****

**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, FEBRUARY 24, 2003 AT 5:30 O'CLOCK P.M.
R. DAVID TEBBEN * MAYOR * PRESIDING**

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

ABSENT: NONE

****

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

Roll was called and all Commissioners were present.

Agenda

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

Motion by Com'r. Richmond, seconded by Com'r. Barra, that the **Minutes of the Regular City Council Meeting of February 10, 2003 be approved as written**. On roll call vote, all present voted Aye.

Public Input on Agenda Items

Consent Agenda

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

1. Receive and File Monthly Reports: Wastewater Treatment and Finance Cash and Investments),

2. Receive and File IDOT Approved Project Development Report for Mall Road Relocation

3. Receive and File Preliminary Official Statement for 2003 General Obligation Refunding Bonds

4. Receive and File Bids for Sale of 2 Commercial Buildings 301 Front Street and 313 Front Streets
   Walk Thru February 11, 2003 9:00 a.m. Bid Opening February 18, 2003 10:00 a.m.

CONTRACTOR	Lori Bland	Ron Hilst	Gary Watson	Ron Matthews
301 FRONT STREET	$1,050.00	$1.00 except concrete	$500.00 except concrete	$1,501.00
313 FRONT STREET	$1.00		$800.00 except concrete	$1,501.00

5. Receive and File Pekin Planning Commission Minutes Dated February 13, 2003

6. Receive and File Pekin Planning Commission Hearings and Recommendations:
   #1568 - recommends that the rezone request of RT (two family residential zone) submitted by Don Gaylord owner, for his property at 1412 S 14th St, be approved.
   #1569 -recommends that the Subdivision Ordinance be amended to allow that no final plat may be approved until all as-built drawings have been submitted to the City of Pekin
   Informal Hearing Pekin Veteran's Drive (Court to Towerline/VFW) Land Use Study

On roll call vote all present voted Aye.

Communications, Petitions, Reports

Don Hughes, new superintendent of the wastewater treatment facility was introduced. Mr. Hughes stated on behalf of United Water the tradition established by retiring Don Gasper would be carried on.

Don Gasper was asked to step forward and was presented a proclamation read by the Mayor. With no opposition from Council, the Chair asked that the proclaiming of Don Gasper's 37 years of dedicated work for the City be approved and spread across the minutes. The action was approved by acclamation of Council.

***WHEREAS**, Don Gasper is retiring on February 28th, 2003 as Plant Manager of the United Water for the City of Pekin; and*

***WHEREAS**, council wishes to recognize Don for 27 years of service with the City of Pekin (the past 10 years service with United Water for the City of Pekin); and*

***WHEREAS**, Don has been an integral part of the operation of the City's Wastewater Treatment facilities, including but not limited to facilitating the numerous expansions and upgrades; and*

***WHEREAS**, Don's dedication and commitment have been the driving force in the City staying in compliance with the ever-changing EPA regulations; and*

***WHEREAS**, Don has offered to continue to "bail Denny out" when he needs help finding some 60 year old drawing or monitoring report; and*

***WHEREAS**, we wish to recognize Don on his retirement party on Friday, February 28th, 2003 at the American Legion, from 5pm to 7pm, City of Pekin;*

***NOW, THEREFORE, BE IT RESOLVED** that I, R. DAVID TEBBEN, as the Mayor of the City of Pekin, Tazewell County, Illinois and on behalf of the staff, management, and the city council, do hereby recognize Don for his accomplishments and thank him for his dedicated service to the city of Pekin and is residents.*

With our sincere wishes for a long and happy retirement, this resolution is HEREBY

***ADOPTED**, this 24th day of February, in the Year of Our Lord, Two Thousand and Three.*

____
R. DAVID TEBBEN
Mayor

ATTEST:

____
SUE E. McMILLLAN
City Clerk

New Business
Motion by Com'r. Richmond, seconded by Com'r. Barra that the **BID FOR 301 FRONT STREET** in the amount of $1,501.00 be accepted and the contract be awarded to Ron Matthews and the **BID FOR 313 FRONT STREET** in the amount of $1,501.00 be accepted and the contract be awarded to Ron Matthews. Recommendation was received for moving or demolition of metal buildings in the Riverfront area for future development. On roll call vote, all present voted Aye.

<u>ORDINANCE NO. 1568-A135</u>
PROVIDING FOR THE ZONING OF CERTAIN PROPERTY
1412 S. 14TH STREET FROM R-4 TO RT (2 FAMILY RESIDENTIAL)
Motion by Com'r. Orrick, seconded by Com'r. Massaglia, that Ordinance No. 1568-A135 be adopted. Donald R. Gaylord petitioned to rebuild apartment building destroyed by fire. The previous non-conforming zoning was to be zoned RT for 2-family rental. On roll call vote, all present voted Aye

ORDINANCE NO. 2322
AMENDING TITLE 10, CHAPTER 4 OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING FINAL PLATS

Motion by Com'r. Orrick, seconded by Com'r. Massaglia, that Ordinance No. 2322 be adopted. City Engineer Joe Wuellner, addresses revisions to the subdivision code, which would require as-built drawings, be submitted with the final plats. The requirement would insure drawings would be received in a timely manner. On roll call vote, all present voted Aye

ORDINANCE NO. 2323
AMENDING TITLE 5, CHAPTER 1A OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING LITTERING, GARBAGE, REFUSE, WEEDS, AND JUNKED VEHICLES

Motion by Com'r. Orrick , seconded by Com'r. Massaglia, that Ordinance No. 2323 be adopted. Title % was amended to increase the fines in each article weeds, junk vehicles, litter $100-$500 for violation. It allows the City to issue a notice to appear in court at the same time that the City would start cleanup process in the case of repeat violators. On roll call vote, all present voted Aye

ORDINANCE NO. 1462-A206
AMENDING TITLE 8, CHAPTER 4, SECTION 1,
OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING NO PARKING SCHEDULE
9 TH STREET AND WASHINGTON

Motion by Com'r. Massaglia, seconded by Com'r. Richmond, that Ordinance No. 1462-A206 be adopted. Dennis Kief spoke on behalf of the Traffic Safety Committee's continuing efforts to remove signs no longer needed and to catch inconsistencies in the new no-parking database. On roll call vote, all present voted Aye

ORDINANCE NO. 2324
PROVIDING FOR THE ISSUE OF $1,040,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS SERIES 2003

Motion by Com'r. Massaglia, seconded by Com'r. Orrick, that Ordinance No. 2324 be adopted. Thomas Gavin Director Robert W. Baird & Co., was in attendance to answer questions of Council regarding the issue of $1,040,000 refunding Corporate Purpose Bonds Series 1992. Mayor Tebben explained the action was to improve financial cash position by $85,000. On roll call vote, all present voted Aye

Motion by Com'r. Massaglia, seconded by Com'r. Orrick that the **AGREEMENT WITH GOV DEALS, INC. FOR INTERNET-BASED AUCTION SYSTEM** be laid over in the office of the City Clerk until March 10, 2003. The Chair indicated the motion was not debatable but would except reason for laying over the agreement. City Clerk Sue McMillan told Council review and possible revision to the Code for manner in which surplus municipal property disposed of was in order to consider auction of property over the Internet. On roll call vote, all present voted Aye.

Motion by Com'r. Barra, seconded by Com'r. Orrick that the **AMENDMENT TO WASTEWATER TREATMENT CONTRACT WITH UNITED WATER** be approved. Council discussed Amendment #6 to the contract operation and maintenance extending for one 2 year term on August 1, 2003 and extending for 2 additional 1 year periods in Option Years 2005 and 2006. Public Works Director Dennis Kief clarified amended compensations section. Council Further discussed a letter from United Waters outlining the proposed to only pass along the increase negotiated in labor bargaining agreement meaning a reduction of annual increase from 3% to 2.8% first year of extension. Mr. Kief was instructed to also continue his work on RFP which would require discussion by August 2004 concerning re-bidding the contract at that time to allow for bid of water and sewer operations together. On roll call vote, all present voted Aye.

Motion by Com'r. Barra, seconded by Com'r. Richmond, that the **VEHICLE RELEASE POLICY** be approved. Mayor Tebben expressed concern that the release of liability limited vehicle activities to Public Works employees and only to call out/storm overtime. Council discussed the release address citizen rider ship as trade offs for dangerous time of snow plowing to keep drivers alert. The Chair supported the release but encouraged modification to make more permissive. Com'r. Massaglia, seconded by Com'r. Orrick that the **POLICY BE AMENDED** to reflect regular work schedule hours and allow for additional riders other than storm events. The Chair asked that the intention of the motion be reflected by modified language in paragraph 3.

Motion by Com'r. Barra, seconded by Com'r. Richmond that the **VEHICLE RELEASE POLICY APPROVED AS AMENDED.** On roll call vote, all present voted Aye.

Other Business
Public Works Director Dennis Kief commented on the support received from the public on the new traffic signals.

Com'r. Orrick announced the success of a Youth Hockey event brought to town last weekend. He congratulated the Street Department for their efforts in plowing during the most recent snowstorm.

Com'r. Richmond informed Council that he had been questioned by the public concerning increase cell phone bill listed as City tax. Finance Director Bob Reis explained 6% was a result of the effective Simplified Telecommunication Tax and 7% was state tax possibly new representations of sales tax. The Mayor noted the amount should not be misleading by combining. He said that the City portion was not a new revenue stream. The new means of collection was a substitute for franchise fee or Telecommunication Infrastructure Maintenance Fees**.**

Mayor Tebben requested local residents to send the names if military personnel deployed in recent months so that the City could establish a tribute at City Hall. He stated it was these men and women who secure the freedom for the next day's primary elections and even Council meetings.

The Mayor introduced his newborn second grandchild ***ELIZABETH NOEL FAITH SANDOVAL*** in a short PowerPoint presentation of early morning hospital pictures.

Reporters from the *Peoria Journal Star, Pekin Daily Times* and Jonathan Ahl News Director WCBU were given the opportunity to ask questions.

Motion was made by Com'r. Barra, seconded by Com'r. Orrick at 6:25 p.m. that Council move to **Executive Session** to discuss Collective Bargaining and Personnel. On roll call vote, all present voted Aye.

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

COUNCIL ADJOURNED AT 7:30 P.M.

Sue E. McMillan
City Clerk