City of Pekin

REGULAR COUNCIL MEETING MONDAY, FEBRUARY 9, 2009
5:30 P.M.

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE
Mayor Rusty Dunn

III. ROLL CALL
Clerk to Call the Roll

IV. APPROVAL OF AGENDA
ACTION: *Motion to approve the meeting agenda.*

VOTE REQUIRED

V. APPROVAL OF MINUTES
ACTION: *Motion to approve minutes of Regular Council Meeting of January 26, 2009.*

VOTE REQUIRED

VI. PUBLIC INPUT ON AGENDA ITEMS
Speakers to state name, address, and spell last name. Questions unrelated to agenda items are accepted during "Public Questions" near the end of the meeting.

VII. CONSENT AGENDA

1. **Receive and File Monthly Reports and Minutes:** Police Report January, Building Permits 2008, Building Permits January, Building Report January, and Liquor Commission Minutes December 8, 2009,

   ACTION: *Motion to approve all items listed on the Consent Agenda by Omnibus Vote.*

   VOTE REQUIRED TO APPROVE CONSENT AGENDA

VIII. COMMUNICATIONS, PETITIONS, REPORTS

1. **Comcast Cable**
   PRESENTATION: *John Niebur, District Director*

   ACTION: *No Action to be taken.*

2. **Quarterly Preliminary Financial Report**
   DESCRIPTION*: A general explanation of revenues, expenditures, and fund balances.*

   PRESENTATION: *Jim Wolf, Treasurer*

   ACTION: *No Action to be taken.*

IX. NEW BUSINESS

1. **Economic Development Financial Assistance Program (EDFAP) application** **(PA)**

   DESCRIPTION: *Recommendation of the Loan Review Committee to grant $55,000.00 to SKS Pizza Inc. dba Firehouse Pizza. The funds are from CDBG dollars to assist in filling business loan gap.*

   ACTION: *Motion to approve the application in the amount of $55,000.00*

   VOTE REQUIRED

X. ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council Members
Staff
Public Questions
Press Time

XI. EXECUTIVE SESSION

5 ILCS 120/2 (c.) 6. The setting of a price for sale or lease of Municipally Owned Property

ACTION: *Motion to move to Executive Session.*

VOTE REQUIRED

XII. ADJOURNMENT

With no further action to come before the Council the Mayor declares meeting closed in open session.

NO VOTE REQUIRED

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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, JANUARY 26, 2009 AT 5:30 O'CLOCK P.M.
JAMES E. "JIM" JONES * MAYOR PRO-TEM* PRESIDING

PRESENT: COUNCIL MEMBERS, ABEL, BLANCHARD, STRAND, KORTKAMP, AND DUNN

ABSENT: NONE

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The **Pledge of Allegiance** was led by Pekin Dragons Squirt Team part of the Pekin Amateur Hockey Association. Members of the squad were recognized for their outstanding achievement in winning the Championship Title Squirt Level of the International Silver Stick Tournament in Canada.

Council Member Abel read the Proclamation setting January 11, 2009 as Pekin Dragon Hockey Day.

Roll was called and all Council Members were present.

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

Motion by Council Member Kortkamp, seconded by Council Member Abel, that the **minutes of the Regular City Council Meeting of January 12, 2009 be approved as written.** On roll call vote, all present voted Aye.

Consent Agenda
Motion by Council Member Dunn, seconded by Council Member Blanchard, that the Consent Agenda be approved as presented.
Council Member Dunn read and presented the following for consideration of the Consent Agenda items by Omnibus Vote.

1. **Receive and File Monthly Reports and Minutes:** Police Report for December, Fire Report for December, Traffic Safety Committee Minutes, January 9, 2009, Mayor's Advisory Committee for Persons with Disabilities Minutes, December 11, 2008

2. **Charitable Solicitation** Shade Memorial Youth Camp Tag Days, April 24, 25, 26, 2009

3. **Receive and File** Recommendation of the Joint Review Board to approve the Amendment to the Redevelopment Plan and Project for the Central Business District Redevelopment Project Area

4. **Receive and File** Pekin Zoning Board of Appeals Minutes dated January 14, 2009

5. **Receive and File** Pekin Planning Commission Minutes dated January 14, 2009

On roll call vote, all present voted Aye.

NEW BUSINESS
Motion by Council Member Abel, seconded by Council Member Blanchard, that the **2008 ACTION PLAN DECEMBER AMENDMENT** be approved. Community Development Director Pam Anderson briefed Council on the Amendment consisting of $94.316.00 of reallocation of CDBG dollars and program income to additional projects in efforts to meet the timeliness test to be conducted by HUD on March 2, 2009. Council Member Abel questioned the increase in the administrative program. Council Member Blanchard questioned why the CDBG money could not be utilized for completing the Derby Street sidewalks and was told the project was finished. Council Member Strand noted Friends of

Tazewell County Children's Advocacy Center would possibly be using CDBG funds in the expansion of the center. On roll call vote, Ayes; Kortkamp, Dunn, Blanchard, Abel and Jones; Abstaining, Strand. Motion Carried.

ORDINANCE NO. 2577-08/09

APPROVING THE 2008 AMENDMENT TO THE TIF REDEVELOPMENT PLAN AND PROJECT FOR THE CENTRAL BUSINESS DISTRICT REDEVELOPMENT PROJECT AREA

Motion by Council Member Blanchard, seconded by Council Member Dunn, that Ordinance No. 2577-08/09, be adopted. City Manager Dennis Kief told Council a Public Hearing was held on January 12, 2009. A recommendation of the Joint Review Board was presented to extend the life of the TIF until 2021. The addition was limited to the property tax portion of the Tax Increment Financing. Mr. Kief felt the program would be a tool to leverage private investment opportunities in the Riverfront. On roll call vote, all present voted Aye.

Motion by Council Member Strand, seconded by Council Member Kortkamp, that the **SITE PLAN FOR 1022 WASHINGTON STREET FOR A PARKING LOT**, be approved. The Planning Commission recommended the site plan submitted by John and Chris Neumann for parking lot at 1022 Washington Street. The agenda noted the Council received Hearing #08-1773 at the meeting on December 22, 2008. Joe Wuellner Public Works Director addressed questions of the removal of the City trees in the right-of-way and their marginal condition. On roll call vote, all present voted Aye

Motion by Council Member Kortkamp, seconded by Council Member Strand, that the **RESIGNATION OF COUNCIL MEMBER RUSTY DUNN EFFECTIVE JANUARY 26, 2009,** be accepted. Council Member Dunn formally presented his resignation as Council Member. On roll call vote, all present voted Aye

OATH OF OFFICE

JUDGE PETER AULT ADMINISTERS THE OATH OF OFFICE TO COUNCIL MEMBER RUSTY L. DUNN

Mayor Dunn expressed his gratefulness for the support of Council, staff, and family. He felt the job was a huge responsibility to come into under such tragic circumstances as the death of Mayor Tebben but looked forward with optimism and confidence in meeting the challenges of being Mayor. His message to the Council, staff, and community was to move forward to meet challenges. He stated he would represent Pekin proudly and tell its story together with everyone. Appreciation was extended to Mayor Pro-Tem Jones for stepping up to the call in the Mayor's absence.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Congratulatory remarks were expressed by Council Members to Mayor Dunn.

City Manager Dennis Kief announced that House Representative Mike Smith would be at City Hall on Thursday, January 29, 2009 to present to the daughters of Mayor Dave Tebben and to the City of Pekin a Proclamation that was past on the flood of the House of Representatives honoring the late Mayor.

Attorney Burt Dancey gave explanation of the process to fill vacancy in the Council Member position. Council Members would have 60 days to come to a consensus in the appointment.

Madi Dunn 2109 Marianna Drive addressed Council and told how proud she was of her dad for being Mayor..

EXECUTIVE SESSION

Motion by Council Member Jones, seconded by Council Member Kortkamp, that **Council move to Executive Session** at 6:04 P.M. to discuss 5 ILCS 120/2 (c.) 3. Selection, Appointment, Performance, Discipline, or a Vacancy in a Public Office and 5 ILCS 120/2 (c.) 2. Collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees. On roll call vote, all present voted Aye.

No further business to come before the Council, in open session, Mayor Dunn called the meeting closed.

COUNCIL ADJOURNED AT 6:35 P.M.

Sue E. McMillan
City Clerk

CITY OF PEKIN

POLICE DEPARTMENT

PEKIN POLICE DEPARTMENT
END OF MONTH REPORT FOR JANUARY 2009

	JANUARY 2008	DECEMBER 2008	JANUARY 2009
TRAFFIC TICKETS	327	243	349
WARNING TICKETS	***299***	146	276
OFFENSES	464	394	441
ARRESTS	248	157	231
PARKING TICKETS	443	274	405
STOPS	945	414	624

** WARNING TICKETS WITH MULTIPLE OFFENSES WERE COUNTED FOR EACH OFFENSE AND NOT AS A SINGLE TICKET AS THEY ARE NOW. THIS WAS STARTED IN SEPTEMBER OF 2008

CITY ORDINANCE TICKETS FOR JANUARY 2009

NUMBER OF TICKETS WRITTEN	56
NUMBER OF TICKETS PAID OVER THE COUNTER	16
FINES COLLECTED OVER THE COUNTER	$3,050

IMPOUNDED VEHICLES FOR JANUARY 2009

TOTAL VEHICLES IMPOUNDED: 48

AMOUNT OF FINES COLLECTED: $17,500

OFFENSES	
DRUG RELATED	6
DUI	16
DWLS/R	20
UUW	1

MULTIPLE OFFENSES	
DRUGS/DUI	2
DRUGS/DWLS-R	3
TOTAL	48

BUILDING DEPARTMENT REPORTS
INSPECTIONS & ZONING
JANUARY '2009

	PERMITS	VALUE	FEES
BUILDING DEPT	18	$2,144,291.00	$ 5,504.00
ELECTRIC DEPT	6	$ 3,590.00	$ 172.00
HVAC DEPT	24	$ 213,000.00	$ 1,700.00
PLUMBING DEPT	20		$ 320.00
STORM SEWER PERMITS	1		$ 100.00
STORM WATER PERMITS	1		$ 100.00
SEWER PERMITS	6		$ 320.00
SEWER TAP RES	0		$ .00
SEWER TAP COMM	1		$ 24,000.00
DEPARTMENT TOTAL	**77**	**$2,360,881.00**	**$ 32,216.00**

TOTAL CODE ENFORCEMENT COMPLAINTS - 42

Respectfully submitted,

Joe Wuellner

Joe Wuellner

Ronald Sieh, Building Inspector

Mark Reeder, Electrical Inspector

Dave VanDyke, HVAC Inspector

Morris Sunkel, Plumbing & Sewer Inspector

Dave Shallenberger, Deputy Code Enforcement Officer

BUILDING DEPARTMENT REPORTS
INSPECTIONS & ZONING
2008

	PERMITS	VALUE	FEES
BUILDING DEPT	635	$14,850,745.00	$ 46,394.00
DEMOLITIONS	20	$30,000.00	$ 800.00
ELECTRIC DEPT	175	$608,648.76	$ 19,242.00
HVAC DEPT	373	$1,228,269.00	$ 20,270.26
PLUMBING DEPT	442	$.00	$ 19,775.00
SEWER PERMITS	78		$ 4,470.00
SEWER TAP RES	27		$ 43,200.00
SEWER TAP COMM	1		$ 2,400.00
DEPARTMENT TOTAL	**1,751**	**$16,717,662.76**	**$156,551.26**

TOTAL CODE ENFORCEMENT COMPLAINTS - 1229

Respectfully submitted,

Joe Wuellner

Ronald Sieh, Building Inspector

Mark Reeder, Electrical Inspector

Dave VanDyke, HVAC Inspector

Morris Sunkel, Plumbing & Sewer Inspector

Dave Shallenberger, Deputy Code Enforcement Officer

BUILDING REPORT 2009

MONTH	DWELLINGS 1		GARAGES 2		MULTI-FAMILY 3		COMMERCIAL 4		COMMERCIAL REMODELING 5		RESIDENTIAL REMODELING 6		MISC. 7		RESIDENTIAL DEMOLITIONS 8		COMMERCIAL DEMOLITIONS 9		BUILDING DOLLARS	BLDG PERMITS
JANUARY					1.00	$1,299,701			6.00	$428,977	12.00	$417,603			0.00	$0	0.00	$0	$2,146,281	19.00
FEBRUARY																			$0	0.00
MARCH																			$0	0.00
APRIL																			$0	0.00
MAY																			$0	0.00
JUNE																			$0	0.00
TOTAL 6 MO.	0.00	0	0.00	0	1.00	1,299,701	0.00	0	6.00	428,977	12.00	417,603	0.00	0	0.00	$0	0.00	$0	$2,146,281	19.00
JULY																			$0	0.00
AUGUST																			$0	0.00
SEPTEMBER																			$0	0.00
OCTOBER																			$0	0.00
NOVEMBER																			$0	0.00
DECEMBER																			$0	0.00
TOTAL 6 MO.	0.00	$0	0.00	$0	0.00	$0	0.00	$0	0.00	$0	0.00	$0	0.00	$0	0.00	$0	0.00	$0	$0	0.00
YEAR	0	$0	0.00	$0	1.00	$1,299,701	0.00	$0	6.00	$428,977	12.00	$417,603	0.00	$0	0.00	0.00	0.00	0.00 0.00	$2,146,281	19.00

City of Pekin

SPECIAL LIQUOR COMMISSION MINUTES
MONDAY, DECEMBER 8, 2008
3:00 P.M.
CITY HALL WEST CONFERENCE ROOM

Deputy Liquor Commissioner Rick VonRohr called the meeting to order at 3:00p.m.

PLEDGE of ALLEIGENCE
No pledge

ROLL CALL
The following members were present for roll call: Dave Eitenmiller, Fire Chief Lauss, Holly Brown, and Police Chief Gillespie. Also present: Sue Bosich, Assistant Corporation Counsel.

APPROVAL OF AGENDA
Eitenmiller made a motion to approve the Agenda as presented seconded by Gillespie. Motion passed

APPROVAL OF MINUTES
Eitenmiller made a motion to approve the November 20th, 2008 minutes as presented, seconded by Brown. Motion passed.

PUBLIC INPUT/COMMENTS/QUESTIONS
Nothing at this time

NEW BUSINESS
Pizza Hut of America, Inc. dba Pizza Hut – new liquor application – Karen Zimmerman, Manager present for meeting.
Lauss made a motion to recommend a Class A Liquor License to Pizza Hut of America, Inc. dba Pizza Hut, seconded by Eitenmiller. Motion passed.
Discussion: All information requested from Pizza Hut of America, Inc at the November 20, 2008 has been submitted.

Pekin Investments, LLC dba Holiday Inn Express – Discussion on alcohol at the hotel
Aaron Schuette and Stephanie Hogue, employees of Holiday Inn Express were present to discuss their plans. They would like to give away up to 2 complimentary drinks and then if possibly VIP's/Managers and Hotel guest wanted another drink they could buy it. They would offer this Monday thru Friday. They stated they had 1 banquet room and 2 small conference rooms where the alcohol would be consumed.
Discussion followed: This would be a Class A liquor license. Suggested they see City Clerk Sue McMillan for a liquor application. This would be beer and wine only. They would need to specify where in the Hotel they would be serving the alcohol on their site plan.

Any Other Business to Come Before the Commission:
Discussion on when the Hearings will be held. Sue Bosich to research if Mayor Pro-tem could preside over the Hearings in place of Mayor Tebben/Liquor Commissioner. Hearings to be held would be Kouri's, Nik's 4th Street Pub, Ol' Dad's and Kroger's. Commission decided to hold the Liquor Commission meetings on the 4th Thursday of each month at 3:00pm instead of 4:00pm and to be held in Council Chambers. Burt Dancey is handling the FOI to the Pekin Times on emails and minutes regarding the Pekin Park District Golf Course.

Meeting adjourned at 3:30P.M. Next Meeting: Thursday, January 22nd at 3:00pm
Respectfully submitted Paula Gensel

CITY OF PEKIN
MAJOR REVENUE SOURCES
FISCAL YEAR 2009 THROUGH JANUARY 31, 2009

	Annual Budget	9 Month Percentage	9 Month Budget	Actual Received	Actual as a Percentage of Budget	9 Month Actual Over Under Budget
General Fund						
Property Taxes	$ 2,091,194	75.00%	$ 1,568,396	$ 2,182,753	104.38%	$ 614,357
State Sales Taxes	5,205,000	75.00%	3,903,750	3,633,028	69.80%	(270,722)
Home Rule Taxes	4,000,000	75.00%	3,000,000	3,003,467	75.09%	3,467
Income Taxes	2,975,000	75.00%	2,231,250	2,376,378	79.88%	145,128
Replacement Taxes	1,309,093	75.00%	981,820	894,515	68.33%	(87,305)
Local Use Taxes	405,000	75.00%	303,750	367,338	90.70%	63,588
Investment Earnings	514,080	75.00%	385,560	188,900	36.75%	(196,660)
Fees for Services	1,905,190	75.00%	1,428,893	1,623,485	85.21%	194,592
Fines & Forfeits	341,650	75.00%	256,238	439,700	128.70%	183,462
Sewerage Fund						
Fees for Services	2,660,000	75.00%	1,995,000	1,893,981	71.20%	(101,019)
Investment Earnings	136,710	75.00%	102,533	58,458	42.76%	(44,075)
Motor Fuel Tax Fund						
Motor Fuel Taxes	975,000	75.00%	731,250	659,084	67.60%	(72,166)
Investment Earnings	144,795	75.00%	108,596	46,020	31.78%	(62,576)
TIF Fund						
Property Taxes	550,000	75.00%	412,500	503,668	91.58%	91,168
Sales Taxes	430,000	75.00%	322,500	415,071	96.53%	92,571
Investment Earnings	53,970	75.00%	40,478	12,899	23.90%	(27,579)
School Bus Fund						
Fees for Services	1,616,764	75.00%	1,212,573	1,401,813	86.70%	189,240
Investment Earnings	42,105	75.00%	31,579	13,553	32.19%	(18,026)
Vehicle Maint. Fund						
Fees for services	1,358,476	75.00%	1,018,857	905,746	66.67%	(113,111)
TOTALS	$ 26,714,027	75.00%	$ 20,035,523	$ 20,619,857	77.16%	$ 584,334

CITY OF PEKIN

INVESTMENT EARNINGS

NINE MONTHS ENDED JANUARY 31, 2009

FUND	ANNUAL BUDGET	NINE MONTH BUDGET	ACTUAL 1/31/09	ACTUAL 1/31/08	ACTUAL DIFFERENCE	1/31/09 ACTUAL COMPARED TO BUDGET
General	$ 514,080	$385,560	$ 188,900	$ 311,963	$(123,063)	$(196,660)
Sewer	136,710	102,533	58,458	101,814	(43,356)	(44,075)
MFT	144,795	108,596	46,020	93,014	(46,994)	(62,576)
TIF	53,970	40,478	12,899	38,580	(25,681)	(27,579)
Capital Projects	101,115	75,836	22,012	61,599	(39,587)	(53,824)
School Bus	42,105	31,579	13,553	22,182	(8,629)	(18,026)
Insurance	40,004	30,003	17,925	47,545	(29,620)	(12,078)
Economic Developm.	164,183	123,137	152,645	171,113	(18,468)	29,508
	$ 1,196,962	$897,722	$ 512,412	$ 847,810	$(335,398)	(385,310)
Overall Percentage Actual Over (Under) Budget & Prior Year Actual					-39.56%	-42.92%

REQUEST FOR COUNCIL ACTION

To: **Mayor & City Council members**

CC: **City Attorney**

From: **Community Development Director**

AGENDA ITEM: Requested Council approval of the SKS Pizza Inc (dba: Firehouse Pizza) Economic Development Financial Assistance Program (EDFAP) application

AGENDA DATE REQUESTED: February 9, 2009

ACTION REQUESTED: Recommended approval from the Economic Development Advisory Committee for the Economic Development Financial Assistance Program (EDFAP) application for SKS Pizza Inc (Firehouse Pizza).

BACKGROUND: The Economic Development Coordinator and I have been working with Stan Cohen (Firehouse Pizza) since early November 2008 on the EDFAP application. The Economic Development Advisory Committee met on January 29th to review and recommend their approval or denial for this application. Within this Request for Council Action form you will find the Committee's decision on the proposed application and the documents for you, the Council, to make the final decision concerning the approval or denial for this EDFAP loan application.

Attached are the information sheets that were presented to the Loan Review Committee at the meeting on January 29, 2009. All five (5) Committee Members were able to participate in this meeting. In summary of the Committee meeting, all five (5) Committee Members approved the application request. There were no written comments from the Committee concerning this application.

FINANCIAL IMPACT: $55,000 of CDBG dollars will be utilized to assist in this business loan

NEIGHBORHOOD CONCERNS: none

IMPACT IF APPROVED: $55,000 of CDBG dollars will be utilized to assist in filling the gap that is present for this business loan.

IMPACT IF DENIED: Applicant will need to secure a higher interest loan with higher fees from the Small Business Administration (SBA).

ALTERNATIVES: applicant applies for a small business administration loan

RELATIONSHIP TO THE CONCEPTUAL PLANNING PROCESS: Economic/business Development

REQUIRED SIGNATURES

Department Director _____

Date

Finance Department _____

(Certification of Availability of Funds) Date

Corporation Counsel _____

(Certification of Review) Date

City Manager _____

Date

CITY OF PEKIN, ILLINOIS

LOAN REVIEW COMMITTEE RECOMMENDATION

January 29, 2009; 3:30 pm

1. Name of Business: SKS Pizza Inc. dba Firehouse Pizza

2. Name of Contact: Stan Cohen

3. Address: 3560 Court St. City: Pekin State: IL Zip: 61554

4. Phone number: 309/696-8869
5. Project Description: own and operate a restaurant in the EAst Court Center Shopping Plaza

6. EDFAP Loan amount requested: $55,000.00
   Rate: ½ National Prime rate Term: 5 years

7. Loan Security Offered: second position on equipment and personal guarantee of shareholders

8. Total Project Cost: $210,000.00

Building & renovation/Improvements:	$38,000
Professional fees:	$2,100
Continegency:	$6,520
Working Capitol:	$7,000
Machinery/equipment:	$124,000
Truck:	$17,268
Inventory:	$15,112
TOTAL:	$210,000.00

9. Sources of financing, Amounts, Rates, Terms and Repayment Schedule:

Source	**Amount**	**Term**	**Interest Rate**
Busey Bank, Peoria	$55,000.00	5yrs	6.5%

Security

First position on equipment and personal guarantee of shareholders

10. Full-time Equivalent Jobs Created: 2.5 Created 0 Retained

11. Full-time Equivalent Jobs to be Held by Lower Income Persons: 1.75

Notes: $100,000 of personal equity is injected into total project

All 5 Committee members approved I recommend the CDBG loan be **approved**.

_____ I recommend the CDBG loan be **denied**.

Comments: no written comments received

_____

_____