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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 14, 2011 AT 5:30 O'CLOCK P.M.
RUSTY L. DUNN, MAYOR PRESIDING

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

ABSENT: COUNCIL MEMBER KORTKAMP

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The **Pledge of Allegiance** was led by Mayor Rusty L. Dunn.

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

AGENDA

Motion by Council Member Schmidgall, seconded by Council Member Strand, that **the agenda be approved as presented.** Council Member Blanchard questioned the placement of the Treasurer's Report and requested it be moved under New Business. Following an explanation by Mayor Dunn that non-action item can be presented under New Business and that the item deserved the attention rather than under Consent, Council Member Schmidgall moved and Council Member Barra seconded that item 9.1 and 9.2 be flipped. On roll call vote, Ayes, Schmidgall, Strand, Barra, Abel, and Dunn; Nay, Blanchard. Motion Carried. Council Member Schmidgall re-read the motion as follows, that the revised agenda be approved. On roll call vote, Ayes, Schmidgall, Strand Barra, Abel, and Dunn; Nay, Blanchard. Motion Carried.

MINUTES

Motion by Council Member Schmidgall, seconded by Council Member Abel, that the **minutes of the Regular City Council Meeting of February 28, 2011, be approved as written.** On roll call vote, all present voted Aye.

CONSENT AGENDA

Motion by Council Member Schmidgall, seconded by Council Member Barra, that the **CONSENT AGENDA be approved as presented.** Mayor Dunn presented the following for consideration of the Consent Agenda items by Omnibus Vote.

7.1 Receive and File Monthly Reports and Minutes: Fire Department February 2011 Report; Traffic Safety Committee March 4, 2011 Minutes, and Building Department Reports February 2011.
7.2 Charitable Solicitation: Benefit for Tina Sea Benefit Donna Wolfe March 26, 2011 Benefit Jennifer Estes March 27, 2011 Tag Day Pekin Lil Lettes 12U Girls Fast Pitch
7.3 Resolution No. 85-10/11 - Mayor's Appointment of Michele Moul to the Human Rights Committee to fill the unexpired term of Lynette Steger until May 2011 and a subsequent three year term expiring 2014.
7.4 Resolution No. 86-10/11 - Mayor's Appointment of Steve Thompson to the Pekin Planning Commission to fill the unexpired term of Scott Plotner until May 15, 2011 and a subsequent three year term expiring May 15, 2014.
7.5 Resolution No. 87-10/11 - Mayor's Reappointment of Michael Franks to the Fire and Police Commission until the first Monday in May 2014.
7.6 Resolution No. 88 - 10/11 - Publication of City of Pekin Zoning Map

On roll call vote, all present voted Aye.

COMMUNICATIONS, PETITIONS, REPORTS
A **Public Hearing** was opened by Mayor Dunn at 5:37 p.m. for the purpose of considering and hearing testimony relative to the adoption of the budget for the City of Pekin for fiscal year May 1, 2011 through April 30, 2012. As published, interested parties were given the opportunity to be heard. Jim Mangan 1200 North Parkway Drive, addressed the Council recommending they not approve this budget and that the newly elected members be given the responsibility. No addition comments were received. The hearing was closed at 5:47p.m.

NEW BUSINESS
TREASURER'S REPORT
City Treasurer James Wolfe presented the 3rd Quarter Financial Report. Major Revenue Sources, Investment Earnings, and Revenues Over Expenses – All City Funds was distributed. Mr. Wolfe highlighted any significant changes to fund changes for nine months ended January 31, 2011. He stated the economy seemed to be coming around as noted in the higher property, income and state replacements taxes received. He noted the State was still running 4 months behind in payment of the revenues. Mr. Wolfe also indicated that the City received $57,255.00 less in interest from investments over same period last year. Healthcare benefits for Early Retirement Incentive retirees had eaten way at the reserve funds.

RESOLUTION NO. 84-10/11
ADOPTING THE FISCAL YEAR MAY 1, 2011 THROUGH APRIL 30, 2012
BUDGET FOR THE CITY OF PEKIN
Motion by Council Member Strand, seconded by Council Member Abel, that Resolution No. 84-10/11 be adopted. City Manager Frank Mackaman informed the Council that the FY2012 budget for all City funds projects totaled revenues of $66,820,464 and expenses of $66,528,519 for a surplus of $291,945. For the General Fund and General Fund-Related categories, however, projected revenues total $42,384,614 and projected expenses totaled $42,681,988 for a deficit of $297,374. Discussed followed regarding the use of Reserves fund for the deficit needed. Council Member Schmidgall expressed concern in adopting the budget until the specifics of the Reserves Fund Policy were in place. Council Member Blanchard restated the need to cut more from the budget rather than use reserves. He felt there was a need to change the mindset for approving a deficit budget. Comments were heard from other members that they were confident on the work put in preparing the budget and were ready to vote for its approval using reserves if necessary on April 30, 2012. On roll call vote Ayes, Schmidgall, Strand, Barra, Abel, Dunn; Nay, Blanchard. Motion Carried.

Motion by Council Member Strand, seconded by Council Member Barra, that **ECONOMIC DEVELOPMENT COUNCIL FOR CENTRAL ILLINOIS BE APPROVED IN THE AMOUNT OF $10,000.00.** City Manager Frank Mackaman asked Council's direction in paying the annual dues for membership in the EDC organization without the expenditure being included in the current fiscal year budget. Council questioned why the previously paid membership was taken out of this budget but replaced for FY2012. On roll call vote Ayes, Schmidgall, Strand, Barra, Abel, Dunn; Nay, Blanchard. Motion Carried.

ORDINANCE NO. 1462-A303 - 10/11
AMENDING TITLE 8 OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING STOP SIGNS ON
GRANADA DRIVE AT ALHAMBRA COURT
Motion by Council Member Blanchard, seconded by Council Member Strand, that Ordinance No.1462-A303-10/11 be adopted. Police Chief Greg Nelson advised the Council that the intersection was currently uncontrolled. The Traffic Safety Committee reviewed, acted on a neighborhood concern, and recommended the installation of a stop sign on Granada Drive at Alhambra Court. On roll call vote all present voted Aye.

ORDINANCE NO. 1462-A304 - 10/11
AMENDING TITLE 8 OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING YIELD SIGNS
ON GRANDVIEW AT COMMONWEALTH
Motion by Council Member Blanchard, seconded by Council Member Abel, that Ordinance No.1462-A304-10/11 be adopted. Police Chief Greg Nelson advised the Council that the intersection was currently uncontrolled. The Traffic Safety Committee reviewed, acted on a neighborhood concern, and recommended the installation of a yield sign on Grandview Avenue at Commonwealth Avenue. On roll call vote all present voted Aye.

Motion by Council Member Abel, seconded by Council Member Schmidgall, that **TIF FAÇADE APPLICATION 343 COURT STREET** be approved in the amount of $12,500.00. Council gave authorization to pay to the property owners the eligible amount under the terms of the façade guidelines for windows, awning, sandblast and paint after satisfactory completion of the work. On roll call vote all present voted Aye.

Motion by Council Member Abel, seconded by Council Member Strand, that the **ENGINEERING AGREEMENT WITH FROTH FOR COMBINED SEWER REHABILITATION ON N. 2ND STREET**, in the amount of $21,700.00, be approved. Public Works Director Joe Wuellner advised Council on the agreement with Foth to provide plans and specifications for a cured in place pipe (CIPP) liner on N. 2nd Street from Henrietta Street to State Street Lift Station. On roll call vote all present voted Aye.

RESOLUTION NO. 89-10/11
IDOT IMPROVEMENT BY MUNICIPALITY UNDER ILLINOIS HIGHWAY CODE SECTION 10-00179-00-FP

Motion by Council Member Barra, seconded by Council Member Strand, that Resolution No. 89-10/11 Appropriating Motor Fuel Tax Funds in the amount of $150,000 for Phase 2 design of Petri Lane be adopted. Council Member Blanchard questioned what repercussions would occur if the funds for Petri were not accepted or used. He spoke in non support of the expenditure to expand Petri to 14th Street for a connection that is not widely used. On roll call vote Ayes, Schmidgall, Strand, Barra, Abel, Dunn; Nay, Blanchard. Motion Carried.

Motion by Council Member Barra, seconded by Council Member Blanchard, that **CHANGE ORDER 3 WITH WILLIAMS BROTHERS CONSTRUCTION, INC. FOR THE WASTEWATER TREATMENT PLANT IMPROVEMENTS PHASE I** in the total amount of $51,845.00 be approved. Council was informed the amount included additional work required to make changes to piping, address changes due to unknown existing conditions and safety revisions. Council Member Schmidgall requested the change order spread sheet be updated. On roll call vote all present voted Aye.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council expressed condolences to the family of Fire and Police Commission Board Member and former Council Member James Wallinger.

Council Member Strand raised the question of verifying the legitimacy of fund-raisers permitted with consent of Council. She asked that the provisions of Charitable Solicitations in the City Code be reviewed.

Several Council Members indicated they would be out of the City and State the second Tuesday of the month. Council agreed to cancel the regular meeting of March 28, 2011. Mayor Dunn announced that due to a time sensitive matter the Council would need to meet for a short Special Meeting on Thursday, March 17, 2011 at 4:30 P.M.

Joe Wuellner announced a Public Hearing set for Wednesday, March 16, 2011 at 6:00 p.m. in the Council Chambers to receive comments and display plans for upcoming work at the Wastewater Treatment Plant expansions.

EXECUTIVE SESSION

Motion by Council Member Barra, seconded by Council Member Blanchard, that the Council move to Executive Session at 7:06 P.M. to discuss:
5 ILCS 120/2 (c) 5. Acquisition of property for use of the Public Body.
5 ILCS 120/2 (c) 1. Personnel. On roll call vote all present voted Aye.

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

COUNCIL ADJOURNED AT 8:00 P.M.

Sue E. McMillan
City Clerk