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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, FEBRUARY 13, 2012 AT 5:30 O'CLOCK P.M.**
**LAURIE L. BARRA, MAYOR PRESIDING**

**PRESENT: COUNCIL MEMBERS, ABEL, BLANCHARD, SCHMIDGALL, MASSAGLIA, HENDRICKS, MCCABE, AND BARRA**

**ABSENT: NONE**

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

**Roll** was called and all Council Members were physically present. A quorum was present.

**AGENDA**

Motion by Council Member Hendricks, seconded by Council Member Blanchard that **the agenda be approved as presented**. On roll call vote all present voted Aye.

**MINUTES**

Motion by Council Member Hendricks, seconded by Council Member Abel, that the **minutes of the Regular City Council Meeting of January 23, 2012, be approved as written.** On roll call vote, all present voted Aye.

**CONSENT AGENDA**

Motion by Council Member Hendricks, seconded by Council Member McCabe, that the **CONSENT AGENDA be approved as presented.** The following were presented for consideration of the Consent Agenda items by Omnibus Vote.

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| **7.1 Receive and File December Monthly Reports and Minutes:** Building Department January Reports, Liquor Commission Minutes dated January 26, 2012 and Traffic Safety Committee Minutes dated February 3, 2012. | | 5 |
| **7.2 Resolution No. 27-11/12 (duplicate)** – Reappointment of Robert Small to the Pekin Housing Authority for a five year term until January 14, 2017. | | 5 |
| **7.3 Receive and File** Bids Wastewater Treatment Plant Improvement - Phase 2B. Opened January 17, 2012. | | 3 |
| **7.4 Resolution No. 28-11/12 –** Regarding Minutes of Executive Session Meetings for the City Council of the City of Pekin. | | 5 |

On roll call vote all present voted Aye.

**COMMUNICATIONS, PETITIONS, REPORTS**

City Manager Joseph Wuellner recognized the **RETIREMENT OF GARY HALLER.** He congratulated his service since 1987 to the City as an employee of the Street Department in the early years and as operator at the Wastewater Treatment Plant for the last 18 years. Mr. Haller was presented a watch for his dedication.

Mayor Barra opened a **PUBLIC HEARING** at 5:35 p.m. for the purpose of considering and hearing testimony as to the adoption of ordinances authorizing the execution of annexation agreements and ordinances providing for the annexation of approximately 271.218 acres commonly known as the Adwell and the Irwin farm properties. No comments were received. Mayor Barra closed the meeting at 5:36 p.m.

## NEW BUSINESS

Mayor Barra asked that the Assistant City Manager Darin Girdler speak to the following 4 business items in as much as they were related in furthering economic development opportunities and providing business expansion to the Riverway Business Park. Council was informed that petitions were received from owners of tracts of real estate, agreements entered into, and zoning assigned which would allow for proceeding with the establishment of a Tax Increment Financing Redevelopment Plan Project for the South Industrial Park Conservation Area. Council Member Schmidgall questioned and was told the farms would be allowed to continue until development occurred.

### ORDINANCE N0. 2652-11/12
### PROVIDING FOR THE EXECUTION OF AN ANNEXATION AGREEMENT AND ACCEPTANCE OF A PETITION FOR ANNEXATION
### PIN # 10-10-11-300-011 AND PIN # 10-10-14-100-002

Motion by Council Member Blanchard, seconded by Council Member Massaglia that Ordinance No. 2652-11/12 be adopted. The ordinance provided for the acceptance of the petition received from L. Dianne Barnett, Secretary of The Adwell Corporation and an agreement entered into with the property owner of the farm land in the area of VFW Road to annex 117.3 acres into the City. On roll call vote all present voted Aye.

### ORDINANCE N0. 2653-11/12
### PROVIDING FOR THE EXECUTION OF AN ANNEXATION AGREEMENT AND ACCEPTANCE OF A PETITION FOR ANNEXATION
### PIN # 10-10-15-200-005 AND PIN # 10-10-15-200-007

Motion by Council Member Blanchard, seconded by Council Member Massaglia that Ordinance No. 2653-11/12 be adopted. The ordinance provided for the acceptance of the petition received from Norman Irwin, not personally, but as Trustee Under the Provisions of a Trust Agreement Incorporated in the Last Will and Testament of Albert F. Smith, dated February 6, 2003, and an agreement entered into with the property owner of the farm land in the area of VFW Road to annex 153.88 +/- into the City. On roll call vote all present voted Aye.

### ORDINANCE NO. 1568-A187-11/12
### PROVIDING FOR REZONING OF CERTAIN PROPERTY
### PIN # 10-10-11-300-011 AND PIN # 10-10-14-100-002

Motion by Council Member Blanchard, seconded by Council Member Massaglia that Ordinance No. 1568-A187 be adopted. Petitioner request within The Adwell Corporation annexation agreement to rezone parcels from their current zoning of AG (Agricultural) District to PUD (Panned Unit Development) District. On roll call vote, all present voted Aye.

### ORDINANCE NO. 1568-A188-11/12
### PROVIDING FOR REZONING OF CERTAIN PROPERTY
### PIN # 10-10-15-200-005 AND PIN # 10-10-15-200-007

Motion be Council Member McCabe, seconded by Council Member Abel that Ordinance No. 1568-A188 be adopted. Petitioner request within the Norman Irwin annexation agreement to rezone parcels from their current zoning of AG (Agricultural) to I-1 (Industrial) District. On roll call vote, all present voted Aye.

Motion by Council Member Schmidgall, seconded by Council Member Massaglia that bids for the **WASTEWATER TREATMENT PLANT (STP #1) IMPROVEMENTS PHASE 2B** be approved and the contract awarded to Williams Brothers Construction, Inc. in the amount of $14,850,000.00. City Engineer Mike Guerra provided the Council with information in considering the award of the bids opened on January 17, 2012 at 2:00 p.m. Construction of the plant was broken up into two parts to receive multiple IEPA low interest loans. Farnsworth Group reviewed the two bids from regional general contractors and recommended the lowest qualified bidder with a base lump sum that compared favorably with the estimate of $16,894,000. Concerns regarding the $2 million difference in the two bidders were addressed. Phase 1 contractor, Williams Brothers was on site and would realize savings in not having to mobilize. A 10% contingency was included in the bid. On roll call vote, all present voted Aye.

Motion by Council Member Schmidgall, seconded by Council Member Massaglia that the **AGREEMENT WITH ILLINOIS DEPARTMENT OF TRANSPORTATION** for battery backup of traffic signals at IL 29 and Manito Blacktop in the amount of $812.00 for the City's participation share, be approved. City Engineer Mike Guerra advised Council on the agreement and the MFT resolution. Following discussion of the request documentation for cost proration for the improvement after the scheduled bid of March 9, 2012, it was agreed the 10% share was $1,015.00. On roll call vote, all present voted Aye.

**RESOLUTION NO 29-11/12**

Motion by Council Member Schmidgall, seconded by Council Member Blanchard that Resolution No. 27-11/12 be adopted appropriating Motor Fuel Tax Funds in the amount of $1,015.00 for the City's share of the agreement with Illinois Department of Transportation for battery backup of traffic signals at IL 29 and Manito Blacktop. On roll call vote, Ayes, Abel, Schmidgall, McCabe, Hendricks, Blanchard, Barra; Nay, Massaglia. Motion Carried.

Motion by Council Member Abel, seconded by Council Member Hendricks that the City be authorized to enter into a **5 YEAR SCHOOL BUS LEASE AGREEMENT** with Midwest Transit in the amount of $629,631.00 per year. Ty Whitford presented to Council the proposal to lease the aging fleet verses purchasing buses. A comparison of submitted proposals from Midwest Transit for Internationals and from Central States for Blue Bird vehicles was distributed. He noted the lease option saved a significant greater cost of purchase of buses. Lease was solely supported by the school district contracts and would bring the average age of the fleet into specified maintenance by contract. He also informed the Council of the beneficial improvements such as measurable maintenance costs, air conditioning, lifts, engines that would reduce idling for warm-up, camera system, and a joint purchase with the districts of GPS software. An estimated 50 of the old busses would be used as a trade off to Midwest. On roll call vote, all present voted Aye.

Motion by Council Member Abel, seconded by Council Member Schmidgall that the Tourism expenditure for the **MARCH MADNESS EXPERIENCE SPONSORSHIP** be approved in the amount of $5,000.00. Community Development Coordinator Leigh Ann Matthews spoke to the request to contribute financially for the IHSA Boys' Basketball Tournament March 8-10 & March 15-17, 2012 hosted in Peoria. Council generally spoke in support of the tourism dollars available and their uses. Council Members McCabe and Blanchard questioned the regional aspects of the use of the money if hard data received from additional traffic was not available from local businesses especially the hotels, motels and restaurants. On roll call vote, Ayes, Abel, Schmidgall, Hendricks, Massaglia, Barra; Nays, Blanchard and McCabe. Motion carried.

Motion by Council Member Massaglia, seconded by Council Member Blanchard that the **AGREEMENT WITH TODAY IN AMERICA** be approved in the amount of $19,800.00 from the Tourism Fund. City Manager Joseph Wuellner informed the Council Members that the City had been approached by a nationally syndicated show to do a spot on the attributes of the City. The 5 minute spot would air numerous times on many networks and final product become ownership of the City. The professionally produce clip could be used to promote Pekin to potential developers, professional business people, visitors. Council spoke in support of the well spent tourism dollars. Council Member Blanchard asked that the staff encourage portrayal of the Riverway Business Park attributes. On roll call vote, all present voted Aye.

**ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL**

Council Member Blanchard requested a progress report be given at a Council meeting on the City's $600,000.00 investment into the restoration and development of the 200 Block of Court Street.

Mr. Wuellner clarified that the contingency amount in the Phase 2B bid was lowered to 3% because there were less unknowns compared to Phase 1 excavating preparations.

Melida Heien, Pekin Main Street Executive Director, informed the Council and the public of the organization's last chance effort to save the oldest building at the Pekin Community High School West Campus scheduled for demolition. She had applied to the Landmarks Illinois geared toward preserving historic buildings. She announced that Pekin Main Street would host an informational and focus meeting for people that wish to save West Campus at 7:00 p.m. on Wednesday, February 15, 2012 in the City Hall Council Chambers.

Dale Kuntz, 5 Fox Point, distributed photos to the Council in his efforts to indicate areas on Court Street that needed to be spruced up. He encouraged the owners of property and the City replace rust with paint, replace crumbling curbs, extend sidewalks to Wal-Mart, plant trees and flowers. Mayor Barra objected to Mr. Kuntz's negative depiction of City employees and reiterated that Court Street is a highway that will be addressed by the State in about 2 years.

**EXECUTIVE SESSION**

Motion by Council Member Massaglia, seconded by Council Member Blanchard, that the Council move to Executive Session at 6:40 P.M. to discuss 5 ILCS 120/2 (c) (1) Personnel – the appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public. On roll call vote all present voted Aye.

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

**COUNCIL ADJOURNED AT 7:05 P.M.**

Sue E. McMillan
City Clerk