
**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 8, 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 Pat Pollock.

Roll was called and all commissioners were present.

Mayor Howard read and proclaimed "Return Home of the 419th" He thanked Jeff Retzel for his service to his country in Iraq and stopping in City Hall on leave.

Agenda

Motion by Com'r. Maddox, seconded by Com'r. Massaglia, that the **agenda be amended by adding to Consent Agenda Proclamation "Return Home of the 419th" and receive and file resignation/certificate of appreciation of Karen Fort from the Fire and Police Commission and remove under New Business 6. Otis Elevator Warranty and 24. Agreement with T-Mobile.** On roll call vote, all present voted Aye.

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

Motion by Com'r. Maddox, seconded by Com'r. Massaglia, that the **Minutes of the Regular City Council Meeting of February 23, 2004 be approved as written.** On roll call vote, all present voted Aye.

Public Input

Roberta Parks Peoria Area Chamber of Commerce and Peoria Co-Chair addressed Council regarding the City of Pekin participation in the Ray LaHood's Task Force and efforts to make sure at the end of BRAC 2005 both the 182d and the 183d Air Fighter Wing remains in our communities.

Ruth Rademacker, Co-librarian for the Genealogical & Historical Society presented a detailed explanation of the centers functions and request for \$5,000 to add additional research materials to the Ehrlicher Research Center.

Consent Agenda

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

1. Receive and File Monthly Reports: Police, Finance, Wastewater Treatment, Safety, and Zoning and Inspections (Building, Code Enforcement, Sewer & Plumbing, Electrical, HVAC)
2. Receive and File Police Year End Report 2003
3. Proclamation: "Saint Joseph's Lady Saints Day" March 8, 2004
 "Doctors Week" March 29 – April 4, 2004
 "Return Home of the 419th" March 8, 2004
4. Charitable Solicitation: Teen Challenge May 28-29, 2004 Wal- Mart
5. Resolution No. 44-03/04 - Appointment of Mark Gielarowski to the Fire and Police Commission to fill the unexpired term until First Monday in May, 2005 of Barbara Strand
6. Receive and File resignation of Karen Fort from the Pekin Fire and Police Commission. Award Certificate of Appreciation for Service.

On roll call vote all present voted Aye.

Communications, Petitions, Reports

A **PUBLIC HEARING** was opened at 6:09 p.m. by Mayor Howard to discuss the 2004 Community Development Block Grant (CDBG) Action Plan. Pamela Anderson Community Development Coordinator explained to Council.

Unfinished Business

Motion by Com'r. Maddox, seconded by Com'r. Massaglia, that the **VISITORS BUREAU DEVELOPMENT GRANT FOR TAZEWell COUNTY GENEALOGICAL SOCIETY** be removed from the table. On roll call vote, all present voted Aye.

Motion by Com'r. Maddox, seconded by Com'r. Massaglia, that the **APPLICATION OF THE PEKIN AREA TOURISM BUREAU HOTEL/MOTEL TAX FUND ASSISTANCE**, in the amount of \$2,500.00 in 2004 and maximum \$2,500.00 in 2005 for Tazewell County Genealogical Society be approved. On roll call vote, all present voted Aye.

New Business

ORDINANCE NO. 2359

SALE OF MUNICIPALLY OWNED REAL PROPERTY AND EXECUTION OF DEVELOPER AGREEMENT BIO DIESEL COMPANY- PEKIN, LLC

Motion by Com'r. Maddox, seconded by Com'r. Massaglia, that Ordinance No. 2359 be adopted. On roll call vote, all present voted Aye.

Motion by Com'r. Maddox, seconded by Com'r. Massaglia, that the **COMMUNITY DEVELOPMENT BLOCK GRANT CDBG ACTION PLAN 2004** be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that the **DELINQUENT LOAN ENFORCEMENT POLICY FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) LOAN PROGRAMS** be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that the **OPEN SPACE LANDS ACQUISITION PROJECT AGREEMENT WITH THE ILLINOIS DEPARTMENT OF NATURAL RESOURCES** be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that the City of Pekin participation in the amount of \$2,500 for **PEORIA SPRINGFIELD BASE RETENTION TASK FORCE** be approved. Com'r. Richmond spoke in favor of participation because of the economic impact of the base to the community. On roll call vote, all present voted Aye.

RESOLUTION NO. 45-03/04

AUTHORIZING THE ACQUISITION OF PROPERTY BY EMINENT DOMAIN

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that Resolution No. 45-03/04 be adopted. On roll call vote, all present voted Aye.

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that the **FARNSWORTH GROUP AGREEMENT FOR CSO ASSESSMENT AND LONG RANGE CONTROL PLAN** be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that the **WASTEWATER SERVICE AGREEMENT WITH FEDERAL CORRECTIONAL INSTITUTION** be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Massaglia, seconded by Com'r. Maddox, that the **DEMOLITION BIDS FOR 349 SABELLA STREET AND 15780 VFW ROAD** opened February 16, 2004 be rejected. On roll call vote, all present voted Aye.

ORDINANCE NO. 2360

AMENDING TITLE 3, CHAPTER 1 OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING LIQUOR LICENSE FEES

Motion by Com'r. Jones, seconded by Com'r. Maddox, that Ordinance No. 2360 be adopted. On roll call vote, Nays, Jones and Richmond; Ayes, Maddox, Massaglia, and Howard. Motion carried.

ORDINANCE NO. 2361
AMENDING TITLE 3, CHAPTER 3 OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING LIQUOR CONTROL

Motion by Com'r. Jones, seconded by Com'r. Maddox, that Ordinance No. 2361 be adopted. On roll call vote, all present voted Aye.

ORDINANCE NO. 2362
AMENDING THE CODE OF THE CITY OF PEKIN 1995 REGARDING
LICENSES AND PERMITS

Motion by Com'r. Jones, seconded by Com'r. Richmond, that Ordinance No. 2362 be adopted. On roll call vote, all present voted Aye.

ORDINANCE NO. 2363
AMENDING TITLE 7 OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING
LICENSES AND PERMITS

Motion by Com'r. Jones, seconded by Com'r. Richmond, that Ordinance No. 2363 be adopted. On roll call vote, all present voted Aye.

ORDINANCE NO. 2364
AMENDING TITLE 4, CHAPTER 4, ARTICLE A OF THE CODE
OF THE CITY OF PEKIN 1995 REGARDING SEWER USE

Motion by Com'r. Jones, seconded by Com'r. Richmond, that Ordinance No. 2364 be adopted. On roll call vote, all present voted Aye.

ORDINANCE NO. 2365
AMENDING TITLE 4, CHAPTER 4, ARTICLE B OF THE CODE
OF THE CITY OF PEKIN 1995
REGARDING CONSTRUCTING, ALTERING AND REPAIRING SEWERS

Motion by Com'r. Jones, seconded by Com'r. Richmond, that Ordinance No. 2365 be adopted. On roll call vote, all present voted Aye.

ORDINANCE NO. 2366
AMENDING TITLE 7, CHAPTER 1, ARTICLE A AND B OF THE CODE
OF THE CITY OF PEKIN 1995 REGARDING THE BUILDING CODE

Motion by Com'r. Jones, seconded by Com'r. Richmond, that Ordinance No. 2366 be adopted. On roll call vote, all present voted Aye.

ORDINANCE NO. 2367
AMENDING TITLE 7, CHAPTER 1, ARTICLE C OF THE CODE
OF THE CITY OF PEKIN 1995 REGARDING THE PLUMBING CODE

Motion by Com'r. Jones, seconded by Com'r. Richmond, that Ordinance No. 2367 be adopted. On roll call vote, all present voted Aye.

ORDINANCE NO. 2368
AMENDING TITLE 7, CHAPTER 1, ARTICLE D OF THE CODE
OF THE CITY OF PEKIN 1995 REGARDING THE ELECTRICAL CODE

Motion by Com'r. Richmond, seconded by Com'r. Massaglia, that Ordinance No. 2368 be adopted. On roll call vote, all present voted Aye.

ORDINANCE NO. 2369
AMENDING TITLE 7, CHAPTER 1, ARTICLE E OF THE CODE
OF THE CITY OF PEKIN 1995 REGARDING THE PROPERTY MAINTENANCE CODE

Motion by Com'r. Richmond, seconded by Com'r. Massaglia, that Ordinance No. 2369 be adopted. On roll call vote, all present voted Aye.

ORDINANCE NO. 2370
AMENDING TITLE 7, CHAPTER 1, ARTICLE F OF THE CODE
OF THE CITY OF PEKIN 1995 REGARDING THE PROPERTY MECHANICAL CODE

Motion by Com'r. Richmond, seconded by Com'r. Massaglia, that Ordinance No. 2370 be adopted. On roll call vote, all present voted Aye.

ORDINANCE NO. 2371
AMENDING TITLE 6, CHAPTER 8, ARTICLE C OF THE CODE
OF THE CITY OF PEKIN 1995 REGARDING FIRE PREVENTION CODE

Motion by Com'r. Richmond, seconded by Com'r. Massaglia, that Ordinance No. 2371 be adopted. On roll call vote, all present voted Aye.

Public Questions

Dennis Crotty State Street questioned Council on the following:

- Private verses public contract to collect garbage
- Where funds to reimburse taxing bodies lost in TIF and purchase of water company would come from

Other Business

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

Motion by Com'r. Richmond, seconded by Com'r. Massaglia that Council move to **Executive Session** at 7:05 P.M. to discuss Litigation, ILCS 120/2 (c.) 11. On roll call vote, all present voted Aye.

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

COUNCIL ADJOURNED AT 7:10 P.M.

Sue E. McMillan
City Clerk