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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
ON MONDAY, MARCH 11, 2002 AT 5:30 O'CLOCK P.M.
R. DAVID TEBBEN * MAYOR * PRESIDING

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

ABSENT: NONE

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

Roll was called and all commissioners were present.

Agenda

Motion by Com'r. Orrick, seconded by Com'r. Barra, that the **Agenda**, **be amended** by deleting the Approval of Minutes for the Special Meeting on March 7, 2002 and under New Business deleting #20 Veterans Drive Right-of-Way Acquisition. On roll call vote, all present voted Aye.

Motion by Com'r. Orrick, seconded by Com'r. Barra, that the **Agenda**, **be approved as amended.** On roll call vote, all present voted Aye.

Consent Agenda

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

1. Receive and File Monthly Reports: Fire, Police, Wastewater Treatment Plant, Zoning and Inspections (Building, Code Enforcement, Sewer & Plumbing, Electrical, HVAC) Tazewell Animal Control, Inspections, Pekin Main Street, Finance Report, Tourism and Traffic Safety Committee

2. Charitable Solicitation: Lupus Tag Day Friday, October 4, 2002

3. Receive and File Police Department 2001 Year End Report

4. Resolution No. 168 - Zoning Map of The City of Pekin

5. Receive and File Bids for Roofing Work at Service Center 1130 Koch Street opened March 5 @10:00 a.m.

KREILING ROOFING	PEORIA ROOFING	L.W. THOMAS ROOFING	KELLEY ROOFING
$37,800.00	$41,340.00	$51,890.00	No bid

6. Receive and File Pekin Planning Commission Minutes Dated February 13, 2002

7. Receive and File Planning Commission Recommendations and Hearings:
    a. #1526 – recommends that the rezoning assignment of R-1 for property at 2617 S. 14th street be approved
    b. #1527 – recommends Preliminary Plat for Lake Kennedy, Section #2 be approved
    c. #1528 – recommends Preliminary Plat for Villas at Lutticken's Cove be approved
    d. #1529 – Special Use for Cluster Development for Villas at Lutticken's Cove be approved
    e. #1530 – Site Plan for Cluster Development for Villas at Lutticken's Cove be approved
    f. #1531 – Special Use for a Model Home for Villas at Lutticken's Cove be approved
    g. #1532 – Site Plan for a Model Home for Villas at Lutticken's Cove be approved

On roll call vote all present voted Aye.

Communications, Petitions, Reports

Mayor Tebben opened a public hearing at 5:32 p.m. to consider **AN AMENDMENT TO AN ANNEXATION AGREEMENT REGARDING THE DEVELOPMENT KNOWN AS LUTTICKEN'S COVE.** The Clerk confirmed that notice was properly given in the *Pekin Times* on February 25, 2002 that persons having an interest would be given the opportunity to be heard. City Engineer Joe Wuellner stated that essentially the amendment would allow the new land owner to follow the standard City codes versus the special coded or requirements that were setup in the original agreement. No additional comments were received. The hearing was closed at 5:35 p.m.

A second public hearing was opened at 5:35 p.m. to contemplate the adoption of an ordinance authorizing the **VACATION OF CERTAIN RIGHT OF WAY IN PRIVETT AND STURGEON ADDITIONS**. The Clerk confirmed that notice was properly given in the *Pekin Times* on February 20, 2002 that interested persons would be given the opportunity to be heard. Fire Chief John Hamann explained that the right of way next to the new Deerfield Estates Subdivision was of no use to the City. Abutting landowners were contacted and willing to pay compensation and fees to acquire the land for their use. No property owners or citizens spoke at this time. No additional comments were received. The hearing was closed at 5:40 p.m.

Chief of Fire Operations John Janssen presented to Fire Chief John Hamann a large wooden plague with fire ax attached in honor of his retirement after 21 years of service. Chief Hamann recounted the change in the forms of government he had seen over the years and the involvement of staff for better service to the community. Mayor Tebben extended appreciation for his years of service, leadership, guts and management. City Manager Hierstein praised his efforts for his role in the riverfront development project.

New Business

RESOLUTION NO. 166
AMENDMENT COMMUNITY DEVELOPMENT BLOCK GRANT 2001 ACTION PLAN - ENVIRONMENTAL ASSESSMENT

Motion by Com'r. Orrick, seconded by Com'r. Barra, that Resolution No. 166 be adopted. On roll call vote, all present voted Aye.

RESOLUTION NO. 167
AMENDMENT COMMUNITY DEVELOPMENT BLOCK GRANT 2001 ACTION PLAN - STREET MAINTENANCE

Motion by Com'r. Orrick, seconded by Com'r. Barra, that Resolution No. 167 be adopted. On roll call vote, all present voted Aye.

RESOLUTION NO. 164
APPROVING THE FISCAL YEAR 2002 COMMUNITY DEVELOPMENT BLOCK GRANT ACTION PLAN

Motion by Com'r. Orrick, seconded by Com'r. Barra, that Resolution No. 166 be adopted. On roll call vote, all present voted Aye.

ORDINANCE NO. 2282
AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN ANNEXATION AGREEMENT REGARDING THE DEVELOPMENT KNOWN AS LUTTICKEN'S COVE

Motion by Com'r. Orrick, seconded by Com'r. Barra, that Ordinance No. 2282 be adopted. On roll call vote, all present voted Aye.

ORDINANCE NO. 1568-A128
PROVIDING FOR THE ZONING OF CERTAIN PROPERTY COX / 2617 S. 14TH STREET

Motion by Com'r. Orrick, seconded by Com'r. Barra, that Ordinance No. 1568-A128 be adopted. On roll call vote, all present voted Aye.

RESOLUTION NO. 169
PRELIMINARY PLAT LAKE KENNEDY SECTION #2

Motion by Com'r. Barra, seconded by Com'r. Orrick, that Resolution No. 169 be adopted. On roll call vote, all present voted Aye.

RESOLUTION NO. 170
PRELIMINARY PLAT VILLAS AT LUTTICKEN'S COVE

Motion by Com'r. Barra, seconded by Com'r. Orrick, that Resolution No. 170 be adopted. On roll call vote, all present voted Aye.

Motion by Com'r. Barra, seconded by Com'r. Orrick, that the **SPECIAL USE REQUEST FOR CLUSTER DEVELOPMENT FOR VILLAS AT LUTTICKEN'S COVE** be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Barra, seconded by Com'r. Richmond, that the **SITE PLAN FOR CLUSTER DEVELOPMENT FOR VILLAS AT LUTTICKEN'S COVE** be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Barra, seconded by Com'r. Richmond, that the **SPECIAL USE REQUEST FOR A MODEL HOME FOR VILLAS AT LUTTICKEN'S COVE** be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Barra, seconded by Com'r. Richmond, that the **SITE PLAN FOR A MODEL HOME FOR VILLAS AT LUTTICKEN'S COVE** be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Barra, seconded by Com'r. Orrick, that the **AGREEMENT WITH CLARK ENGINEERS, INC. FOR COURT STREET LIGHTING CAPITOL TO 7TH STREET** in the amount of $14,500.00 be approved. On roll call vote, all present voted Aye.

ORDINANCE NO. 2283

VACATING A PORTION OF RIGHT OF WAY IN PRIVETT AND STURGEON ADDITION IN THE CITY OF PEKIN, TAZEWELL COUNTY, ILLINOIS

Motion by Com'r. Barra, seconded by Com'r. MASSAGLIA Richmond, that Ordinance No. 2283 be adopted. On roll call vote, all present voted Aye.

ORDINANCE NO. 2284

APPROVING A TAX REDEVELOPMENT PLAN AND PROJECT FOR AN EXTENSION OF THE BOUNDARY OF THE DOWNTOWN TIF DISTRICT, IN THE CITY OF PEKIN, TAZEWELL COUNTY

Motion by Com'r. Richmond, seconded by Com'r. Massaglia, that Ordinance No. 2284 be adopted. On roll call vote, all present voted Aye.

Motion by Com'r. Richmond, seconded by Com'r. Massaglia, that the **BID IN THE AMOUNT OF 437,800.00 FOR NEW ROOFING WORK AT 1130 KOCH STREET** be accepted and the contract be awarded to Kreiling Roofing Company. On roll call vote, all present voted Aye.

RESOLUTION NO. 165

AUTHORIZING THE ASSUMPTION OF CERTAIN BUILD ILLINOIS AND EDFAP LOANS -

Motion by Com'r. Richmond, seconded by Com'r. Orrick, that Resolution No. 165 be adopted. On roll call vote, all present voted Aye.

Motion by Com'r. Richmond, seconded by Com'r. Massaglia, that the **PEKIN AREA TOURISM BUREAU APPLICATION FOR HOTEL/MOTEL TAX FUND ASSISTANCE TO THE 4 DIRECTIONS PRODUCTIONS FOR THE NATIVE AMERICAN POW WOW** in the amount of $2,400.00 be approved. On roll call vote, all present voted Aye.

ORDINANCE NO. 1462-A194

AMENDING TITLE 8, CHAPTER 4, SECTION 1 OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING NO-PARKING PLACES / COURTS @ 4TH AND MARGARET @ 12TH

Motion by Com'r. Massaglia, seconded by Com'r. RICHMOND Orrick, that Ordinance No. 1462-A192 be adopted. On roll call vote, all present voted Aye.

ORDINANCE NO. 2285

AMENDING TITLE 3 OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING SALE OF LIQUOR

Motion by Com'r. Massaglia, seconded by Com'r. Richmond, that Ordinance No. 2285 be adopted. On roll call vote, all present voted Aye.

Other Business
City Manager Hierstein told Council that a fire, disruption in power, and lack of response by the water company cause concern and discussion at the fire union meeting he attended that morning. He spoke of his concerns that the fire had to be fought without enough water pressure over the weekend resulting in a total loss to the auto body business. He hoped that the community shared his concerns.

Dennis Kief addressed Council from a prepared statement regarding his support of the City of Pekin proceeding with the purchase of Illinois American Water Company. Council members indicated the City's approach was honest, straight facts as opposed to the IAWC's spending thousands of dollars in advertising of twisted facts. They reiterated the City would not raise taxes for the purchase and that the City was very cabale of providing water service to it's citizens. They requested the community take control of their water and also encouraged everyone to vote in the election on March 19th.

Reporters from the *Peoria Journal Star, the Pekin Daily Times* and news media stations were given the opportunity to ask questions.

Steve Smith Director of Northern District of Illinois American Water Company addressed Council regarding charges of delayed response to a fire that destroyed Jim's Automotives. He stated the first call was only on hold a short time. In answer to the Mayor's questioning the delay on other calls he stated he would need to check the records.

Motion by Com'r. Massaglia seconded by Com'r. Orrick, that Council take a 10 minute recess and then move to **Executive Session** to discuss Pending and Threaten Litigation and Collective Bargaining and Purchase of Real Estate. On roll call vote, all present voted Aye.

No further business to come before the Council, a motion was made by Com'r. Massaglia, seconded by Com'r. Richmond, that Council adjourn. Motion carried by voice vote.

COUNCIL ADJOURNED AT 7:35 P.M.

Sue E. McMillan
City Clerk