by Com'r. Maddox, seconded by Com'r. Massaglia, that Resolution No. 52 – 03/04 be adopted. On roll call vote, Ayes, Jones, Richmond, Massaglia, Maddox; Nay, Howard. Motion carried.

Other Business

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

Motion by Com'r. Maddox, seconded by Com'r. Richmond that Council move to **Executive Session** at 7:40 P.M. to discuss the Sale of Real Estate, ILCS 120/2 (c.) 6. On roll call vote, all present voted Aye.

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

COUNCIL ADJOURNED AT 8:00 P.M.

Sue E. McMillan
City Clerk