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PROCEEDINGS OF THE REGULAR SCHEDULED MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF THE CITY HALL
ON MONDAY, DECEMBER 13, 1999, AT 5:30 O'CLOCK P.M.
R. DAVID TEBBEN * MAYOR * PRESIDING

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

ABSENT: NONE

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The **Pledge of Allegiance** was led by Dennis Green, Director of the Pekin Housing Authority.

The Mayor announced that the sportsman hat he would be wearing during the meeting was given to him with a donation to Relay for Life from an anonymous donor. The Clerk was directed to add the money to the established fund.

Roll was called and all Commissioners were present.

Agenda

Motion by Com'r. Barra, seconded by Com'r. Orrick, that the **Agenda be amended by adding under Communications, petitions and reports, a Presentation of Pekin Housing Authority Awards.** On roll call vote, all present voted Aye. Motion by Com'r. Barra, seconded by Com'r. Orrick, that the **Agenda be approved as amended.** On roll call vote, all present voted Aye.

Motion by Com'r. Barra, seconded by Com'r. Orrick, that the **Minutes of the Regular City Council Meeting of November 22, 1999 and the Special City Council Meeting of November 29, 1999, be approved as written**. Note was made from the Chair that he had requested the Proclamation for Jim Kautz approved at the meeting of the November 22nd be spread across those minutes. With no objections from Council for amended minutes, the Clerk was directed to insert the full document. On roll call vote, all present voted Aye.

Consent Agenda

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

1. Receive and File Monthly Reports: : Police, Fire, Tazewell County Animal Control, Zoning and Inspections (Building, Code Enforcement, Sewer & Plumbing, Electrical, HVAC) Traffic Safety and Wastewater Treatment

2. Resolution No. 32 - Mayor's Appointment of Shirley Haushahn to the Pekin Housing Authority Board for a five year term ending January 14, 2005

3. Receive and File Municipal Bus Fund Financial Statements June 30, 1999 Prepared by Willock Warning & Co. P.C.

4. Receive and File Illinois Department of Transportation Enhancement Program (ISTEA) Grant Request Pekin Pier/Overlook Project

5. Receive and File Illinois Department of Transportation Enhancement Program (ISTEA) Grant Request Main Street District Streetscape

6. Receive and File Submittal to IEPA of Report for Special Condition #11 of NPDES

7. Receive and File Veterans Drive Extension Phase I Study Update Court Street to Broadway

8. Receive and File FY 2000 Second Quarter Investment Report – October 31, 1999

9. Receive and File Pekin Area Visitors Bureau Report November 30, 1999

On roll call vote all present voted Aye.

Communications, Petitions, Reports

Dennis Kief, Director of Public Works, presented a plaque recognizing Pekin's leadership in advancing the cause of groundwater education and protection in the community. The designation as **GROUNDWATER GUARDIAN,** received for the 5th consecutive year, was originally received in 1995 after composition and national recognition of Pekin's Groundwater Protection Ordinance No. 1973.

Dennis Green, Executive Director of the **PEKIN HOUSING AUTHORITY** shared with Council the Operational Excellence Award for 1999 from the Illinois Association of Housing Authorities. The agency and director were nationally recognized in Washington D.C. with the Secretary's Commendation for outstanding performance in operations which was attributed to building improvements and a 96.25% score on HUD grade cards.

Unfinished Business

<u>CITY OF PEKIN POLICY NO. 6</u>
PUBLIC WORKS POLICY FOR CURB IMPROVEMENTS

Motion by Com'r. Barra, seconded by Com'r. Richmond, that the revised City of Pekin Policy No. 6 – Public Works Policy for Curb Improvements, be adopted. Public Works Director Dennis Kief clarified the difference in the revised replacement policy that removed language reference paying ½ cost of installation of new curbs. It was explained to Com'r. Orrick that installation of new curbs would be handled on a case by case basis. On roll call vote, all present voted Aye.

New Business

<u>ORDINANCE NO. 2185</u>
AN ORDINANCE REGARDING CHANGING NAME OF WHITE PINE AVENUE TO BLACK OAK DRIVE IN HICKORY HILLS SUBDIVISION

Motion by Com'r. Richmond, seconded by Com'r. Barra, that Ordinance No. 2185 be adopted. Mayor Tebben said he had received written petitions from each of the property owners in the subdivision requesting the name Black Oak Drive in exchange for re-filing of the amended plat. In response to Council's question if any street name could be changed, Mr. Hierstein stated that there were no complications with utility companies or homeowners in this case. On roll call vote, all present voted Aye.

<u>ORDINANCE NO. 1462-A166</u>
AMENDING TITLE 8, CHAPTER 2, SCTION 9
OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING STOP SIGNS

Motion by Com'r. Richmond, seconded by Com'r. Orrick, that Ordinance No. 1462-A166 be adopted. Traffic Safety Committee recommended the addition of 7 stop signs at intersecting streets in new development areas of Marigold Estates and Sunset Hills. On roll call vote, all present voted Aye.

Motion by Com'r. Richmond, seconded by Com'r. Orrick, that the **HAZARD ELIMINATION SYSTEM (HES) PROGRAM HIGH ACCIDENT LOCATIONS APPLICATION** to IDOT for Parkway @ Broadway be received and filed. Public Works Director Dennis Kief informed Council that the Traffic Safety Committee had reviewed potential projects for application to Illinois Department of Transportation's HES Program. TSC prioritized that local street intersection that has the second highest accident location. Application was made by deadline for solicitation of funding in FY2002. On roll call vote, all present voted Aye.

Motion by Com'r. Richmond, seconded by Com'r. Barra, that the **FIVE YEAR (2000-2004) STREET MAINTENANCE PROGRAM** be approved. Council members were thanked for their valuable comments and input on the second year of the 5-year plan. Approval would result in an earlier bid letting in January or February on the one million dollar project composed of monies from CDBG, gas tax and Motor Fuel Tax plus a 17 % increase in MFT funding. On roll call vote, all present voted Aye.

<u>RESOLUTION NO. 33</u>
MAINTENANCE OF STREETS AND HIGHWAYS BY MUNICIPALITY UNDER THE ILLINOIS HIGHWAY CODE APPRORIATING MFT FUNDS IN THE AMOUNT OF $500,000.00 FOR MUNICIPAL ESTIMATE OF MAINTENANCE COSTS

Motion by Com'r. Orrick, seconded by Com'r. Barra, that Resolution No. 33 be adopted. Public Works Director Dennis Kief explained the basis of the resolution and agreement were to shuffle MFT funds to operational items such as salt, electric charges, etc. Items that had required a lot of IDOT paperwork i.e. heating and scarifying, base repair would now utilize non-MFT funds. The funding change would help further reduce some of the unit costs in the contractual work. On roll call vote, all present voted Aye.

RESOLUTION NO. 34
A RESOLUTION SETTING PUBLIC HEARING REGARDING THE ACQUISITION OF PROPERTY BY EMINIENT DOMAIN

Motion by Com'r. Orrick, seconded by Com'r. Barra, that Resolution No. 34 be adopted. After being unable to reach an agreement with the owner of property in the area of the old sewer treatment plant on Rt. 98 to obtain the needed easement for a sewer to serve Lutticken's Cove, the City would need to exercise its power using "Quick Take." The resolution approved a public hearing for January 10, 2000 to begin the procedure to condemn the easement. On roll call vote, all present voted Aye.

Motion by Com'r. Orrick, seconded by Com'r. Barra, that the **ENGAGEMENT LETTER WITH RATELIS FINANCIAL CONSULTING, P.A.** for evaluation of the feasibility of acquiring the Illinois American Water Company be approved. The City Manager recommended the agreement to make an informed decision on costs of a buyout as the next step in the Water Study Advisory Committee's determination. On roll call vote, all present voted Aye.

Motion by Com'r. Orrick, seconded by Com'r. Richmond, that the **QUOTE FROM MISCO SERVICE, INC. FOR THE PEKIN LIBRARY HEATING OIL TANK ABANDONMENT** in the amount of $4,180.00 be accepted. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Richmond, that the **QUOTE FROM INTELLIGENT SYSTEMS FOR THE RIVERFRONT CAMERA PROJECT** in the amount of $6,421.90 be accepted. The camera will be used to eliminate problems associated with vandalism in the area and will be monitored around the clock in the Communications Center. Com'r. Barra commented that not going through a bidding process could result in not receiving the best competitive price. The Chair stated it was the consensus of Council that staff needs to look for multiple quotes on future projects. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Richmond, that the **PROPOSAL FROM TESTING SERVICE CORPORATION TSC FOR PHASE II ENVIRONMENTAL FOR THE ADM SITES A, B, C, & D** in the amount of $50,124.00 be received and filed. The City Manager commented that Phase I had noted several concerns. He was not prepared to recommend phase II at this meeting but would review the studies more closely and present at a later date. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Barra, that the application of the Pekin Area Tourism Bureau Hotel/Motel Tax Fund Assistance, in the amount of $1,000.00 for the **PEKIN LETTES CORP., WOMEN'S SOFTBALL** be approved. On roll call vote, all present voted Aye.

Motion by Com'r. Jones, seconded by Com'r. Richmond, that the application of the Pekin Area Tourism Bureau Hotel/Motel Tax Fund Assistance, in the amount of $500.00 for the **HEART OF ILLINOIS SENIOR OLYMPICS,** be approved. On roll call vote, all present voted Aye.

Other Business
Com'r. Orrick wished everyone a Merry Christmas.

Mayor Tebben reported on his meeting at which he serves on the board of the Illinois Municipal League. Information was exchanged on important legislative issues such as unfunded mandates.

Kim Albers, Operations Superintendent of Illinois American Water Company read a prepared statement concerning the approval of the agreement with Raftelis Financial Consulting. In the response IAWC believed the method previously used by that firm, would not provide an accurate estimate of a system's worth. He restated the company was not willing to sell. The following residents addressed the Council to oppose the hiring of an independent consultant to determine the value of Pekin's water system:

Garnet Meischner	1401 Janssen
Steve Bonk	313 S. Capitol
Marion Goeken	901 Monroe
John Henderson	1120 N. 16th
Carl Johnson	904 Winter

Dennis Crowley 1913 State
Jacqueline Fortna 202 Prince
They requested the City not proceed further in acquiring the water company. Speakers sited that residents were funding the City's study of a buyout of IAWC plus the water company's efforts to oppose the sale, also that the City was not able to provide the service a private company does. Mr. Hierstein disagreed with comment of opposition that larger industries were unanimous in objection to the City studying the possibility of a buyout.

Bill Hart 12080 Towerline Road, representing FOCUS-W, returned from a previous meeting to distribute information he had stated he would provide regarding the proposed landfill and it's effects on Pekin as a significant area of groundwater recharge.

Reporters from the Peoria Journal Star, the Pekin Daily Times and news media stations were given the opportunity to ask questions.

No further business to come before the Council, a motion was made by Com'r. Jones, seconded by Com'r. Richmond, that Council adjourn. On roll call vote, all present voted Aye.

COUNCIL ADJOURNED AT 7:00 P.M.

Sue E. McMillan
City Clerk