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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 28, 2008 AT 5:30 O'CLOCK P.M.
R. DAVID TEBBEN * MAYOR * PRESIDING

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

ABSENT: NONE

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

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

Agenda

Mayor Tebben granted privilege of the floor to Council Member Blanchard in his request to move item #8 of the Consent Agenda to item #17 under New Business for discussion.

Motion by Council Member Blanchard, seconded by Council Member Dunn, that the **agenda be approved as presented.** City Clerk Sue McMillan noted editorial not structural changes to agenda items 4, 6, and 13 and the addition to the motion pertaining to Executive Session for Pending or Threatened Litigation. On roll call vote, all present voted Aye.

Motion by Council Member Blanchard, seconded by Council Member Strand, that the **minutes of the Regular City Council Meeting of January 14, 2008 be approved as written.** On roll call vote, all present voted Aye.

Consent Agenda

Motion by Council Member Jones, seconded by Council Member Abel, that the Consent Agenda be approved as now presented.

Mayor Tebben read and presented the following for consideration of the Consent Agenda items by Omnibus Vote.

1. **Monthly Reports and Minutes: Fire Report December 2007, Airport Commission Minutes January 9, 2008 and Special Meeting January 18, 2008**

2. **Receive and File Resignation of Scott Nichols Pekin Planning Commission**

3. **Adopt Resolution No. 30-07/08 – Mayor's Appointment of Angel Gibson to the Pekin Planning Commission to fill the unexpired term of Scott Nichols until May 15, 2008**

4. **Receive and File Correspondence from Comcast announce divide of Insight partnership**

5. **Receive and File request from IDOT for utility locations on Reconstruction Project of IL 9 from the Illinois River to IL 29 (N)**

6. **Approve Addendum #2 Jurisdiction Improvement Broadway Road (FAU 6761) Schramm Drive to Veterans Drive**

7. **Receive and File Planning Commission Minutes Dated January 9, 2008**

On roll call vote, all present voted Aye.

Mayor Tebben introduced the new appointee to serve the Planning Commission, Angel Gibson who was in attendance.

Communications, Petitions, Reports

CITY OF PEKIN ECONOMIC DEVELOPMENT ADVISORY COMMITTEE

Economic Development Coordinator Steve Brown read the Mission Statement of the EDAC. He informed Council of the committee's current members and introduced the Chairman Andy Sparks. Mr. Sparks summarized the activities of the committee since formed. He advised sub-committees were focused in marketing the Riverway Business Park, recruiting a technical school, and facilitating expansion and retention of existing businesses. A request was made from Council Member Blanchard to provide minutes of the committee's meetings to keep current on the progress of their activities.

Unfinished Business

ORDINANCE NO. 2532-OA-07/08
AMENDING TITLE 9, CHAPTER 10, AND THE SCHEDULE OF REGULATIONS OF THE CODE OF THE CITY OF PEKIN 1995-REGARDING ZONING

Motion by Council Member Kortkamp, seconded by Council Member Blanchard, that Ordinance No. 2532-OA-07/08 Amending Title 9, Chapter 10, and the Schedule of Regulations of the Code of the City of Pekin 1995 be removed from the table. On roll call vote, all present voted Aye.

The Chair then opened for discussion the original motion of September 24, 2007 to adopt an ordinance amending the zoning code in respect to requirements for extending drives for vehicle parking. It was explained to Council that the intent of the added provision was to allow for hard surfacing in some instances in order to get vehicles off the streets. Council Member Strand supported the recommendation of the Planning Commission. Council Member Kortkamp questioned how staff arrived at the percentage of allowable parking and was told that other municipalities were compared. Council Member Kortkamp spoke in support of the recommendation. Council Member Jones expressed concern that recreational vehicles, boats, and trailers would be parking in front yards. Council Member Blanchard spoke in opposition to front yard parking of vehicles. He also felt the requirements should allow for white rock as a surfacing material. Code Enforcement Officer Ron Sieh and Police Chief Tim Gillespie addressed enforcement issues that presently exist of illegally parked vehicles. Mayor Tebben was not in favor of front yard parking. He expressed concern how the amendment was structured and felt it needed tweaking to apply to certain situations. He emphasized the need for enforcement of present and new codes. On roll call vote for a motion made September 24, 2007 by Council Member Strand and seconded by Council Member Blanchard to adopt Ordinance No. 2532-OA-07/08; Ayes, Strand, Kortkamp, Dunn, Tebben; Nays, Jones, Blanchard, Abel. Motion Carried.

New Business

ORDINANCE NO. 2548-07/08
AMENDING TITLE 6, CHAPTER 8, SECTION 8, ARTICLES B. C. D. E., G.
OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING FIRE PREVENTION FEES

Motion by Council Member Abel, seconded by Council Member Dunn, that Ordinance No. 2548-07/08 be adopted. Fire Chief Chuck Lauss briefed Council on the additional changes to fees in regards to the adoption of Ordinance No. 2540-07/08 and approval of the 2006 International Fire Code. General language clean up included provisions for ethanol permits issued through inspections department and consistency that fees were to be paid to the finance department. Mayor Tebben related his concern that the City had made a separation of the duties for accountability purposes by creating a Treasurer Department. Discussion followed regarding checks and balance provision for the finance department, which should only expends funds and the treasurer's responsibility for the collection of moneys.

Council Member Jones offered an amendment, seconded by Council Member Kortkamp, that Ordinance No. 2548-07/08 be amended by substituting the word Treasurer for Finance Department in section 6-8G-4. On roll call vote, all present voted Aye.

Motion restated to adopt Ordinance No. 2548-07/08 as amended. On roll call vote, all present voted Aye.

RESOLUTION NO. 31-07/08

ILLINOIS DEPARTMENT OF TRANSPORTATION RESOLUTION FOR IMPROVEMENT BY MUNICIPALITY UNDER THE ILLINOIS HIGHWAY CODE
FAU 6761 SECTION 7-00173-00-LA

Motion by Council Member Kortkamp, seconded by Council Member Strand, that Resolution No. 31-07/08 appropriating motor fuel tax funds in the amount of $50,000.00 be adopted. Public Works Director Joe Wuellner explained MFT funds would be utilized for the acquisition of the following 13 right-of-way parcels needed to widen Broadway Road from Schramm Drive to Veterans Drive to three lanes. Costs for the joint project with Tazewell County totaled $109,820.00 with City's portion being one-third. He advised there maybe some adjustments to costs as negotiations proceed. Questions from Council were addressed. Widening would accommodate increased traffic and provide turn lane safety into businesses, park, and Country Club subdivision. The project did not warrant five lanes nor was it feasible due to topography of the land. Price per square foot was determined by appraised value and approved by IDOT. Mr. Wuellner projected an April 25, 2008 bid letting and summer construction. On roll call vote, all present voted Aye.

Motion by Council Member Dunn, seconded by Council Member Abel that agenda items 3-15, widening agreements for acquisition of parcels for widening of Broadway Road in respect to Joseph L. Bussone and Carole F. Bussone; Joshua L. Hafliger and Janelle C. Hafliger; Gerald C. Kempf and Kelly A. Kempf; Gregory J. Landendorf; Estates at Lakeview, LTD; Scott W. Lange and Mary Frances Lange; Dixie Larry; Loyal Order of the Moose, Pekin Lodge No. 916; Joyce M. Ristch; Timothy L. Nation and Lauri M. Nation; Roger A. Stien and Elaine R. Stien; T.A.G. Pekin I, Inc.; John F. Vogel and Diane V. Vogel, individually and collectively be approved. On roll call vote, all present voted Aye.

Motion by Council Member Abel, seconded by Council Member Blanchard, that the **FINANCIAL SYSTEM UPGRADE** be approved and the City enter into an agreement with ARX in the amount of $25,928.00 for hardware and $45,000.00 for training, conversion, and maintenance, plus 5-year maintenance at an estimate not to exceed $32,500.00 annually. Angie Evans recommended an upgrade of the financial system to webenabled ERP eSolutions. The upgrade would retain history and be user friendly for Finance users. On roll call vote, all present voted Aye.

HEARING #08-1756 – PEKIN PLANNING COMMISSION RECOMMENDS TO THE PEKIN CITY COUNCIL APPROVAL OF PRELIMINARY PLAT BRIAR RIDGE SUBDIVISION CURRENTLY ZONED LOT 1/B-1; LOT2/RM-3; LOTS 5-13, 16-26/R-1; LOTS 3,4,14,15,27-38/RV-1

Motion by Council Member Blanchard, seconded by Council Member Strand, that the Hearing Recommendation be "Received and Filed." Council Member Blanchard requested that the City maintain the same consistency for approval of plats and all developers be given the same opportunities. On roll call vote, all present voted Aye.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Christal Dagit 1413 Charlotte presented photos of previous Mayors 1850 through the early 1900s compiled by the holders of the collection, Tazewell County Museum.

Council Member Dunn recognized the outstanding success of the Martin Luther King Jr. Breakfast sponsored by the YWCA.

Council Member Blanchard reiterated that the public could contact Council Members by phone or by e-mail with concerns.

Public Works Director Joe Wuellner informed Council and the public that there might be traffic congestion at Capitol and St. Mary's streets as they demolish the old Herget Building. There were also traffic delays at Sheridan and 8th streets due to a water main break.

Terry Hendricks 1302 Coolidge addressed Council regarding the fairness of the winter averaging adjustment policy of wastewater billing.

Bill Gilroy 1312 South 11th Street spoke regarding the adoption of the amendments to the zoning ordinance addressed his concern that parking enforcement would take a larger number of inspectors. He pointed out several locations where vehicles were parked on the front lawns for several days.

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

Motion by Council Member Strand, seconded by Council Member Kortkamp, that Council move to Executive Session at 7:04 P.M. to discuss the setting of price for the sale and/or lease of municipally owned property 5 ILCS 120/2 (c.) 6. and litigation, when an action against, affecting or on behalf of the particular public body finds that an action is probable or imminent 5 ILCS 120/2 (c) 11. On roll call vote, all present voted Aye.

No further business to come before the Council, in open session, **motion was made by Council Member Strand, seconded by Council Member Kortkamp to adjourn.** Motion carried by Voice Vote.

COUNCIL ADJOURNED AT 7:27 P.M.

Sue E. McMillan
City Clerk