



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 FEBRUARY 24, 2020 AT 5:30 O'CLOCK P.M.
MARK LUFT * CHAIR * PRESIDING

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Mark Luft. The City Clerk confirmed all members were present and logged on. A quorum was declared by Mayor Luft.

Attendee Name	Title	Status	Arrived
Michael Garrison	Councilman	Present	3:40 PM
Rick Hilst	Councilman	Present	3:40 PM
Karen Hohimer	Councilwoman	Present	4:46 PM
Dave Nutter	Councilman	Present	3:40 PM
Lloyd Orrick	Mayor Pro-Tem	Present	3:40 PM
John P Abel	Councilman	Present	3:40 PM
Mark Luft	Mayor	Present	3:40 PM

APPROVE AGENDA

3.1. Motion to: Approve agenda

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

APPROVAL OF MINUTES

4.1. City Council - Regular Meeting - Feb 10, 2020 5:30 PM

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Michael Garrison, Councilman
SECONDER:	John P Abel, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

PUBLIC INPUT

Tom Hornstein, CEO of Excalibur Seasoning and a member of the community, spoke regarding agenda item 7.7 regulating low speed and electric and gas powered bicycles. Mr. Hornstein explained that he employs 4 or 5 people that drive gas bikes to work every day. He explained he was educated on the issues and spoke to the city attorney and Chief Dossey regarding this ordinance. Mr. Hornstein spoke for and against the item but felt it was very workable.

CONSENT AGENDA

- 6.1. Accounts Payable to be Paid Proof List thru 02-21-20**
- 6.2. December 2019 Financial Reports**
- 6.3. Bids for Audit of City Revenue Collections**

- 6.4. Tazewell County Animal Control Billing - January 2020**
- 6.5. PY 2018 Community Development Block Grant (CDBG) Consolidated Annual Performance and Evaluation Report (CAPER)**

Motion to: **Approve Consent Agenda**

Mayor Luft read through the 5 items on the Consent Agenda.

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

NEW BUSINESS

7.1. Resolution No. 63-19/20 Bid Award for Audit of Revenue Collections

City Manager, Mr. Mark Rothert, presented the agenda item to approve and adopt Resolution No. 63-19/20 Bid Award for Audit of Revenue Collections. Mr. Rothert explained that the City issued a request for proposals last month to seek qualified applicants to provide professional services regarding an analysis and review of the City's major revenue sources. The City's objectives in obtaining these professional services are to maintain and enhance revenues that pay for city services and ensure their complete and accurate remittance. The two firms that responded to the RFP were Azavar Government Solutions (AGS), a government consultant firm based in Chicago and Brown Smith Wallace, a CPA and business advisory firm based in St. Louis. Mr. Rothert continued to propose that staff recommend the award to AGS as the most responsive and responsible bid. Mr. Rothert advised that no system is 100% accurate and the City has never to his knowledge done a collection of revenues. If approved, Mr. Rothert assured the item would come back to Council in two weeks with a final contract.

Mr. Tom Fagan, a representative from Azavar, was available to answer questions from Council.

Council discussed the scope of the work would only involve finding lost revenue not creating new revenue. Council continued to advise that they would not be approving the contract tonight, but would only be authorizing the City Manager to negotiate a contract to bring back at the next Council meeting as there are stipulations in the contract Council does not agree with.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Michael Garrison, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.2. Resolution No. 62-19/20 PY 2019 Community Development Block Grant (CDBG) Public Services Funding

CDBG Program Manager, Mr. David Bess, presented the agenda item to approve and adopt Resolution No. 62-19/20 PY 2019 Community Development Block Grant (CDBG) Public Services Funding. Mr. Bess explained that 15% of the City's annual allocation of CDBG funds from HUD can be used to provide funding to local non-profit organization. For PY 19 and to meet HUD's timely expenditures deadline of March 2, 2020, he is recommending approval for funding to the Carol House of Hope and the Salvation Army Rust Center. Mr. Bess felt both organizations were capable of carrying out the federal requirements for CDBG tracking. He also noted that they received funding in PY

18 and are prepared to allow us to reimburse them for expenditures to meet the timeliness test for HUD. Mr. Bess confirmed that the allocated amount is what was requested.

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

7.3. Motion to: Ordinance No. 2871-19/20 Amending title 2, Chapter 12 of the City Code Regarding the Composition and Function of the Pekin Tourism, Convention, and Visitors Committee

Economic Development Director, Mr. Matt Fick, presented the agenda item to approve and adopt Ordinance No. 2871-19/20 Amending Title 2, Chapter 12 of the City code Regarding the Composition and Function of the Pekin Tourism, Convention, and Visitors Committee. Mr. Fick worked with the City Attorney to modernize the Tourism Committee's purpose and role in the community. Mr. Fick explained that there are currently five members on the committee and the ordinance increases the members to eleven. Mr. Fick explained the grant process and the lack of grant activity. He also stated that the committee currently updates the EnjoyPekin website and facebook page. With the suggestion of the Mayor, the committee also felt that increasing membership helps represent those in the community and encourages tourism involvement. The committee would be renamed the Pekin Tourism and Beautification Committee.

Council discussed member appointments and posting member information to the website.

Councilmember Hilst made a motion that all funds in the tourism fund could be spent for any city purchase, no second. Councilmember Hilst continued to discuss the absent language in the proposed ordinance.

City Attorney, Ms. Kate Swise, added that the City Code currently states in Title 3 that hotel/motel tax can only be used for tourism.

Council continued the discussion on how to use the hotel/motel tax revenue.

Motion to: Amend Ordinance No. 2871-19/20 Section 2-12-2A to rename Pekin Fire Department to Pekin Firefighters Local 524

Councilmember Nutter pointed out that the Pekin Fire Department should be changed to Pekin Firefighter Union.

City Attorney, Ms. Kate Swise, stated that the correct title was Pekin Firefighters Local 524.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Dave Nutter, Councilman
SECONDER:	Rick Hilst, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

Ordinance No. 2871-19/20

An Ordinance Amending Title 2, Chapter 12 of the City Code Regarding the Composition and Function of the Pekin Tourism, Convention, and Visitors Committee including Renaming Pekin Fire Department to Pekin Firefighters Local 524

RESULT:	ADOPTED [6 TO 1]
MOVER:	John P Abel, Councilman
SECONDER:	Karen Hohimer, Councilwoman
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
NAYS:	Rick Hilst

7.4. 2044 : Resolution No. 61-19/20 Mayor's Appointments to the Pekin Tourism and Beautification Committee Renaming Pekin Fire Department to Pekin Firefighters Local 524

Councilmember Abel motioned to amend agenda item 7.4 to include Pekin firefighters local 524, seconded by Councilmember Hohimer.

City Manager, Mr. Mark Rothert, introduced the request to approve and adopt Resolution No. 61-19/20 the Mayor's Appointments to the Pekin Tourism and Beautification Committee. Mr. Rothert explained that each member will be appointed until replaced, including himself and the event coordinator.

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

7.5. Resolution No. 64-19/20 Authorizing City Manager to Purchase Service Truck

Fleet Manager, Mr. Dan Jost, presented the agenda item and request to Council to approve and adopt Resolution No. 64-19/20 authorizing the City Manager to purchase a service truck for the bus department for oil/water changes, plowing and mechanics. Mr. Jost explained that the vehicle would replace a used 2008 Ford F-350 as with age it was seeing mechanical wear and tear. The current truck is not practical or safe to use as a service truck due to the high bed floor.

Staff proposed purchasing an appropriately equipped Ford F-350 from Koenig Body and Equipment through Sourcwell, which is a government cooperative purchasing agency. The proposed truck would have a utility box/bed which is specifically designed for our intended use and include key items. Mr. Jost continued to explain that the Waste Water Treatment Plant would like to purchase the 2008 F-350 to utilize at their plant.

Council discussed the sale of the bus.

RESULT:	APPROVED [6 TO 1]
MOVER:	Dave Nutter, Councilman
SECONDER:	Rick Hilst, Councilman
AYES:	Garrison, Hohimer, Nutter, Orrick, Abel, Luft
NAYS:	Rick Hilst

7.6. Ordinance No. 2872-19/20 Amending Title 4, Section 2 of the City of Pekin Code Regarding Right Of Way Opening Permits

City Manager, Mr. Mark Rothert, presented the request to approve and adopt Ordinance No. 2872-19/20 amending Title 4, Section 2 of the city code regarding right of way opening permits. Mr. Rothert stated that this item was worked on by the Councilmember Orrick through the stormwater subcommittee.

City Engineer, Mr. Michael Guerra, explained that the city was tasked to look at street opening and all right of ways for the past several months. The proposed ordinance clarified requirements for opening and restoring pavement in the right

of way, including how long before incurring fines and how to patch openings. Another layer for sewer connections and water lines for residential was added but not charge for non-franchise utilities. The proposed ordinance will also restructure the fees.

Councilmembers discussed the date the ordinance would take effect and when enforcement would begin.

Mr. Rothert stated that the code spells out public works but the city does not have a public works director, that role will have to be assigned in the upcoming budget.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rick Hilst, Councilman
SECONDER:	Lloyd Orrick, Mayor Pro-Tem
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

7.7. Ordinance No. 1462-A363-19/20 An Ordinance Amending Title 8, Creating a New Chapter 7A of the City Code to Regulate Low Speed Electric and Gas Powered Bicycles

Police Chief John Dossey, presented the agenda item to approve and adopt Ordinance No. 1462-A363-19/20 amending Title 8, and creating a new Chapter 7A of the city code to regulate low speed electric and gas powered bicycles. Chief Dossey thanked Mr. Hornstein for his time coming in and connecting them. Chief Dossey explained that initially on December 9, 2019 the ordinance was brought to Council. The revised ordinance changed the registration requirement and puts a moratorium on the registration for the year 2020. The ordinance specifically applies to residents of the City of Pekin and not for those on the outside. Chief Dossey continued to explain that after that the penalty was reduced to \$75 with a max of \$750, which matches adjudication. Impoundment clause was left in the ordinance.

Chief Dossey continued to explain questions he had received ahead of time and which he explained. Those included the reasoning behind requiring a registration fee and how it partly gives them a chance to educate the community, and how insurance companies will not take the risk to insure these bicycles.

Chief Dossey added that the Illinois Vehicle Code is enforced and the requirements of the bike would be having a light. Between motorized and pedal bikes some arrests were involved and also citations given. A total of 64 violations were given with 28 involving motorized bikes.

Councilmembers discussed how there is no impact for driving under the influence as it does not require a license.

City Attorney, Ms. Kate Swise, added that the ordinance does not rescind registration, but the police department has tools to run if someone is under the influence, and impoundments and fines would be utilized.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Lloyd Orrick, Mayor Pro-Tem
SECONDER:	Rick Hilst, Councilman
AYES:	Garrison, Hilst, Hohimer, Nutter, Orrick, Abel, Luft

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Terri Gambetti of Pekin Main Street Board of Directors, spoke to Council thanking them for the downtown parking proposal last summer as the reserved signs have been taken down which provided more parking and user friendly parking for downtown. Ms. Gambetti invited members of Council to the annual meeting April 1 at the Pekin Library at 5 pm.

Rick Gebhardt spoke regarding Highland and 14th Street parking. He stated that he and Koch Fast Cash can no longer park in their driveways anymore as it impedes on wheelchairs. Stated that there can be some middle ground found on the issue. He has lived there for 18 years and never seen a wheelchair come across his sidewalk.

Mayor Luft assured Mr. Gebhardt that there is a lot of discussion on the issue to accommodate the situation.

Josh Houston spoke to inform Council that he was asked to begin a petition for the buses. He spoke with the City Manager and learned a lot about buses and the number of monitors. He feels he may not need a petition after all.

Councilmembers made their individual announcements.

EXECUTIVE SESSION 5 ILCS 120/2 (C) 5. PURCHASE OR LEASE OF REAL PROPERTY

Council did not motion to go into executive session.

ADJOURN

There being no further business to come before Council, a motion was made by Councilmember Orrick and seconded by Councilmember Hilst to adjourn. Mayor Luft adjourned the meeting at 7:39 P.M.