



REGULAR COUNCIL MEETING MONDAY, JANUARY 26, 2015
5:30 P.M.

	1	2
1.0 CALL TO ORDER		
2.0 PLEDGE OF ALLEGIANCE <i>Mayor Laurie Barra</i>		
3.0 ROLL CALL <i>Clerk to Call the Roll</i>		
4.0 APPROVAL OF AGENDA <i>ACTION: Motion to approve the meeting agenda.</i> VOTE REQUIRED		
5.0 APPROVAL OF MINUTES <i>ACTION: Motion to approve minutes of the Regular Council Meeting January 12, 2015.</i> VOTE REQUIRED		
6.0 PUBLIC INPUT ON AGENDA ITEMS <i>Speakers to state name. Speakers may address the Council on any topic.</i>		
7.0 CONSENT AGENDA <i>ACTION: Motion to approve all items listed on the Consent Agenda by Omnibus Vote.</i> VOTE REQUIRED TO APPROVE CONSENT AGENDA		
8.0 COMMUNICATIONS, PETITIONS, REPORTS		
8.1 Presentation Water Tank of the Year Award.		
8.2 Quarterly Financial Report	JSW	5
9.0 NEW BUSINESS		
10.0 ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL 10.1 Staff 10.2 Council # 10.3 Press Time		

11.0 EXECUTIVE SESSION 65 ILCS 120/2 (c)		
12.0 ADJOURN No Vote Required		

Column 1 Key:

MG Michael Guerra City Engineer

JSW James Wolf City Treasurer

Column 2 Key:

- 1 A Prosperous Community.** To promote and sustain a balanced economy that supports expansion and retention of family-wage jobs.
- 2 A Safe Community.** To protect community life and property by providing effective, principled police and fire services.
- 3 A Strong Foundation.** To improve and maintain existing infrastructure and leverage opportunities for new infrastructure.
- 4 A High Quality of Life.** To support or provide services that improve the quality of life for Pekin's residents.
- 5 An Effective Government.** To deliver effectively the services that Pekin's residents want, need, and are willing to support.

**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 12, 2015 AT 5:30 O'CLOCK P.M.
LAURIE L. BARRA * MAYOR * PRESIDING**

**PRESENT: COUNCIL MEMBERS, ABEL, GILLESPIE, GOLDEN, ORRICK, HENDRICKS,
MCCABE AND BARRA**

ABSENT: NONE

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

Roll was called. All members were physically present. A quorum was present.

AGENDA

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

MINUTES

Motion by Council Member Gillespie, seconded by Council Member Abel that the **minutes of the Regular City Council Meeting of December 8, 2014 be approved as written**.

PUBLIC INPUT

Mayor Barra asked that public input be free of personal attacks.

Ann Witzig commented on her disapproval of the proposals for Court Street improvements; she sighted payouts in the Annual Treasurers Report and questioned if checks to Hawaiian Sun were an employee benefit or EPA payouts for violations. Mrs. Witzig did not support the agreement with B-D Lawyers Group. She stated the city has never been able to collect unpaid fines.

Sally Johnson commented on garbage fee, violations at the treatment plant, the removal of 5 minute public input at the end of the agenda, hiring of a collection attorney in addition to attorney Dancey. She stated this Council did not care about people and were not making decisions for them.

Gerald Witzig noted that two other times since June he had brought to Council's attention that City owned property at the foot of Susannah west of Main Street needed to be cleaned up. He submitted photos to the Council. He asked that it be taken care of for his tenants' sake.

Bob Bramham spoke in disapproval of using TIF funds for Phase II Developer Agreement in that it discriminated against other businesses and citizens have not benefitted from the program. He urged Council to place the garbage fee for referendum at the April Elections. He questioned giving property away that was being vacated.

Bob Keiser addressed the Council on agenda items he saw as "winners and losers." Mr. Keiser told a story of a friend and veteran named Greg Deal of Pekin who lived on Social Security. He asked that Council consider the needs of the type of people in his story and allow them to opt out of the garbage fee.

Larry Wolfer commented that the \$12.00 garbage fee was not a lot of money. He reminded the public that there would be a large increase in the wastewater fee for the next phases of the Sewer Treatment Plant Improvements. It was Mr. Wolfer's opinion that there would be additional fines from the EPA imposed for violations not reported. Mayor Barra stated that the improvements had to be made to a treatment plant built in 1936 for compliance reasons.

CONSENT AGENDA

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

7.1 Receive and File Monthly Reports: Traffic Safety Minutes December 5, 2014, and Tazewell County Animal Control November 2014 and December 2014 Reports.		
7.2 Receive and File Proclamation: “Dr. Martin Luther King Jr. Day” January 19, 2015.		
7.3 Receive and File: Approved scheduled Council Meeting Dates 2015.		
7.4 Resolution No. 114-14/15 – Mayor's Appointment of Shirley Moore to the Pekin Housing Board Authority for a term of 5 years until January 14, 2020.		
7.5 Receive and File: Pekin Planning Commission Minutes Dated December 10, 2014		
7.6 Receive and File: Pekin Planning Commission Hearings and Recommendations: a. #12-1887 – Estates of Lakeview/Brent Glassey Representative.		

On roll call vote all present voted Aye.

COMMUNICATIONS, PETITIONS, REPORTS

Public Hearing was opened by Mayor Barra at 6:00 p.m. It was noted by the Clerk that the Legal Notice was correctly published in the Pekin Daily Times on December 27, 2014. City Manager Darin Girdler informed the Council that the City determined that an alley less than 400 sq. ft. was not needed for public use and asked to vacate a portion of PIN 04-10-02-209-014 to the owners of adjoining property. Attorney Burt Dancey advised the small section was sought by a proposed business for the property commonly known as 1215 Court Street. Bob Keiser stated the property vacated should be sold. Bob Bramham referred to a vacated railroad where adjacent owners were given the option to purchase. Council Member Golden questioned if there were utilities on the property and if all fees would be the expense of the new owners. No other comments were received. Mayor Barra closed the public hearing at 6:05 p.m.

NEW BUSINESS

ORDINANCE NO. 2715-14/15 VACATING A PORTION OF A MUNICIPALITY OWNED ALLEY WITHIN THE CITY OF PEKIN, ILLINOIS PIN 04-10-02-209-014

Motion by Council Member Orrick, seconded by Council Member Gillespie that Ordinance No. 2715-14/15 be adopted. Code Enforcement Officer Ron Sieh explained the small triangular piece was an easement previously missed on the intersection of the alleys. On roll call vote all present voted Aye.

Motion by Council Member Abel, seconded by Council Member Hendricks that the **CONTRACT FOR PRIVATE DEVELOPMENT PURSUANT TO THE PEKIN, ILLINOIS PLAN FOR TAX INCREMENT AREA NO. 1**, be approved. Economic Development Director Leigh Ann Brown presented the agreement with 353 LLC for the stabilization and revitalization of Court Street Corridor Redevelopment of 215, 405, 407 and 507 Court Street properties. The City would invest \$1,300,000.00 of the Central Business District TIF funds for this purpose. The proposal was recommended for support of quality of life and productive tenant use for the generation of increased property values, sales taxes food/beverage taxes, gaming income, new jobs and increased downtown traffic as seen in Phase One.

Comments received from Council Members in support:

- Real gains for citizens
- TIF Program benefits all
- Corrects being chastised for tearing down
- Gives reason to come downtown
- Gives taxes back to the City Of Pekin
- Phase One proved to be successful

Staff members answered Council Member Golden's comments and questions regarding the specifics of the contract. Council Member Orrick suggested a plan for the downtown was needed with Tazewell County and asked to postpone the decision for 6 weeks. Mayor Barra allowed Todd Thompson representing the corporation, to answer questions. He stated the developers were not interested in including the County's Arcade Building in the presented contract at this time.

Motion by Council Member Orrick, seconded by Council Member Golden that the Contract be laid over until the first meeting in March. On roll call vote Ayes, Golden and Orrick; Nays, Gillespie, McCabe, Abel, Hendricks, and Barra. Motion Failed. On roll call vote Ayes, Gillespie, McCabe, Abel, Hendricks, and Barra; Nays, Golden and Orrick. Motion Carried.

ORDINANCE NO. 2716-14/15
APPROVING AN AGREEMENT WITH B-D LAWYERS GROUP, LLP
FOR COLLECTION OF PAST DUE FINES AND COSTS

Motion by Council Member Golden, seconded by Council Member Orrick that Ordinance No. 2716-14/15 be adopted. Council was advised of the agreement for the company to provide services for an effective method of the collecting of unpaid fines. A correction to the agreement for default in payment of 9% interest was noted. Council Member Golden stated the responsibility for collecting fines should be by people employed with the City already. On roll call vote all present voted Ayes, Orrick, Gillespie, McCabe, Abel, Hendricks, and Barra; Nay, Golden. Motion Carried.

ORDINANCE NO. 2717-14/15
AMENDING TITLE 1, CHAPTER 12 OF THE CODE OF THE CITY OF PEKIN
PERTAINING TO THE INTEREST RATE OF UNPAID BALANCES OF FINES

Motion by Council Member Hendricks, seconded by Council Member Orrick that Ordinance No. 2717-14/15 be adopted. The ordinance provided for the addition of the provisions in the municipal code for 9% interest and the collection of fees and penalty for failure to pay unpaid fines. On roll call vote Ayes, Orrick, Gillespie, McCabe, Abel, Hendricks, and Barra; Nay, Golden. Motion Carried.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council Member McCabe corrected statements made regarding violations at the Wastewater Treatment Plant. During construction of the new plant the Environmental Protection Agency was aware of valves being shut down.

Council Member Abel asked the status of the crossing light at 20th and Broadway Road. Funding research continues. He commented that a funding source for solid waste collection including a garbage fee had been discussed since 2006.

Council Member Golden questioned why the property at the riverfront had not been cleaned up.

EXECUTIVE SESSION

Motion by Council Member McCabe, seconded by Council Member Hendricks, that the Council move to Executive Session at 7:05 p.m. to discuss 65 ILCS 120/2 (c) (1.) Personnel. On roll call vote, all present voted Aye.

No further business to come before the Council, motion by Council Member McCabe, seconded by Council Member Abel that Council adjourn. Motion carried voice vote. Mayor Barra adjourned the meeting in open session.

COUNCIL ADJOURNED AT 7:20 P.M.

Sue E. McMillan
City Clerk

CITY OF PEKIN
REVENUES OVER EXPENSES - ALL CITY FUNDS
SIX MONTHS ENDED OCTOBER 31, 2014

	ACTUAL - SIX MONTHS ENDED 10/31/14			BUDGET - SIX MONTHS ENDED 10/31/14			ACTUAL - SIX MONTHS ENDED 10/31/13		
<u>FUND</u>	<u>REVENUE</u>	<u>EXPENSE</u>	<u>REVENUE OVER (UNDER) EXPENSE</u>	<u>REVENUE</u>	<u>EXPENSE</u>	<u>REVENUE OVER (UNDER) EXPENSE</u>	<u>REVENUE</u>	<u>EXPENSE</u>	<u>REVENUE OVER (UNDER) EXPENSE</u>
General									
- Total	\$ 11,625,554	\$ 9,433,374	\$ 2,192,180	10,703,617	10,379,168	324,449	12,176,605	12,131,077	45,528
- Vehicle Maintenance Transfer Operations	\$ 11,625,554	\$ 9,433,374	\$ 2,192,180	10,703,617	10,379,168	324,449	12,176,605	(1,318,577)	1,318,577
- Storm Water	260	169,033	(168,773)	600,000	779,371	(179,371)	10,812,500	10,812,500	1,364,105
- Solid Waste	457,507	975,954	(518,447)	898,954	925,752	(26,798)	940	222,835	(221,895)
(1) Total General fund Operations	12,083,321	10,578,361	1,504,960	12,202,571	12,084,291	118,280	31,972	980,915	(948,943)
(2) Tourism	96,232	193,398	(97,166)	74,250	190,977	(116,727)	12,209,517	12,016,250	193,267
(3) Sewer							692,021	1,126,435	(434,414)
- Operations	2,368,050	2,888,518	(520,468)	1,800,389	5,702,766	(3,902,377)	1,512,402	1,605,330	(92,928)
- Debt / Construction related	2,849,764	2,871,710	(21,946)	8,000,000	4,529,999	3,470,001	3,605,004	3,482,349	122,655
Total Sewer Fund	5,217,814	5,760,228	(542,414)	9,800,389	10,232,765	(432,376)	5,117,406	5,087,679	29,727
Motor Fuel	732,213	665,038	67,175	418,250	847,500	(429,250)	420,752	379,882	40,870
HUD	279,794	253,065	26,729	179,435	178,170	1,265	247,248	213,723	33,525
TIF	475,899	142,323	333,576	381,500	773,681	(392,181)	609,693	251,330	358,363
(5) Capital Projects	755,425	5,653,409	(4,897,984)	148,000	6,375,250	(6,227,250)	21,257,157	652,771	20,604,386
(6) School Bus	1,261,715	1,943,239	(681,524)	1,825,375	1,882,794	(57,419)	1,574,405	2,003,353	(428,948)
(7) Airport	169,375	166,647	2,728	135,649	171,671	(36,022)	152,907	353,341	(200,434)
(8) Economic Development									
- Total	172,002	266,669	(94,667)	169,500	323,330	(153,830)	2,300,967	355,448	1,945,519
- Bank Loan	172,002	266,669	(94,667)	169,500	323,330	(153,830)	1,999,090	-	1,999,090
(8) Insurance	2,527,682	2,602,965	(75,283)	2,173,342	2,470,674	(297,332)	301,877	355,448	(53,571)
(9) Vehicle Maintenance							2,932,317	2,384,324	547,993
- Total	308,923	344,471	(35,548)	503,125	481,000	22,125	1,609,178	365,855	1,243,323
- General Transfer	308,923	344,471	(35,548)	503,125	481,000	22,125	1,318,577	-	1,318,577
(10) TOTALS - ALL FUNDS	\$24,080,395	\$28,569,813	\$ (4,489,418)	\$28,011,386	\$36,012,103	\$ (8,000,717)	\$45,805,901	\$25,190,391	\$20,615,510
Totals without Sewer Debt / Construction and Capital Projects	\$20,475,206	\$20,044,694	\$ 430,512	\$19,863,386	\$25,106,854	\$ (5,243,468)	\$20,943,740	\$21,055,271	\$ (111,531)

CITY OF PEKIN
REVENUES OVER EXPENSES - ALL CITY FUNDS
SUPPLEMENTAL COMMENTS
SIX MONTHS ENDED OCTOBER 31, 2014

- (1) Solid waste revenue for current year-to-date only reflects the collection of three months revenue due to initial billing cycle.
- (2) General fund results continue to exceed the budget due in large part from the collection of most of the annual property taxes. However, expense is lower in the current year six month period mostly due to the payment of the annual workmen's comp premium in November, 2014 versus October, 2013 in the prior year.
- (3) Tourism negative numbers relate to payment of the Griffin Drive extension cost in the prior year and the annual loan payment in the current year.
- (4) Year-to-date sewer operations loss in the current year six months results from the timing delay in the collection of sewer fee rate increases.
- (5) Capital Projects Fund numbers indicate the large Veterans Drive expenditures in this quarter as construction continues.
- (6) School bus revenues for the current year period represent one less billing (nine billings in a year) than the prior year period. Expenditures are always quite a bit higher this six months due to the annual lease payments of roughly \$600,000 per year.
- (7) The airport's operations for the six months show almost a breakeven result as did the first quarter of the year. The prior year six month period reflects the capital expenditures for new fuel pumps and runway improvement.
- (8) Economic Development revenue include the annual loan payment from Cullinan. In the prior year six months the City had received the bank loan proceeds of \$2 million which were later disbursed to the developer.
- (9) The Vehicle Maintenance Fund now shows a much smaller loss as fuel sales are now for the most part the sole activity.
- (10) "Totals - All Funds" illustrates the distortion related to the City's construction activity in various funds and doesn't give an accurate picture of operating results for the City.
- (11) This line then presents the normal operating revenues/expenditures without all the unusual items mentioned above including the construction/debt activity.

CITY OF PEKIN
MAJOR REVENUE SOURCES
SIX MONTHS ENDED OCTOBER 31, 2014

	Annual Budget	Prorated Percent	Prorated Budget	10/31/14 Actual Received 6 Months	Actual as a Percent of Budget	Actual Over(Under) 6 Month Budget	10/31/13 Actual Received 6 Months
General Fund							
(B) Property Taxes	\$1,300,242	93.00%	\$1,209,225	\$1,251,947	103.53%	\$ 42,722	\$ 1,493,593
(C) State Sales Taxes	5,540,000	50.00%	2,770,000	2,717,931	98.12%	(52,069)	2,857,196
(C) Home Rule Taxes	4,265,000	50.00%	2,132,500	2,043,391	95.82%	(89,109)	2,058,508
(D) Income Taxes	3,225,000	50.00%	1,612,500	1,913,350	118.66%	300,850	1,766,400
Replacement Taxes	1,360,000	50.00%	680,000	681,359	100.20%	1,359	611,289
Use Tax	602,000	50.00%	301,000	299,973	99.66%	(1,027)	270,800
Local Use Gas Tax	255,000	50.00%	127,500	140,003	109.81%	12,503	139,112
(E) Food & Beverage Tax	1,017,000	50.00%	508,500	528,669	103.97%	20,169	532,688
(E) Package Liquor Tax	185,000	50.00%	92,500	94,014	101.64%	1,514	95,250
Telcommunications	943,000	50.00%	471,500	433,241	91.89%	(38,259)	470,464
(F) Video Gaming Tax	98,000	50.00%	49,000	79,438	162.12%	30,438	45,245
(G) Investment Earnings	51,000	50.00%	25,500	99,767	391.24%	74,267	31,212
Franchise-Cable TV	447,000	50.00%	223,500	191,477	85.67%	(32,023)	229,461
Fees for Services	1,243,603	50.00%	621,802	515,562	82.91%	(106,240)	580,924
Fines & Forfeitures	460,900	50.00%	230,450	226,061	98.10%	(4,389)	239,330
Licenses & Permits	229,250	50.00%	114,625	112,956	98.54%	(1,669)	111,572
General Fund Subtotal	21,221,995		11,170,102	11,329,139	101.42%	159,037	11,533,044
Sewerage Fund							
(H) Fees for Services	3,585,878	50.00%	1,792,939	2,337,739	130.39%	544,800	1,468,469
Investment Earnings	4,500	50.00%	2,250	21,671	963.16%	19,421	34,619
Motor Fuel Tax Fund							
Motor Fuel Taxes	815,000	50.00%	407,500	411,053	100.87%	3,553	414,575
Investment Earnings	14,000	50.00%	7,000	5,177	73.96%	(1,823)	6,813
TIF Fund							
Property Taxes	502,000	93.00%	466,860	472,477	101.20%	5,617	456,498
Sales Taxes	249,000	50.00%	124,500	-	0.00%	(124,500)	144,907
Investment Earnings	12,000	50.00%	6,000	3,422	57.03%	(2,578)	6,597
Capital Projects							
Local Use Gas Tax	255,000	50.00%	127,500	140,003	109.81%	12,503	139,112
Investment Earnings	41,000	50.00%	20,500	45,677	222.81%	25,177	-
School Bus Fund							
(H) Fees for Services	3,643,000	50.00%	1,821,500	1,259,786	69.16%	(561,714)	1,459,958
Investment Earnings	4,750	50.00%	2,375	1,523	64.13%	(852)	2,853
(A) TOTALS	<u>30,348,123</u>		<u>15,949,026</u>	<u>16,027,667</u>	<u>100.49%</u>	<u>78,641</u>	<u>15,667,445</u>
Property Tax Revenue Summary							
General Fund	1,300,242	93.00%	1,209,225	1,251,947	103.53%	42,722	1,493,593
Police Pension	1,482,458	93.00%	1,378,686	1,381,815	100.23%	3,129	1,300,469
Fire Pension	2,190,515	93.00%	2,037,179	2,041,782	100.23%	4,603	1,819,418
(I)	<u>4,973,215</u>	93.00%	<u>4,625,090</u>	<u>4,675,544</u>	<u>101.09%</u>	<u>50,454</u>	<u>4,613,480</u>

Note that the Library's property tax levy of \$1.1 million is not included here because it is not recorded on the City's books.

CITY OF PEKIN
MAJOR REVENUES SOURCES
SUPPLEMENTAL COMMENTS
SIX MONTHS ENDED OCTOBER 31, 2014

- (A) Overall, revenues are very comparable to the budget and the same six months last year.
- (B) Property taxes are right on budget for the current year but below the prior year which will be explained at (I) below.
- (C) Sales / Home rule taxes have been below the budget and the prior year for 10 months in a row. That trend finally reversed itself in August, 2014.
- (D) Income taxes are higher in the first six months of the year based on the state's somewhat erratic collection and disbursement to municipalities.
- (E) Restaurant / tavern food & beverage taxes have remained strong in spite of the drop in overall sales taxes mentioned in (C) above.
- (F) Video gaming taxes continue their steady climb month after month.
- (G) Investment earnings for the general fund are much higher due to a catchup in the recording of interest on our large \$2.5 million CD at Pekin Community Bank.
- (H) Fees for both the sewer and school bus fund merely reflect timing delays in revenue collection which should correct itself in later months.
- (I) The drop in general fund property taxes from the prior year period result from increases in the amount of tax which is allocated to the police / fire tax levies. This drop in the general fund portion results even though there was a small increase in the overall tax levy. Note that the general fund portion also covers the IMRF payments of roughly \$660,000 annually.

CITY OF PEKIN

INVESTMENT EARNINGS

SIX MONTHS ENDED OCTOBER 31, 2014

FUND	ANNUAL BUDGET	6 MONTH BUDGET	ACTUAL 10/31/14	ACTUAL 10/31/13	ACTUAL DIFFERENCE	10/31/14 ACTUAL COMPARED TO BUDGET
General	\$ 51,000	\$ 25,500	\$ 99,767	\$ 31,212	\$ 68,555	\$ 74,267
		-				
Sewerage-Invest Earn	4,500	2,250	2,854	21,988	(19,134)	604
Sewerage Fin Chgs	-	-	18,817	12,631	6,186	18,817
		-				
Motor Fuel Tax	14,000	7,000	5,177	6,813	(1,636)	(1,823)
		-				
TIF	12,000	6,000	3,422	6,597	(3,175)	(2,578)
Capital Projects	41,000	20,500	45,677	-	45,677	25,177
School Bus	4,750	2,375	1,523	2,853	(1,330)	(852)
		-				
Economic Development	45,000	22,500	44,949	99,233	(54,284)	22,449
TOTALS	\$ 172,250	\$ 86,125	\$ 222,186	\$ 181,327	\$ 40,859	\$ 136,061