



City of Pekin

REGULAR COUNCIL MEETING MONDAY, DECEMBER 10, 2007
5:30 P.M.

I. CALL TO ORDER

Mayor R. David Tebben

II. PLEDGE OF ALLEGIANCE

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 November 26, 2007.*

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. Monthly Reports and Minutes:** Fire November Report, Police November Report, LADD Minutes dated November 27, 2007
- 2. Proclamation: "Arbor Day" April 25, 2008**

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. City of Pekin Financial Audit for Year Ended April 30, 2007**

PRESENTATION: *Jim Warning of Willock, Warning, & Co., P.C. to provide overview of the City's financial activities, identify changes in the financial position, and explain individual fund issues.*

ACTION: *No Action to be taken.*

IX. OLD BUSINESS

1. **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. (tabled)** (JW)
2. **Ordinance No. ~~2539~~— 07/08 (corrected # 2540-07/08 – Amending Title 6, Chapter 8, of the Code of the City of Pekin 1995 Regarding Fire Prevention. (tabled)** (CL)

X. NEW BUSINESS

1. **Resolution No. 22-07/08 - Abatement of Taxes Ordinance No. 2324 \$1,040,000 Refunding 1991 Corporate Purpose** (DK)
DESCRIPTION: authorizes that taxes not be levied against taxable real property in the City of Pekin in the amount of \$116,305.00 provided in bond ordinance issued for Public Works Projects to pay the principal and interest.

ACTION: Motion to adopt resolution.

VOTE REQUIRED

2. **Resolution No. 23-07/08 - Abatement of Taxes Ordinance No. 2386 Series 2004 \$2,950,000** (DK)
DESCRIPTION: authorizes that taxes not be levied against taxable real property in the City of Pekin in the amount of \$440,545.62 provided in bond ordinance issued for vehicles and the Riverfront Project through Herget Bank to pay the principal and interest.

ACTION: Motion to adopt resolution.

VOTE REQUIRED

3. **Resolution No. 24-07/08 - Abatement of Taxes Ordinance No. 2387 Series 2004 \$1,410,000** (DK)
DESCRIPTION: authorizes that taxes not be levied against taxable real property in the City of Pekin in the amount of \$205,522.50 provided in bond ordinance issued for TIF Downtown Business District through Bernardi Securities, Inc to pay the principal and interest.

ACTION: Motion to adopt resolution.

VOTE REQUIRED

4. **Resolution No. 25-07/08 - Abatement of Taxes Ordinance No 2415 Series 2005 \$1,120,000** (DK)
DESCRIPTION: authorizes that taxes not be levied against taxable real property in the City of Pekin in the amount of \$157,920.00 provided in bond ordinance issued for Riverway Business Park Industrial Park Land Expansion to pay the principal and interest.

ACTION: Motion to adopt resolution.

VOTE REQUIRED

5. **Ordinance No. 2541-07/08- Making, Levying and Assessing Municipal Taxes** (DK)
DESCRIPTION: The City's property tax levy shall be \$5,363,244.

ACTION: Motion to adopt ordinance.

PRESENTATION: City Manager Dennis Kief

VOTE REQUIRED

6. **Ordinance No. 2542-OA-07/08- Amending Title 9, Zoning Code of the City of Pekin 1995 Regarding Uses in Agricultural Zone** (JW)
DESCRIPTION: Adds definition of use for agricultural purposes to Chapter 1 and the condition under uses not included in Chapter 10.

ACTION: Motion to adopt ordinance.

VOTE REQUIRED
7. **Ordinance No. 2543-OA-07/08- Amending Title 9, Chapter 9, Zoning Code of the City of Pekin 1995 Regarding Schedule of Regulations** (JW)
DESCRIPTION: Amends the requirements under the R-4 residential zone to raise the minimum lot size for any new subdivisions.

ACTION: Motion to adopt ordinance.

VOTE REQUIRED
8. **City of Pekin Policy No. 14-07/08** (DK)
DESCRIPTION: Contribution to Police Pension Fund set at 103% of the actuarial.

ACTION: Motion to adopt Policy No. 14.

VOTE REQUIRED
9. **Assignment/Novation of Electrical Generation Contract** (JW)
DESCRIPTION: Current provider Sempra formed a joint venture and transferring its business to RBS.

ACTION: Motion to approve assessment.

VOTE REQUIRED
10. **Ordinance No. 2544-07/08 – Amending Title 4 of the Code of the City of Pekin 1995 Regarding Sanitary Sewer Tap-on Fee** (DK)
DESCRIPTION: Increases the Sanitary Sewer Tap-on Fee from \$400 per single family residential to \$1,600.00 and other Sewer Tap-on fees in a similar manner.

ACTION: Motion to adopt ordinance.

VOTE REQUIRED
11. **Ordinance No. 1462-A267- 07/08 – Amending Title 8 of the Traffic Code of the City of Pekin 1995 Regarding No Parking Restrictions** (TG)
DESCRIPTION: Recommendation of Traffic Safety Committee to restrict parking in 11 areas.

ACTION: Motion to adopt ordinance.

VOTE REQUIRED

12. Resolution No. 26-07/08 – Mayor’s Appointment of Mayor Pro-Tem

DESCRIPTION: *Provides for the designation of a Council Member of the new procedure established for permanency with respect to the selection process.*

ACTION: *Motion to adopt resolution.*

VOTE REQUIRED

13. Budget Public Hearing

(DK)

DESCRIPTION: *Council Members to set Public Hearing to receive comments on the Proposed FY 2009 Budget figures.*

ACTION: *Motion to direct the City Clerk to publish Notice of Public Hearing for January 14, 2008.*

VOTE REQUIRED

XI. ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council Members
Staff
Public Questions
Press Time

XII. EXECUTIVE SESSION

5 ILCS 120/2 (c) 11 *Litigation, when an action against, affecting or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that an action is probable or imminent.*

ACTION: *Motion to move to executive session for the purpose of discussing pending or threatened litigation.*

VOTE REQUIRED

XIII. ADJOURNMENT

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

NO VOTE REQUIRED

**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, NOVEMBER 26, 2007 AT 5:30 O'CLOCK P.M.
R. DAVID TEBBEN * MAYOR * PRESIDING**

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

ABSENT: NONE

Mike Coffee introduced Master Sergeant John M. Martin II. After an oversight at the Pekin Military Awards Event, Master Sergeant was presented his medal by Mayor Tebben. It was noted also that it was the anniversary of his father's missing in action in the Vietnam War.

The **Pledge of Allegiance** was led by United States Air Force Master Sergeant John M. Martin II.

Roll was called and all Council Members were present.

Agenda

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

Motion by Council Member Dunn, seconded by Council Member Blanchard, that the **minutes of the Regular City Council Meeting of November 13, 2007, be approved as written**. On roll call vote, all present voted Aye.

Public Input on Agenda Items

John McCabe 1407 Glendale requested that Council address his question in the discussion at the time of the following items:

Midland Recycling Agreement - a clear understanding of items acceptable at curbside.

Illinois River Campaign – explain what the participation of \$10,000 would benefit the City.

Mike Shane 1244 Redwood Drive expressed concern that the Preliminary Plat for Lick Creek Subdivision Ext #2 had only one exit. He felt the traffic congestion would be an over burden and safety issue on the surrounding residents.

Consent Agenda

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

Mayor Tebben read and presented the following for consideration of the Consent Agenda items by Omnibus Vote. He indicated that at a future meeting there would be a presentation of the summary of the Audit by Jim Warning.

1. **Monthly Reports and Minutes: Fire Report October, Electrical Commission Minutes Dated November 14, 2007, Mayor's Advisory Committee for Persons with Disabilities Minutes October 11, 2007.**
2. **Proclamation: "Drunk and Drugged Driving (3D) Prevention Month" December 2007**
3. **Receive and File City of Pekin Annual Financial Statements April 30, 2007 prepared by Willock Warning & Co., P.C.**
4. **Resolution No. 19-07/98 – Mayor's appointment of Richard Cohenour to the Pekin Planning Commission to fill the unexpired term of Ralph Brower until May 15, 2010**
5. **Receive and File Zoning Board of Appeals Minutes Dated November 14, 2007**

6. Receive and File Planning Commission Minutes Dated October 10, 2007

7. Receive and File Pekin Planning Commission Hearings and Recommendations:

- a. Hearing #07-1753 - recommends to approve the preliminary plat for Lick Creek Manor Subd Ext #2 currently zoned R-2 with property ID #04-04-36-206-039
- b. Hearing #07-1754 - recommends to approve the amendment to Code 9-9-1 Schedule of Regs to state Avg/Subdv 5,000 Existing/7800 (a) New & Lot Size in ft. 50 Existing/65 (a) New/Minimum Yard Setback for new as follows Front (b) (h)/One 5 (b) (c)/Rear 35 (b)
- c. Hearing #07-1755 – recommends to Approve the Amendment to Code 9-10-4 Uses Not Included in a Specific District to state LIVESTOCK: Brood cows, feeder cattle or dairy cows

On roll call vote, all present voted Aye.

Communications, Petitions, Reports

PRESENTATION: Mayor Tebben presented to Ralph Brower on behalf of the City Council, a Declaration as an exemplary citizen of the City of Pekin. Mr. Brower was recognized for his leadership in moving the Chamber of Commerce forward, service to the Pekin Planning Commission for 33 years, and his wisdom at large in the community.

PUBLIC HEARING

Mayor Tebben opened a Public Hearing at 6:45 p.m. pursuant to a notice published in the *Pekin Daily Times* on November 9, 2007, for the purpose of considering the adoption of an ordinance authorizing the annexation of 180 + acres of mixed-use development between Broadway and Sheridan both East and West of the existing California Rd to the City commonly known as the Wedge Development. City Manager Dennis Kief told Council that a series of agreements and ordinances had been presented previously leading to the annexation of the adjacent properties. Right-of Way was gained for Veterans Drive as a benefit to the City through the agreements. Developer Bill Leman of Monge Property Management expressed appreciation for the tremendous amount of work that City staff put in to the project. There were no other comments received from the public. Mayor Tebben closed the hearing at 6:50 p.m.

Unfinished Business

ORDINANCE NO. 1462-A265-07/08
AMENDING TITLE 8, CHAPTER 3, SECTION 4C
OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING NO U TURNS 200-600 BLOCKS OF COURT STREET

Motion by Council Member Blanchard, seconded by Council Member Kortkamp, that Ordinance No. 1462-A265-07/08 be remove from the table. City Clerk Sue McMillan restated the motion placed on the table at the meeting of October 29, 2007, to reconsider the adoption of the ordinance of October 22, 2007 to restrict u-turns in the downtown. Council Member Blanchard expressed concern for the necessity after further reviewing signage and the short distance that the ordinance would provide. It was noted 100ft restriction from all intersections was provided for in State Statutes. Council Members further discussed the enforcement issue, the length of a city block, and the ability to make u-turns in the block of the riverfront without being a safety issue. Police Chief Tim Gillespie spoke in support of the ordinance. Roll was call on the motion to adopt Ordinance No. 1462-A265-07/08 and the following votes were heard: Ayes, Strand; Nays, Kortkamp, Jones, Blanchard, Dunn, Abel, and Tebben. Motion failed.

New Business

ORDINANCE NO. 2537-07/08
PROVIDING FOR THE ANNEXATION OF CERTAIN TERRITORY
TO THE CITY OF PEKIN GROVELAND TOWNSHIP
AMELIA SANGALLI AND CENTRAL ILLINOIS LIGHT COMPANY
DBA AMERENCILCO PIN# 05-05-32-200-002 AND 05-05-32-200-012

Motion by Council Member Blanchard, seconded by Council Member Abel, that Ordinance No. 2537-07/08 be adopted. An ordinance authorizing the annexation of the 31.146 + acres of mixed use development between Broadway and Sheridan both East and West of the existing California Road to the City of Pekin commonly known as the Wedge Development. On roll call vote, all present voted aye.

ORDINANCE NO. 2538-07/08
PROVIDING FOR THE ANNEXATION OF CERTAIN TERRITORY
TO THE CITY OF PEKIN GROVELAND TOWNSHIP
VETERANS DRIVE INVESTMENTS, LLC, WILLIAM J. LEMAN TRUSTEE OF LETROUT
LAND TRUST, WEDGE DEVELOPMENT, LLC AND CENTRAL ILLINOIS LIGHT COMPANY
DBA AMERENCILCO

PIN# #05-05-32-300-004, 05-05-32-400-013, 05-05-32-400-011, 05-05-32-400-012, 05-05-32-400-010,
PIN #05-05-32-400-006

Motion by Council Member Blanchard, seconded by Council Member Abel, that Ordinance No. 2538-07/08 be adopted. An ordinance authorizing the annexation of the 142.8 + acres and 11.529 acres of mixed use development between Broadway and Sheridan both East and West of the existing California Road to the City of Pekin commonly known as the Wedge Development. On roll call vote, all present voted Aye.

ORDINANCE NO. 2539-07/08
PROVIDING FOR THE ANNEXATION OF CERTAIN TERRITORY
TO THE CITY OF PEKIN GROVELAND TOWNSHIP
GORDON A. UEHLING

PIN# 05-05-32-400-009 AND 05-05-32-400-005

Motion by Council Member Blanchard, seconded by Council Member Abel, that Ordinance No. 2537-07/08 be adopted. An ordinance authorizing the annexation of the + acres and 3.885 acres of mixed use development between Broadway and Sheridan both East and West of the existing California Road to the City of Pekin commonly known as the Wedge Development. On roll call vote, all present voted Aye.

ORDINANCE NO. 1568-A167-07/08
PROVIDING FOR ZONING OF CERTAIN PROPERTY
AMELIA SANGALLI AND CENTRAL ILLINOIS LIGHT COMPANY
DBA AMERENCILCO

Motion by Council Member Abel, seconded by Council Member Dunn, that Ordinance No. 1568-A167-07/08 be adopted. Zoning Ordinances for the + acres of various zoning classifications between Broadway and Sheridan both East and West of the existing California Road. On roll call vote, all present voted Aye.

ORDINANCE NO. 1568-A168-07/08
PROVIDING FOR ZONING OF CERTAIN PROPERTY
VETERANS DRIVE INVESTMENTS, LLC, WILLIAM J. LEMAN TRUSTEE OF LETROUT
LAND TRUST, WEDGE DEVELOPMENT AND
CENTRAL ILLINOIS LIGHT COMPANY DBA AMERENCILCO

Motion by Council Member Abel, seconded by Council Member Blanchard, that Ordinance No. 1568-A168-07/08 be adopted. Zoning Ordinances for the + acres of various zoning classifications between Broadway and Sheridan both East and West of the existing California Road. On roll call vote, all present voted Aye.

In respect to the previous annexation and zoning ordinances City Manager Dennis Kief introduced the proposed project. Council Member discussed the benefits of continuing the extension of Veterans Drive and the positive aspect of receiving property tax revenues from the new subdivision. Council was informed that the agreements for infrastructure would accommodate future growth of the area by over-sizing. Concerns were presented and addressed on response time of police and fire. Council Member Strand requested to go on record of her safety concern on increased traffic of the present Sheridan Road and that no request for an additional fire facility for the development come before the Council in the near future.

RESOLUTION NO. 20-07/08
PRELIMINARY PLAT LICK CREEK MANOR SUBDIVISION EXT. #2

Motion by Council Member Kortkamp, seconded by Council Member Blanchard, that Resolution No. 20-07/08 be adopted. Pekin Planning Commission recommendation to Council regarding the Plat of a new subdivision by Developer Gary Allen containing 31 lots East of Redwood Drive. Council Members individual spoke of concerns brought to their attention regarding ingress and egress, quality of life issue,

emergency vehicle response, and water runoff of the 31 proposed lots. Mayor Tebben advised of mistakes made on previously approved subdivision accesses. It was suggested that the plans be resubmitted to the Planning Commission for consideration of two entrances. On roll call vote; Ayes, Strand; Nays, Kortkamp, Jones, Blanchard, Dunn, Abel, and Tebben. Motion failed.

Motion by Council Member Kortkamp, seconded by Council Member Jones, that the **JOINT AGREEMENT WITH ILLINOIS DEPARTMENT OF TRANSPORTATION FOR SIGNAL UPGRADE OF IL 9 AND IL 29** be approved. Public Works Director Joseph Wuellner explained the agreement was to work with IDOT on signal modernization project for traffic signals on IL Routes 9 & 29 plus City signals on Court St. Work would bring all signals up to current standards. On roll call vote, all present voted Aye.

RESOLUTION NO. 21-07/08

APPROPRIATING MOTOR FUEL TAX FUNDS FOR SIGNAL UPGRADE OF IL 9 AND IL 29

Motion by Council Member Kortkamp, seconded by Council Member Dunn, that Resolution No. 21-07/08 in the amount of \$30,000.00 be adopted. Mr. Wuellner then requested to utilize Motor Fuel Tax (MFT) funds in the amount of \$30,000 to pay for the City's portion of costs to do the traffic signal modernization project. On roll call vote, all present voted Aye.

ORDINANCE NO. 2539-07/08 (CORRECT NO. 2540-07/08)

**AMENDING TITLE 6 OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING 2006
INTERNATIONAL FIRE CODE AND FIRE DEPARTMENT FEE SCHEDULE**

Motion by Council Member Strand, seconded by Council Member Kortkamp, that Ordinance No. 2539 (correct number 2540)- 07/08 be adopted. Council was advised that the ordinance updated the current 2006 Edition with some amendments, which kept consistency with the surrounding communities. The Fee Schedule was also proposed. Fire Chief Chuck Lauss requested that staff be given additional time to resubmit discrepancies between inspections, police and fire fees found in some of the codes. Motion by Council Member Blanchard, seconded by Council Member Strand, that Ordinance No. 2539-2540-07/08 be tabled to December 10, 2007. On roll call vote, all present voted Aye.

Motion by Council Member Strand, seconded by Council Member Kortkamp, that the **AMENDED MIDLAND DAVIS AGREEMENT FOR RECYCLING** be approved. Council was advised that the agreement amended language of the approved document of October 22, 2007 to reflect that Midland Davis would accept glass at drop-off locations. Public Properties Director Gregory Ranney explained the items and education process of recycled materials. On roll call vote, all present voted Aye.

RESOLUTION NO. 22-07/08

**RESCINDING RESOLUTION NO. 237 AND
ESTABLISHING PROCEDURE FOR APPOINTING MAYOR PRO TEM**

Motion by Council Member Strand, seconded by Council Member Blanchard, that Resolution No. 22-07/08 be adopted. Mayor Tebben requested that Council consider naming a Council Member as a set appointee to act as the Mayor in his/her absence instead of a monthly alphabetical rotation basis. The established procedure would be effective December 10, 2007 by appointment of the designee. Council Member Blanchard asked that his willingness to serve be considered in the appointment. On roll call vote, all present voted Aye.

Motion by Council Member Jones, seconded by Council Member Dunn, that the **TOURISM GRANT FOR PEKIN HIGH SCHOOL GIRL'S "LADY DRAGON CLASSIC" GOLF TOURNAMENT** be approved in the amount of \$861.47. Recommendation was made by the Tourism Committee to approve the request for event held September 22, 2007. Issue was raised by Council as to minimum standards for documenting "heads in beds", selling guidelines and procedures on all grants. On roll call vote; Ayes, Jones Blanchard, Kortkamp, Dunn, Tebben; Nays, Strand and Abel. Motion Carried.

Motion by Council Member Jones, seconded by Council Member Kortkamp, that **PARTICIPATION IN THE ILLINOIS RIVER COUNTRY CAMPAIGN** approved in the amount of \$10,000.00. Brent Lonteen of the Peoria Convention and Visitors Bureau informed Council of the benefits of the media promotion at a previous meeting. Development Coordinator Steve Brown advised combined efforts of the organizations hit a larger market and that funding would come from the hotel/motel tax line item. Council

Member Blanchard expressed concern that City was not getting value out of the \$10,000 expense when Pekin was basically a sports tourism community. Council Member Dunn spoke in support of the regional investment. On roll call vote, all present voted Aye.

Motion by Council Member Jones, seconded by Council Member Blanchard, that the **STATEMENT OF SUPPORT FOR THE NATIONAL GUARD AND RESERVE UNITS OF THE MILITARY** be approved. After being made aware of the opportunity for employers to formally express their support for the Guard and Reserve organization, Mayor Tebben asked that Council adopt a formal statement of support and communicate that action to the public. In reaffirming the commitment to the military he advised that Pekin recognizes seniority status, compensation, and health benefits to its employees on return from assignments. On roll call vote, all present voted Aye.

Other Business

Council Member Blanchard asked the Manager's status on negotiations of a franchise agreement with Illinois American Water Company. Mr. Kief informed Council that there had been discussion of exchange of services and/or fee with Randy West of IAWC. He stated that direction for continuation or priority of the project had not been given by this administration. It was suggested that could be conveyed at future planning sessions.

Council Member Dunn explained that his position on funding of the Peoria Museum was not as a Council Member but a citizen.

Council Member Abel spoke in support of using a local provider of supplies for the City.

Council Member Strand encouraged attendance at the Meet the Candidates Night on Thursday, November 29, 2007 at the Moose Lodge.

Council Member Kortkamp expressed appreciation for the outstanding Military Medal Awards event.

Council Member Jones expressed concern of a potential problem in the event of snow emergency regarding parking on 11th and 12th Streets between Court Street and Park Avenue. It also requested review of the City fence ordinance after seeing board fences on front yards.

Council Member Abel was wished a Happy Birthday.

City Manager Dennis Kief told Council the Levy would be presented for adoption at the December 10th meeting. Council set a work session for the Budget for Monday, December 17, 2007 @ 5:30 p.m. if necessary.

Gary Allen 213 Gunion spoke in support of his development and submission of Preliminary Plat for Lick Creek Subdivision Ext #2.

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

COUNCIL ADJOURNED AT 7:15 P.M.

Sue E. McMillan
City Clerk



City of Pekin

December 3, 2007

Mr. Dennis Kief
Pekin City Manager
Pekin, IL. 61554

Dear Mr. Kief,

I hereby submit to you the Pekin Fire Department November 2007 report, plus a summary of October 2007.

Chuck Lauss
Fire Chief
City of Pekin Fire Department

During the month of November 2007, the Pekin Fire Department responded to 288 calls, total dollar loss was \$200.00.

During the month of November (approximately 70.73%) were emergency medical calls, 84 were automatic fire alarms, service calls, small hazardous conditions involving no fire, false alarms, 1 fire at Powerton which required extinguishment and/or investigation by fire fighting personnel.

During the month of November 2007, the Pekin Fire Department responded to 288 calls, total dollar loss was \$200.00.

During the month of October 2007, the Pekin Fire Department responded to 297 calls, total dollar loss was \$312,750.00.

During the month of October (approximately 67.34%) were emergency medicals calls, 97 were automatic fire alarms, service calls, small hazardous conditions involving no fire, false alarms, 1 grain dryer fire at Midwest Grain, 2 structure fires which required extinguishment and/or investigation by fire fighting personnel.

During the month of October 2007, the Pekin Fire Department responded to 297 calls, total dollar loss was \$312,750.00.

On November 28, 2007 Fire Fighters responded to a fire at 13082 E. Manito Black Top

(Powerton). Upon arrival found hopper on the top floor and adjacent conveyors had light amount of smoldering coal. Plant personnel extinguished the fire while we stood by as backup support. The only damage was a rubber gasket on one of the conveyor pipes. Total dollar loss was approximately \$200.00.

Total calls for the month of November was 288 and are as follows:

Fires	6
Rescue and EMS	204
Hazardous Materials	9
Other types of calls	69

Total dollar loss for the month of November was approximately \$200.00.

Total calls for the month of October was 297 and are as follows:

Fires	12
Rescue and EMS	200
Hazardous Materials	11
Other types of calls	74

Total dollar loss for the month of October was approximately \$312,750.00

November 2007 Vehicle Report

Engine 2 tire replaced (warranty)
Tower 3 fuel gauge repaired 2 rotators replaced on light bar
Engine 2 leak repaired
Engine 2 front grill of siren replaced (warranty)
Ladder 1 hydraulic line replaced (warranty)
Rescue 2 fuel sending unit repaired
Utility 2 battery replaced
Engine 3 generator slides replaced, water valves rebuilt, reel rewind repaired
Hazmat SCBA's flow tested
Hazmat SCBA bottles hydro tested
Fire 4 pickup oil pan replaced
Ladder 3 fuel filler hose replaced
New snow blade installed on Jeep
New tires on Jeep
Reserve Engine 2 water tank measured and temporary patch installed on water tank

This is a brief overview of November 2007 and October 2007' events from the City of Pekin Fire

Department. If you have any questions, please feel free to give me a call.

Respectfully Submitted,

Charles E. Lauss
Fire Chief
Pekin Fire Department

City of Pekin

Police Department

PEKIN POLICE DEPARTMENT END OF MONTH REPORT FOR NOVEMBER 2007

	NOVEMBER 2006	OCTOBER 2007	NOVEMBER 2007
TRAFFIC TICKETS	452	286	317
WARNING TICKETS	314	229	241
OFFENSES	567	540	383
ARRESTS	235	312	193
PARKING TICKETS	593	361	264
STOPS	712	798	800

Breakdown of Parking Tickets

Abandoned Vehicle	1	0	0
Fire Lane	15	0	0
No Parking Light	196	0	0
Handicapped	13	6	9
Improper Parking	27	14	6
Restricted Parking	317	325	240
No Parking Zone	13	11	7
Fire Hydrant	0	0	0
Meter Violation	10	5	2
Bus Zone	0	0	0
TOTAL	592	361	264

LADD Meeting November 27, 2007 Minutes

Members Present: Guidotti, Wehr, & Wuellner. Also present: Thomas Cullen, Ron Matthews, and Mary Ingram

Spike called the posted annual meeting to order at 3:00 pm. Tom gave an update on the response from the Attorney General's office regarding the status of the permits and closure. All work has been determined to be complete and the requests for closure of the NPDES and dredging permits have been sent in. Joe mentioned that the control structure has been removed and inspected by the IDNR so the dam permit should be closed also. Tom asked if there was anything that needed to be submitted formally to get the permit closed. Joe said that he will get back with them and see if there is anything more needed from us since a request has been sent already. The agreement with the AG has been signed and returned so we are awaiting their signing and any response. Ken will write a check for the \$15000 penalty and give to Tom to hold in escrow.

Spike received a letter from Barb Lieberhoff of the IEPA asking about the status of the work covered by the 319 Grant. Work remaining is the shoreline stabilization and to date we have received only one quote to do the work. Spike and Ron will see about getting another quote or two. Tom will look into the letter and see what needs to be done.

Resale of the property to Rick Evans will take place either Thursday or Friday this week. Mary asked if there was anything in writing about the well that is located on the property. She was given a copy of the easement that details how the well issue is to be handled.

Ken went over the year financial statement that has to be filed with the court. Joe made a motion to accept the report as presented, seconded by Ken, and all voted aye. He then covered the bills received. He said that he will bill Dave Milam for topsoil contract for last year. Tom mentioned that this was another issue that was discussed with Evans' lawyer for the resale as to how much more is left to be taken out under the existing contract. The contract runs into 2009.

Spike received another letter from Paul Cross requesting that the weir on the drainage structure be opened to allow water into Lake Remington. Stating that this would be a good time since the water is low. There still is no document that details the conditions for the weir being opened to allow the water levels in all lakes to be the same. The question of when the weir can be opened is supposedly based on Cross sealing Lake Remington and verifying that there is no seepage out of the lake bottom. Spike says that he has been monitoring the water levels and it appears that Lake Remington loses about one-half inch a day and Lake Arlann loses one-quarter. Without the document to verify this requirement it is difficult to determine who is supposed to make the final call on the effectiveness of the sealing of the lake bottom. Ken will look to see if he has a copy since Spike has not been able to find one in the files he received from Bob Orr. Tom asked that if a copy is found that he be given one since Cross is

threatening a lawsuit. Cross is also asking for a refund on the electric bill he paid for the well since it was run more than the 11 days as he agreed. This is an issue for the homeowner association to address as it does not involve LADD.

Spike said that he has only gotten one bid for the dredging of the stilling basin and it is for \$69,000. He and Ron will try to find a few more contractors to do the work. Ron offered a site to dispose of the material if this can be worked out fairly soon.

The issue of railroad ties getting into the lake was discussed. These are coming from the ditch that runs along West Shore and has been a source of debris and silt for many years. This is an issue that needs to be addressed to keep from having to dredge the lake again. Joe stated that this is one of the types of things that the stormwater group would be addressing once it is approved and established. Spike stated that he has talked with a lawyer who used to work for the IEPA and was told that stormwater should not contain more than 15mg/l of suspended solids. He said that this has been the law for many years. He asked what they should do about getting this problem addressed and if this was something that they should bring to the City Council's attention.

Next meeting: None scheduled at this time.

Office of the Mayor



Proclamation

WHEREAS, in 1872 J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

WHEREAS, Arbor Day is now observed throughout the nation and the world; and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife; and

WHEREAS, trees are a renewable resources giving us paper, wood for our homes, fuel for our fires and countless other wood products; and

WHEREAS, trees in our city increase property valued, enhance the economic vitality of business areas, and beautify our community; and

WHEREAS, trees are a source of joy and spiritual renewal; and

WHEREAS, Pekin has been recognized as a Tree City USA by the National Arbor Day Foundation and desires to continue its tree planting ways,

NOW, THEREFORE, BE IT RESOLVED that I, Lyn Howard, Mayor of the City of Pekin, Illinois, do hereby proclaim April 25, 2008 the official day of recognition for

"ARBOR DAY"

in the City of Pekin, Tazewell County, Illinois, and I urge all citizens to support efforts to care for our trees and woodlands and to support our city's community forestry program, and I urge all citizens to plant trees to gladden the hearts and promote the well-being of present and future generations.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Pekin to affixed, this 10th day of December 2007.

R. DAVID TEBBEN
Mayor

ATTEST:

SUE E. MCMILLAN
City Clerk

CITY OF PEKIN, ILLINOIS
OUTLINE OF DISCUSSION OF ANNUAL FINANCIAL STATEMENTS
FOR THE YEAR ENDED APRIL 30, 2007

Page
 Reference
 13,17

Balance Sheet/Statement of Net Assets

	<u>4/30/07</u>	<u>4/30/06</u>	Increase (Decrease)
Cash & investments	\$20,730,000	\$17,711,000	\$3,019,000
Receivables (taxes, accounts, loans)	6,376,000	5,823,000	591,000
Accounts payable and accrued wages	1,141,000	932,000	209,000
Net increase in "quick ratio"			<u>\$3,401,000</u>

Revenues & Expenditures

15	Governmental Funds:			
	Total revenues	<u>\$29,147,000</u>	<u>\$25,186,000</u>	<u>\$3,961,000</u>
	Expenditures:			
	Current	22,368,000	21,770,000	598,000
	Debt service	981,000	592,000	389,000
	Capital outlay	<u>3,575,000</u>	<u>1,146,000</u>	<u>2,429,000</u>
	Total Expenditures	<u>26,924,000</u>	<u>23,508,000</u>	<u>3,416,000</u>
	Excess revenues	<u>\$ 2,223,000</u>	<u>\$ 1,678,000</u>	<u>\$ 545,000</u>
18	Proprietary Funds:			
	Total revenues	\$4,681,000	\$4,120,000	\$561,000
	Operating expenses	(3,001,000)	(2,639,000)	362,000
	Depreciation	<u>(732,000)</u>	<u>(754,000)</u>	<u>(22,000)</u>
	Net income	<u>\$ 948,000</u>	<u>\$ 727,000</u>	<u>\$221,000</u>

Debt Service Schedule

	Balance 4/30/06	Additions	Retirements	Balance 4/30/07
<u>General Obligation Debt</u>				
Series 2003 (General)	\$785,000	\$ -	\$115,000	\$ 670,000
Note Payable (General)	310,000	-	-	310,000
Series 2004 Refunding(TIF)	1,260,000	-	165,000	1,095,000
Series 2004 (General-34%) (TIF – 49%) (Sanitation – 17%)	2,891,347	-	368,750	2,522,597
Series 2005 (General)	<u>1,008,000</u>	<u>-</u>	<u>112,000</u>	<u>896,000</u>
Total	<u>\$6,254,347</u>	<u>\$ -</u>	<u>\$760,750</u>	<u>\$5,493,597</u>

Annual Debt Service Requirements

Year Ending <u>April 30,</u>	<u>Principal</u>	<u>Interest</u>	<u>Total</u>
2008	\$ 775,750	\$ 193,813	\$ 969,563
2009	1,065,750	166,029	1,231,779
2010	765,750	138,015	903,765
2011	775,750	108,955	884,705
2012	780,750	79,036	859,786
2013	795,750	48,392	844,142
2014	422,097	17,798	439,895
2015	<u>112,000</u>	<u>5,880</u>	<u>117,880</u>
Total	<u>\$ 5,493,597</u>	<u>\$ 757,918</u>	<u>\$ 6,251,515</u>

CITY OF PEKIN, ILLINOIS
SCHEDULE OF ACTIVITIES-CORE GOVERNMENTAL SERVICES
FOR THE YEAR ENDED APRIL 30, 2007

		<u>Program Revenues</u>		
	<u>Operating Expenses</u>	<u>Charges for Services</u>	<u>Operating Grants</u>	<u>Net Revenue (Expenses)</u>
* Core governmental services:				
General government/administration	\$ 1,361,926	\$ 64,802	\$ -	\$ (1,297,124)
Public safety	10,508,991	844,266	111,075	(9,553,650)
Public lands and buildings	750,801	-	76,828	(673,973)
Zoning and inspections	390,833	193,197	-	(197,636)
Public works	148,087	-	-	(148,087)
Streets (Street Dept. & MFT Fund)	2,873,107	57,657	162,690	(2,652,760)
Sanitation (incl. debt service)	1,561,248	208,008	102,000	(1,251,240)
Planning and development	143,045	211,913	-	68,868
Visitors bureau	56,942	-	-	(56,942)
Debt service (General Fund)	460,347	-	-	(460,347)
Total	<u>\$ 18,255,327</u>	<u>\$ 1,579,843</u>	<u>\$ 452,593</u>	<u>\$ (16,222,891)</u>

General revenues:

Taxes:	
Property taxes	\$ 1,792,506
Sales taxes - state	5,402,940
Satles taxes - local (sales & motel taxes)	3,877,245
State income tax	2,920,181
State replacement tax	1,244,196
Motor fuel tax - state	982,373
Motor fuel taxes - local (1/2 of total)	314,971
Telecommunication tax	1,146,266
Foreigh fire insurance tax	25,073
Franchise fees	415,310
Investment earnings	539,278
Other	102,743
Total general revenues	<u>18,763,082</u>
Net revenues over expenditures	<u>\$ 2,540,191</u>

* Excludes operations of Library Fund, HUD Fund, TIF/CBD Fund, and capital expenditures.

ORDINANCE NO. ~~2539-07/08~~ (correct No. 2540-07/08)

**AN ORDINANCE AMENDING TITLE 6, CHAPTER 8,
ARTICLE C OF THE CODE OF THE CITY OF
PEKIN 1995 REGARDING FIRE PREVENTION CODE**

WHEREAS, the Code of the City of Pekin 1995 was adopted on April 10, 1995, and duly published in book form; and

WHEREAS, the City Council has determined that it is in the best interests of the City to amend the City Code regarding the City's Fire Prevention Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS:

1. That Title 6, Chapter 8C, Sections 1, 2 and 3 be amended in the following manner:
 - (a). Title 6, Chapter 8C, Section 1 is adopted by inserting the phrase "the 2006 International Fire Prevention Code, as published by the International council, as proposed and amended, as the fire prevention code of the City of Pekin, State of Illinois." The 2006 International Fire Code amendments, as shown on attached Exhibit B, are adopted.
 - (b). That in addition, the International Fire Code 2006 edition, with appendixes B, C, D, E, and F be adopted as and for the Fire Prevention Code for the City of Pekin, as follows:

Appendix B – Fire Flow Requirements for Buildings

Appendix C – Fire Hydrant Locations and Distributions

Appendix D - Fire apparatus Access Roads

Appendix E. – Hazard Categories

Appendix F – Hazard Rankings

Appendix G – Cryogenic Fluids-Weights and Volume Equivalents.

- (c). That in addition, the fee schedule, as shown on Exhibit A, attached hereto and incorporated herein, is adopted as the fee schedule of the City of Pekin for the services and actions designated.

BE IT FURTHER ORDAINED that all other parts of the Code of the City of Pekin 1995 as amended except as modified herein are hereby reaffirmed and ratified and are in full force and effect.

BE IT FURTHER ORDAINED that all Ordinances or parts of ordinances in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect 30 days after its passage, or December 26, 2007, and approval as required by law.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Pekin, this _____ day of _____, 2007; and upon roll call the vote was as follows:

AYES: _____

NAYS: _____

ABSENT: _____

ABSTAINING: _____

APPROVED this _____ day of _____, 2007.

TABLED ON NOVEMBER 26, 2007

MAYOR

ATTEST:

CITY CLERK



City of Pekin

November 7, 2007

2006 International Fire Code Amendments

103.3 Deputies add: with approval of the Fire Chief. After other employees.

This deals with the appointment of Deputy Inspectors in the Fire Prevention Bureau in the event that the Bureau would appoint that position.

105.5.8 The permittee fails to allow the required inspections by fire officials and/or inspection officials.

This would be added after the paragraph: **Revocation.** The Fire Code Official is authorized to revoke a permit issued under the provisions of this code when it found by inspection or otherwise that there has been a false statement or misrepresentation as to the material facts in the application or construction documents on which the permit or approval was based including but not limited to one of the following:

107.4 Rendering Equipment Inoperable. If the equipment is to be rendered inoperable or inaccessible for any period of time, the fire department shall be notified prior to the process, unless it is an emergency situation, then the fire department shall be notified at the earliest possible time within the first hour.

109.3 Violation Penalties. Insert the following appropriately:

\$1,000.00 30 days

Persons who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter repair or do work in violation of the approved construction documents or directives of the code official or a permit or a certificate used under the provisions of this code shall be guilty of a _____, punishable by a fine of not more than \$1,000.00 or by imprisonment not exceeding 30 days, or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

111.4 Insert the following appropriately:

\$500.00 \$2,500.00

Failure to Comply. Any person who shall continue any work after having being served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine of not less than \$500.00 or more than \$2,500.00.

314.3 Change 5 feet to 20 feet

Highly Combustible Goods. The display of highly combustible goods, including but not limited to fireworks, flammable or combustible liquids, liquefied flammable gases, oxidizing materials, pyroxylin plastics and agricultural goods in main exit access aisles, corridors, covered malls or within 20 feet of entrances to exits and exterior doors is prohibited when a fire involving such goods would rapidly prevent or obstruct egress.

508.5.1 Fire Hydrant Systems – Where Required

Exception 1 500 ft. maximum hydrant spacing

Exception 2 500 ft. maximum hydrant spacing

Table 3504.2.1 Flammable Gases – Distance From Storage To Exposures.

Distance from storage to any means of egress shall not be less than 20 feet for all flammable gases.

Table 3809.12 Separation From Exposures Of Containers Awaiting Use, Resale Or Exchange Stored Outside Of Buildings From Exposures.

Distance from storage to doorway or opening to a building. Change all distance to 20 feet except over 10,000 changes to 30 feet.

A motion needs to be made to:

Adopt the IFC 2006 Edition as proposed and amended.

Adopt the fee schedule as proposed.

Adopt IFC 2006 Edition, Appendix B – Fire Flow Requirements for Buildings

Appendix C – Fire Hydrant Locations and Distribution

Appendix D – Fire Apparatus Access Roads

Appendix E – Hazard Categories

Appendix F – Hazard Rankings

Appendix G – Cryogenic Fluids-Weights and Volume Equivalents



City of Pekin

November 7, 2007

FEE SCHEDULE

Alarm users

Registration fee	25.00
Failure to register – 30 days of notice	50.00 + permit
Renewal of registration	10.00
False alarms – first 5 in calendar year	Free
6 th false alarm	50.00
7 th false alarm	100.00
8 th false alarm or more	200.00 each

Sprinkler and Standpipe Systems

Acceptance tests – rough inspection	100.00
Acceptance tests – final inspection	200.00
Re-inspection tests fees – annual	75.00

Demolitions

Safety Inspection	50.00
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Failure to properly maintain or operate a service/ fuel

filling station-	50.00
2 nd offense/yr. -	150.00
3 rd offense/yr. -	500.00

Refusal of inspections	50.00
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Allowing materials to obstruct fire hydrants, fire alarm boxes and electrical service boxes	50.00
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Blocking, obstructing or locking a means of egress	50.00
--	-------

ORDINANCE NO. 2540-A-07/08

**AN ORDINANCE AMENDING TITLE 6, CHAPTER 8,
ARTICLE C OF THE CODE OF THE CITY OF
PEKIN 1995 REGARDING FIRE PREVENTION CODE**

WHEREAS, the Code of the City of Pekin 1995 was adopted on April 10, 1995, and duly published in book form; and

WHEREAS, the City Council has determined that it is in the best interests of the City to amend the City Code regarding the City's Fire Prevention Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS:

1. That Title 6, Chapter 8C, Sections 1, 2 and 3 be amended in the following manner:

(a). Title 6, Chapter 8C, Section 1 is adopted by inserting the phrase "the 2006 International Fire Prevention Code, as published by the International Council, as proposed and amended, as the fire prevention code of the City of Pekin, State of Illinois." The 2006 International Fire Code amendments are adopted, as follows:

101.3.1 Intent. The intent of the 2006 International Fire Code is to cover new construction, change of occupancy, significant renovations and/or distinct hazards as determined by the Fire Code Official.

102.4 Delete the 2006 verbiage and replace with the 2003 verbiage, to read as follows: Application of building code. The design and construction of new structures shall comply with the International Building Code. Repairs, alterations and additions to existing structures shall comply with the International Existing Building Code.

103.3 Deputies add: with approval of the Fire Chief. After other employees. This deals with the appointment of Deputy Inspectors in the Fire Prevention Bureau in the event that the Bureau would appoint that position.

105.5 This would be added after the paragraph: Revocation. The Fire Code Official is authorized to revoke a permit issued under the provisions of this code when it found by

inspection or otherwise that there has been a false statement or misrepresentation as to the material facts in the application or construction documents on which the permit or approval was based including but not limited to one of the following:

8. The permittee fails to allow the required inspections by fire officials and/or inspection officials.

107.4 Rendering Equipment Inoperable. If the equipment is to be rendered inoperable or inaccessible for any period of time, the fire department shall be notified prior to the process, unless it is an emergency situation, then the fire department shall be notified at the earliest possible time within the first hour.

109.3 Violation Penalties. Insert the following appropriately:

\$1,000.00	30 days
------------	---------

Persons who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter repair or do work in violation of the approved construction documents or directives of the code official or a permit or a certificate used under the provisions of this code shall be guilty of a misdemeanor/felony, punishable by a fine of not more than \$1,000.00 or by imprisonment not exceeding 30 days, or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

111.4 Insert the following appropriately:

\$500.00	\$2,500.00
----------	------------

Failure to Comply. Any person who shall continue any work after having being served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine of not less than \$500.00 or more than \$2,500.00.

314.3 Change 5 feet to 20 feet

Highly Combustible Goods. The display of highly combustible goods, including but not limited to fireworks, flammable or combustible liquids, liquefied flammable gases, oxidizing materials, pyroxylin plastics and agricultural goods in main exit access aisles, corridors, covered malls or within 20 feet of entrances to exits and exterior doors is prohibited when a fire involving such goods would rapidly prevent or obstruct egress.

508.5.1 Fire Hydrant Systems – Where Required

Exception 1	500 ft. maximum hydrant spacing
-------------	---------------------------------

Exception 2	500 ft. maximum hydrant spacing
-------------	---------------------------------

Table 3504.2.1 Flammable Gases – Distance From Storage To Exposures.

Distance from storage to any means of egress shall not be less than 20 feet for all flammable gases.

Table 3809.12 Separation From Exposures Of Containers Awaiting Use, Resale Or Exchange Stored Outside Of Buildings From Exposures.

Distance from storage to doorway or opening to a building. Change all distance to 20 feet except over 10,000 changes to 30 feet.

- (b). That in addition, the International Fire Code 2006 edition, with appendixes A, B, C, E, F, G be adopted as and for the Fire Prevention Code for the City of Pekin, as follows:

Appendix A – Board of Appeals

Appendix B – Fire Flow Requirements for Buildings

Appendix C – Fire Hydrant Locations and Distributions

Appendix E – Hazard Categories

Appendix F – Hazard Rankings

Appendix G – Cryogenic Fluids-Weights and Volume Equivalents.

- (c). That in addition, the fee schedule, as shown on Exhibit A, attached hereto and incorporated herein, is adopted as the fee schedule of the City of Pekin for the services and actions designated.

BE IT FURTHER ORDAINED that all other parts of the Code of the City of Pekin 1995 as amended except as modified herein are hereby reaffirmed and ratified and are in full force and effect.

BE IT FURTHER ORDAINED that all Ordinances or parts of ordinances in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect upon its passage, approval and publication as required by law on January 15, 2008.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Pekin, this _____ day of _____, 2007; and upon roll call the vote was as follows:

AYES: _____

APPENDIX A

The provisions contained in this appendix are not mandatory unless specifically referenced in the adopting ordinance.

BOARD OF APPEALS

SECTION A101 GENERAL

A101.1 Scope. A board of appeals shall be established within the jurisdiction for the purpose of hearing applications for modification of the requirements of the *International Fire Code* pursuant to the provisions of Section 108 of the *International Fire Code*. The board shall be established and operated in accordance with this section, and shall be authorized to hear evidence from appellants and the fire code official pertaining to the application and intent of this code for the purpose of issuing orders pursuant to these provisions.

A101.2 Membership. The membership of the board shall consist of five voting members having the qualifications established by this section. Members shall be nominated by the fire code official or the chief administrative officer of the jurisdiction, subject to confirmation by a majority vote of the governing body. Members shall serve without remuneration or compensation, and shall be removed from office prior to the end of their appointed terms only for cause.

A101.2.1 Design professional. One member shall be a practicing design professional registered in the practice of engineering or architecture in the state in which the board is established.

A101.2.2 Fire protection engineering professional. One member shall be a qualified engineer, technologist, technician or safety professional trained in fire protection engineering, fire science or fire technology. Qualified representatives in this category shall include fire protection contractors and certified technicians engaged in fire protection system design.

A101.2.3 Industrial safety professional. One member shall be a registered industrial or chemical engineer, certified hygienist, certified safety professional, certified hazardous materials manager or comparably qualified specialist experienced in chemical process safety or industrial safety.

A101.2.4 General contractor. One member shall be a contractor regularly engaged in the construction, alteration, maintenance, repair or remodeling of buildings or building services and systems regulated by the code.

A101.2.5 General industry or business representative. One member shall be a representative of business or industry not represented by a member from one of the other categories of board members described above.

A101.3 Terms of office. Members shall be appointed for terms of four years. No member shall be reappointed to serve more than two consecutive full terms.

A101.3.1 Initial appointments. Of the members first appointed, two shall be appointed for a term of 1 year, two for a term of 2 years, one for a term of 3 years.

A101.3.2 Vacancies. Vacancies shall be filled for an unexpired term in the manner in which original appointments are required to be made. Members appointed to fill a vacancy in an unexpired term shall be eligible for reappointment to two full terms.

A101.3.3 Removal from office. Members shall be removed from office prior to the end of their terms only for cause. Continued absence of any member from regular meetings of the board shall, at the discretion of the applicable governing body, render any such member liable to immediate removal from office.

A101.4 Quorum. Three members of the board shall constitute a quorum. In varying the application of any provisions of this code or in modifying an order of the fire code official, affirmative votes of the majority present, but not less than three, shall be required.

A101.5 Secretary of board. The fire code official shall act as secretary of the board and shall keep a detailed record of all its proceedings, which shall set forth the reasons for its decisions, the vote of each member, the absence of a member and any failure of a member to vote.

A101.6 Legal counsel. The jurisdiction shall furnish legal counsel to the board to provide members with general legal advice concerning matters before them for consideration. Members shall be represented by legal counsel at the jurisdiction's expense in all matters arising from service within the scope of their duties.

A101.7 Meetings. The board shall meet at regular intervals, to be determined by the chairman. In any event, the board shall meet within 10 days after notice of appeal has been received.

A101.8 Conflict of interest. Members with a material or financial interest in a matter before the board shall declare such interest and refrain from participating in discussions, deliberations, and voting on such matters.

A101.9 Decisions. Every decision shall be promptly filed in writing in the office of the fire code official and shall be open to public inspection. A certified copy shall be sent by mail or otherwise to the appellant, and a copy shall be kept publicly posted in the office of the fire code official for 2 weeks after filing.

A101.10 Procedures. The board shall be operated in accordance with the Administrative Procedures Act of the state in which it is established or shall establish rules and regulations for its own procedure not inconsistent with the provisions of this code and applicable state law.

APPENDIX B

FIRE-FLOW REQUIREMENTS FOR BUILDINGS

The provisions contained in this appendix are not mandatory unless specifically referenced in the adopting ordinance.

SECTION B101 GENERAL

B101.1 Scope. The procedure for determining fire-flow requirements for buildings or portions of buildings hereafter constructed shall be in accordance with this appendix. This appendix does not apply to structures other than buildings.

SECTION B102 DEFINITIONS

B102.1 Definitions. For the purpose of this appendix, certain terms are defined as follows:

FIRE-FLOW. The flow rate of a water supply, measured at 20 pounds per square inch (psi) (138 kPa) residual pressure, that is available for fire fighting.

FIRE-FLOW CALCULATION AREA. The floor area, in square feet (m²), used to determine the required fire flow.

SECTION B103 MODIFICATIONS

B103.1 Decreases. The fire chief is authorized to reduce the fire-flow requirements for isolated buildings or a group of buildings in rural areas or small communities where the development of full fire-flow requirements is impractical.

B103.2 Increases. The fire chief is authorized to increase the fire-flow requirements where conditions indicate an unusual susceptibility to group fires or conflagrations. An increase shall not be more than twice that required for the building under consideration.

B103.3 Areas without water supply systems. For information regarding water supplies for fire-fighting purposes in rural and suburban areas in which adequate and reliable water supply systems do not exist, the fire code official is authorized to utilize NFPA 1142 or the *International Wildland-Urban Interface Code*.

SECTION B104 FIRE-FLOW CALCULATION AREA

B104.1 General. The fire-flow calculation area shall be the total floor area of all floor levels within the exterior walls, and under the horizontal projections of the roof of a building, except as modified in Section B104.3.

B104.2 Area separation. Portions of buildings which are separated by fire walls without openings, constructed in accordance with the *International Building Code*, are allowed to be considered as separate fire-flow calculation areas.

B104.3 Type IA and Type IB construction. The fire-flow calculation area of buildings constructed of Type IA and Type IB construction shall be the area of the three largest successive floors.

Exception: Fire-flow calculation area for open parking garages shall be determined by the area of the largest floor.

SECTION B105 FIRE-FLOW REQUIREMENTS FOR BUILDINGS

B105.1 One- and two-family dwellings. The minimum fire-flow requirements for one- and two-family dwellings having a fire-flow calculation area which does not exceed 3,600 square feet (344.5 m²) shall be 1,000 gallons per minute (3785.4 L/min). Fire-flow and flow duration for dwellings having a fire-flow calculation area in excess of 3,600 square feet (344.5 m²) shall not be less than that specified in Table B105.1.

Exception: A reduction in required fire flow of 50 percent, as approved, is allowed when the building is provided with an approved automatic sprinkler system.

B105.2 Buildings other than one- and two-family dwellings. The minimum fire-flow and flow duration for buildings other than one- and two-family dwellings shall be as specified in Table B105.1.

Exception: A reduction in required fire-flow of up to 75 percent, as approved, is allowed when the building is provided with an approved automatic sprinkler system installed in accordance with Section 903.3.1.1 or 903.3.1.2. The resulting fire-flow shall not be less than 1,500 gallons per minute (5678 L/min) for the prescribed duration as specified in Table B105.1.

SECTION B106 REFERENCED STANDARDS

ICC	IBC	International Building Code	B104.2, Table B105.1
ICC	IWUIC	International Wildland-Urban Interface Code	B103.3
NFPA	1142	Standard on Water Supplies for Suburban and Rural Fire Fighting	B103.3

TABLE B105.1
MINIMUM REQUIRED FIRE-FLOW AND FLOW DURATION FOR BUILDINGS*

FIRE-FLOW CALCULATION AREA (square feet)					FIRE-FLOW (gallons per minute) ^c	FLOW DURATION (hours)
Type IA and IB ^b	Type IIA and IIIA ^b	Type IV and V-A ^b	Type IIB and IIIB ^b	Type V-B ^b		
0-22,700	0-12,700	0-8,200	0-5,900	0-3,600	1,500	2
22,701-30,200	12,701-17,000	8,201-10,900	5,901-7,900	3,601-4,800	1,750	
30,201-38,700	17,001-21,800	10,901-12,900	7,901-9,800	4,801-6,200	2,000	
38,701-48,300	21,801-24,200	12,901-17,400	9,801-12,600	6,201-7,700	2,250	
48,301-59,000	24,201-33,200	17,401-21,300	12,601-15,400	7,701-9,400	2,500	
59,001-70,900	33,201-39,700	21,301-25,500	15,401-18,400	9,401-11,300	2,750	
70,901-83,700	39,701-47,100	25,501-30,100	18,401-21,800	11,301-13,400	3,000	3
83,701-97,700	47,101-54,900	30,101-35,200	21,801-25,900	13,401-15,600	3,250	
97,701-112,700	54,901-63,400	35,201-40,600	25,901-29,300	15,601-18,000	3,500	
112,701-128,700	63,401-72,400	40,601-46,400	29,301-33,500	18,001-20,600	3,750	
128,701-145,900	72,401-82,100	46,401-52,500	33,501-37,900	20,601-23,300	4,000	4
145,901-164,200	82,101-92,400	52,501-59,100	37,901-42,700	23,301-26,300	4,250	
164,201-183,400	92,401-103,100	59,101-66,000	42,701-47,700	26,301-29,300	4,500	
183,401-203,700	103,101-114,600	66,001-73,300	47,701-53,000	29,301-32,600	4,750	
203,701-225,200	114,601-126,700	73,301-81,100	53,001-58,600	32,601-36,000	5,000	
225,201-247,700	126,701-139,400	81,101-89,200	58,601-65,400	36,001-39,600	5,250	
247,701-271,200	139,401-152,600	89,201-97,700	65,401-70,600	39,601-43,400	5,500	
271,201-295,900	152,601-166,500	97,701-106,500	70,601-77,000	43,401-47,400	5,750	
295,901-Greater	166,501-Greater	106,501-115,800	77,001-83,700	47,401-51,500	6,000	
—	—	115,801-125,500	83,701-90,600	51,501-55,700	6,250	
—	—	125,501-135,500	90,601-97,900	55,701-60,200	6,500	
—	—	135,501-145,800	97,901-106,800	60,201-64,800	6,750	
—	—	145,801-156,700	106,801-113,200	64,801-69,600	7,000	
—	—	156,701-167,900	113,201-121,300	69,601-74,600	7,250	
—	—	167,901-179,400	121,301-129,600	74,601-79,800	7,500	
—	—	179,401-191,400	129,601-138,300	79,801-85,100	7,750	
—	—	191,401-Greater	138,301-Greater	85,101-Greater	8,000	

For SI: 1 square foot = 0.0929 m², 1 gallon per minute = 3.785 L/m, 1 pound per square inch = 6.895 kPa.

a. The minimum required fire flow shall be allowed to be reduced by 25 percent for Group R.

b. Types of construction are based on the *International Building Code*.

c. Measured at 20 psi.

APPENDIX C

FIRE HYDRANT LOCATIONS AND DISTRIBUTION

The provisions contained in this appendix are not mandatory unless specifically referenced in the adopting ordinance.

SECTION C101 GENERAL

C101.1 Scope. Fire hydrants shall be provided in accordance with this appendix for the protection of buildings, or portions of buildings, hereafter constructed.

SECTION C102 LOCATION

C102.1 Fire hydrant locations. Fire hydrants shall be provided along required fire apparatus access roads and adjacent public streets.

SECTION C103 NUMBER OF FIRE HYDRANTS

C103.1 Fire hydrants available. The minimum number of fire hydrants available to a building shall not be less than that listed in Table C105.1. The number of fire hydrants available to a complex or subdivision shall not be less than that determined by spacing requirements listed in Table C105.1 when applied to fire apparatus access roads and perimeter public streets from which fire operations could be conducted.

SECTION C104 CONSIDERATION OF EXISTING FIRE HYDRANTS

C104.1 Existing fire hydrants. Existing fire hydrants on public streets are allowed to be considered as available. Existing fire hydrants on adjacent properties shall not be considered available unless fire apparatus access roads extend between properties and easements are established to prevent obstruction of such roads.

SECTION C105 DISTRIBUTION OF FIRE HYDRANTS

C105.1 Hydrant spacing. The average spacing between fire hydrants shall not exceed that listed in Table C105.1.

Exception: The fire chief is authorized to accept a deficiency of up to 10 percent where existing fire hydrants provide all or a portion of the required fire hydrant service.

Regardless of the average spacing, fire hydrants shall be located such that all points on streets and access roads adjacent to a building are within the distances listed in Table C105.1.

**TABLE C105.1
NUMBER AND DISTRIBUTION OF FIRE HYDRANTS**

FIRE-FLOW REQUIREMENT (gpm)	MINIMUM NUMBER OF HYDRANTS	AVERAGE SPACING BETWEEN HYDRANTS ^{a, b, c} (feet)	MAXIMUM DISTANCE FROM ANY POINT ON STREET OR ROAD FRONTAGE TO A HYDRANT ^d
1,750 or less	1	500	250
2,000-2,250	2	450	225
2,500	3	450	225
3,000	3	400	225
3,500-4,000	4	350	210
4,500-5,000	5	300	180
5,500	6	300	180
6,000	6	250	150
6,500-7,000	7	250	150
7,500 or more	8 or more ^e	200	120

For SI: 1 foot = 304.8 mm, 1 gallon per minute = 3.785 L/m.

a. Reduce by 100 feet for dead-end streets or roads.

b. Where streets are provided with median dividers which can be crossed by fire fighters pulling hose lines, or where arterial streets are provided with four or more traffic lanes and have a traffic count of more than 30,000 vehicles per day, hydrant spacing shall average 500 feet on each side of the street and be arranged on an alternating basis up to a fire-flow requirement of 7,000 gallons per minute and 400 feet for higher fire-flow requirements.

c. Where new water mains are extended along streets where hydrants are not needed for protection of structures or similar fire problems, fire hydrants shall be provided at spacing not to exceed 1,000 feet to provide for transportation hazards.

d. Reduce by 50 feet for dead-end streets or roads.

e. One hydrant for each 1,000 gallons per minute or fraction thereof.

APPENDIX E

HAZARD CATEGORIES

This appendix is for information purposes and is not intended for adoption.

SECTION E101 GENERAL

E101.1 Scope. This appendix provides information, explanations and examples to illustrate and clarify the hazard categories contained in Chapter 27 of the *International Fire Code*. The hazard categories are based upon the DOL 29 CFR. Where numerical classifications are included, they are in accordance with nationally recognized standards.

This appendix should not be used as the sole means of hazardous materials classification.

SECTION E102 HAZARD CATEGORIES

E102.1 Physical hazards. Materials classified in this section pose a physical hazard.

E102.1.1 Explosives and blasting agents. The current UN/DOT classification system recognized by international authorities, the Department of Defense and others classifies all explosives as Class 1 materials. They are then divided into six separate divisions to indicate their relative hazard. There is not a direct correlation between the designations used by the old DOT system and those used by the current system nor is there correlation with the system (high and low) established by the Bureau of Alcohol, Tobacco and Firearms (BATF). Table 3304.3 provides some guidance with regard to the current categories and their relationship to the old categories. Some items may appear in more than one division, depending on factors such as the degree of confinement or separation, by type of packaging, storage configuration or state of assembly.

In order to determine the level of hazard presented by explosive materials, testing to establish quantitatively their explosive nature is required. There are numerous test methods that have been used to establish the character of an explosive material. Standardized tests, required for finished goods containing explosives or explosive materials in a packaged form suitable for shipment or storage, have been established by UN/DOT and BATF. However, these tests do not consider key elements that should be examined in a manufacturing situation. In manufacturing operations, the condition and/or the state of a material may vary within the process. The in-process material classification and classification requirements for materials used in the manufacturing process may be different from the classification of the same material when found in finished goods depending on the stage of the process in which the material is found. A classification methodology must be used that recognizes the hazards commensurate with the application to the variable physical conditions as well as potential variations of physical character and type of explosive under consideration.

Test methods or guidelines for hazard classification of energetic materials used for in-process operations shall be approved by the fire code official. Test methods used shall be DOD, BATF, UN/DOT or other approved criteria. The results of such testing shall become a portion of the files of the jurisdiction and be included as an independent section of any Hazardous Materials Management Plan (HMMP) required by Section 3305.2.1. Also see Section 104.7.2.

Examples of materials in various Divisions are as follows:

1. Division 1.1 (High Explosives). Consists of explosives that have a mass explosion hazard. A mass explosion is one which affects almost the entire pile of material instantaneously. Includes substances that, when tested in accordance with approved methods, can be caused to detonate by means of a blasting cap when unconfined or will transition from deflagration to a detonation when confined or unconfined. Examples: dynamite, TNT, nitroglycerine, C-3, HMX, RDX, encased explosives, military ammunition.
2. Division 1.2 (Low Explosives). Consists of explosives that have a projection hazard, but not a mass explosion hazard. Examples: nondetonating encased explosives, military ammunition and the like.
3. Division 1.3 (Low Explosives). Consists of explosives that have a fire hazard and either a minor blast hazard or a minor projection hazard or both, but not a mass explosion hazard. The major hazard is radiant heat or violent burning, or both. Can be deflagrated when confined. Examples: smokeless powder, propellant explosives, display fireworks.
4. Division 1.4. Consists of explosives that pose a minor explosion hazard. The explosive effects are largely confined to the package and no projection of fragments of appreciable size or range is expected. An internal fire must not cause virtually instantaneous explosion of almost the entire contents of the package. Examples: squibs (nondetonating igniters), explosive actuators, explosive trains (low level detonating cord).
5. Division 1.5 (Blasting Agents). Consists of very insensitive explosives. This division is comprised of substances which have a mass explosion hazard, but are so insensitive that there is very little probability of initiation or of transition from burning to detonation under normal conditions of transport. Materials are not cap sensitive; however, they are mass detonating when provided with sufficient input. Examples: oxidizer and liquid fuel slurry mixtures and gels, ammonium nitrate combined with fuel oil.

6. Division 1.6. Consists of extremely insensitive articles which do not have a mass explosive hazard. This division is comprised of articles which contain only extremely insensitive detonating substances and which demonstrate a negligible probability of accidental initiation or propagation. Although this category of materials has been defined, the primary application is currently limited to military uses. Examples: Low vulnerability military weapons.

Explosives in each division are assigned a compatibility group letter by the Associate Administrator for Hazardous Materials Safety (DOT) based on criteria specified by DOTn 49CFR. Compatibility group letters are used to specify the controls for the transportation and storage related to various materials to prevent an increase in hazard that might result if certain types of explosives were stored or transported together. Altogether, there are 35 possible classification codes for explosives, e.g., 1.1A, 1.3C, 1.4S, etc.

E102.1.2 Compressed gases. Examples include:

1. Flammable: acetylene, carbon monoxide, ethane, ethylene, hydrogen, methane. Ammonia will ignite and burn although its flammable range is too narrow for it to fit the definition of flammable gas.
2. Oxidizing: oxygen, ozone, oxides of nitrogen, chlorine and fluorine. Chlorine and fluorine do not contain oxygen but reaction with flammables is similar to that of oxygen.
3. Corrosive: ammonia, hydrogen chloride, fluorine.
4. Highly toxic: arsine, cyanogen, fluorine, germane, hydrogen cyanide, nitric oxide, phosphine, hydrogen selenide, stibine.
5. Toxic: chlorine, hydrogen fluoride, hydrogen sulfide, phosgene, silicon tetrafluoride.
6. Inert (chemically unreactive): argon, helium, krypton, neon, nitrogen, xenon.
7. Pyrophoric: diborane, dichloroborane, phosphine, silane.
8. Unstable (reactive): butadiene (unstabilized), ethylene oxide, vinyl chloride.

E102.1.3 Flammable and combustible liquids. Examples include:

1. Flammable liquids.

Class IA liquids shall include those having flash points below 73°F (23°C) and having a boiling point at or below 100°F (38°C).

Class IB liquids shall include those having flash points below 73°F (23°C) and having a boiling point at or above 100°F (38°C).

Class IC liquids shall include those having flash points at or above 73°F (23°C) and below 100°F (38°C).

2. Combustible liquids.

Class II liquids shall include those having flash points at or above 100°F (38°C) and below 140°F (60°C).

Class IIIA liquids shall include those having flash points at or above 140°F (60°C) and below 200°F (93°C).

Class IIIB liquids shall include those liquids having flash points at or above 200°F (93°C).

E102.1.4 Flammable solids. Examples include:

1. Organic solids: camphor, cellulose nitrate, naphthalene.
2. Inorganic solids: decaborane, lithium amide, phosphorous heptasulfide, phosphorous sesquisulfide, potassium sulfide, anhydrous sodium sulfide, sulfur.
3. Combustible metals (except dusts and powders): cesium, magnesium, zirconium.

E102.1.5 Combustible dusts and powders. Finely divided solids which may be dispersed in air as a dust cloud: wood sawdust, plastics, coal, flour, powdered metals (few exceptions).

E102.1.6 Combustible fibers. See Section 2902.1.

E102.1.7 Oxidizers. Examples include:

1. Gases: oxygen, ozone, oxides of nitrogen, fluorine and chlorine (reaction with flammables is similar to that of oxygen).
2. Liquids: bromine, hydrogen peroxide, nitric acid, perchloric acid, sulfuric acid.
3. Solids: chlorates, chromates, chromic acid, iodine, nitrates, nitrites, perchlorates, peroxides.

E102.1.7.1 Examples of liquid and solid oxidizers according to hazard.

Class 4: ammonium perchlorate (particle size greater than 15 microns), ammonium permanganate, guanidine nitrate, hydrogen peroxide solutions more than 91 percent by weight, perchloric acid solutions more than 72.5 percent by weight, potassium superoxide, tetranitromethane.

Class 3: ammonium dichromate, calcium hypochlorite (over 50 percent by weight), chloric acid (10 percent maximum concentration), hydrogen peroxide solutions (greater than 52 percent up to 91 percent), mono-(trichloro)-tetra-(monopotassium dichloro)-penta-s-triazinetriene, nitric acid, (fuming—more than 86 percent concentration), perchloric acid solutions (60 percent to 72 percent by weight), potassium bromate, potassium chlorate, potassium dichloro-s-triazinetriene (potassium dichloro-isocyanurate), sodium bromate, sodium chlorate, sodium chlorite (over 40 percent by weight) and

sodium dichloro-s-triazinetriene (sodium dichloroisocyanurate).

Class 2: barium bromate, barium chlorate, barium hypochlorite, barium perchlorate, barium permanganate, 1-bromo-3-chloro-5, 5-dimethylhydantoin, calcium chlorate, calcium chlorite, calcium hypochlorite (50 percent or less by weight), calcium perchlorate, calcium permanganate, chromium trioxide (chromic acid), copper chlorate, halane (1, 3-dichloro-5, 5-dimethylhydantoin), hydrogen peroxide (greater than 27.5 percent up to 52 percent), lead perchlorate, lithium chlorate, lithium hypochlorite (more than 39 percent available chlorine), lithium perchlorate, magnesium bromate, magnesium chlorate, magnesium perchlorate, mercurous chlorate, nitric acid (more than 40 percent but less than 86 percent), perchloric acid solutions (more than 50 percent but less than 60 percent), potassium perchlorate, potassium permanganate, potassium peroxide, potassium superoxide, silver peroxide, sodium chlorite (40 percent or less by weight), sodium perchlorate, sodium perchlorate monohydrate, sodium permanganate, sodium peroxide, strontium chlorate, strontium perchlorate, thallium chlorate, trichloro-s-triazinetriene (trichloroisocyanuric acid), urea hydrogen peroxide, zinc bromate, zinc chlorate and zinc permanganate.

Class 1: all inorganic nitrates (unless otherwise classified), all inorganic nitrites (unless otherwise classified), ammonium persulfate, barium peroxide, calcium peroxide, hydrogen peroxide solutions (greater than 8 percent up to 27.5 percent), lead dioxide, lithium hypochlorite (39 percent or less available chlorine), lithium peroxide, magnesium peroxide, manganese dioxide, nitric acid (40 percent concentration or less), perchloric acid solutions (less than 50 percent by weight), potassium dichromate, potassium percarbonate, potassium persulfate, sodium carbonate peroxide, sodium dichloro-s-triazinetriene dihydrate, sodium dichromate, sodium perborate (anhydrous), sodium perborate monohydrate, sodium perborate tetrahydrate, sodium percarbonate, sodium persulfate, strontium peroxide and zinc peroxide.

E102.1.8 Organic peroxides. Organic peroxides contain the double oxygen or peroxy (-o-o-) group. Some are flammable compounds and subject to explosive decomposition. They are available as:

1. Liquids.
2. Pastes.
3. Solids (usually finely divided powers).

E102.1.8.1 Classification of organic peroxides according to hazard.

Unclassified: Unclassified organic peroxides are capable of detonation and are regulated in accordance with Chapter 33.

Class I: acetyl cyclohexane sulfonyl 60-65 percent concentration by weight, fulfonyl peroxide, benzoyl peroxide over 98 percent concentration, t-butyl

hydroperoxide 90 percent, t-butyl peroxyacetate 75 percent, t-butyl peroxyisopropylcarbonate 92 percent, diisopropyl peroxydicarbonate 100 percent, di-n-propyl peroxydicarbonate 98 percent, and di-n-propyl peroxydicarbonate 85 percent.

Class II: acetyl peroxide 25 percent, t-butyl hydroperoxide 70 percent (with DTBP and t-BuOH diluents), t-butyl peroxybenzoate 98 percent, t-butyl peroxy-2-ethylhexanoate 97 percent, t-butyl peroxyisobutyrate 75 percent, t-butyl peroxyisopropyl-carbonate 75 percent, t-butyl peroxy-pivalate 75 percent, dibenzoyl peroxydicarbonate 85 percent, di-sec-butyl peroxydicarbonate 98 percent, di-sec-butyl peroxydicarbonate 75 percent, 1,1-di-(t-butylperoxy)-3,5,5-trimethylcyclohexane 95 percent, di-(2-ethylhexyl) peroxydicarbonate 97 percent, 2,5-dimethyl-2,5-di-(benzoylperoxy) hexane 92 percent, and peroxyacetic acid 43 percent.

Class III: acetyl cyclohexane sulfonyl peroxide 29 percent, benzoyl peroxide 78 percent, benzoyl peroxide paste 55 percent, benzoyl peroxide paste 50 percent peroxide/50 percent butylbenzylphthalate diluent, cumene hydroperoxide 86 percent, di-(4-butylcyclohexyl) peroxydicarbonate 98 percent, t-butyl peroxy-2-ethylhexanoate 97 percent, t-butyl peroxyneodecanoate 75 percent, decanoyl peroxide 98.5 percent, di-t-butyl peroxide 99 percent, 1,1-di-(t-butylperoxy)3,5,5-trimethylcyclohexane 75 percent, 2,4-dichlorobenzoyl peroxide 50 percent, diisopropyl peroxydicarbonate 30 percent, 2,5-dimethyl-2,5-di-(2-ethylhexanolyperoxy)-hexane 90 percent, 2,5-dimethyl-2,5-di-(t-butylperoxy) hexane 90 percent and methyl ethyl ketone peroxide 9 percent active oxygen diluted in dimethyl phthalate.

Class IV: benzoyl peroxide 70 percent, benzoyl peroxide paste 50 percent peroxide/15 percent water/35 percent butylphthalate diluent, benzoyl peroxide slurry 40 percent, benzoyl peroxide powder 35 percent, t-butyl hydroperoxide 70 percent, (with water diluent), t-butyl peroxy-2-ethylhexanoate 50 percent, decumyl peroxide 98 percent, di-(2-ethylhexyl) peroxydicarbonate 40 percent, laurel peroxide 98 percent, p-methane hydroperoxide 52.5 percent, methyl ethyl ketone peroxide 5.5 percent active oxygen and methyl ethyl ketone peroxide 9 percent active oxygen diluted in water and glycols.

Class V: benzoyl peroxide 35 percent, 1,1-di-t-butyl peroxy 3,5,5-trimethylcyclohexane 40 percent, 2,5-di-(t-butyl peroxy) hexane 47 percent and 2,4-pentanedione peroxide 4 percent active oxygen.

E102.1.9 Pyrophoric materials. Examples include:

1. Gases: diborane, phosphine, silane.
2. Liquids: diethylaluminum chloride, diethylberyllium, diethylphosphine, diethylzinc, dimethylarsine, triethylaluminum etherate, triethylbismuthine, triethylboron, trimethylaluminum, trimethylgallium.

3. Solids: cesium, hafnium, lithium, white or yellow phosphorous, plutonium, potassium, rubidium, sodium, thorium.

E102.1.10 Unstable (reactive) materials. Examples include:

Class 4: acetyl peroxide, dibutyl peroxide, dinitrobenzene, ethyl nitrate, peroxyacetic acid and picric acid (dry) trinitrobenzene.

Class 3: hydrogen peroxide (greater than 52 percent), hydroxylamine, nitromethane, paranitroaniline, perchloric acid and tetrafluoroethylene monomer.

Class 2: acrolein, acrylic acid, hydrazine, methacrylic acid, sodium perchlorate, styrene and vinyl acetate.

Class 1: acetic acid, hydrogen peroxide 35 percent to 52 percent, paraldehyde and tetrahydrofuran.

E102.1.11 Water-reactive materials. Examples include:

Class 3: aluminum alkyls such as triethylaluminum, isobutylaluminum and trimethylaluminum; bromine pentafluoride, bromine trifluoride, chlorodiethylaluminum and diethylzinc.

Class 2: calcium carbide, calcium metal, cyanogen bromide, lithium hydride, methylchlorosilane, potassium metal, potassium peroxide, sodium metal, sodium peroxide, sulfuric acid and trichlorosilane.

Class 1: acetic anhydride, sodium hydroxide, sulfur monochloride and titanium tetrachloride.

E102.1.12 Cryogenic fluids. The cryogenics listed will exist as compressed gases when they are stored at ambient temperatures.

1. Flammable: carbon monoxide, deuterium (heavy hydrogen), ethylene, hydrogen, methane.
2. Oxidizing: fluorine, nitric oxide, oxygen.
3. Corrosive: fluorine, nitric oxide.
4. Inert (chemically unreactive): argon, helium, krypton, neon, nitrogen, xenon.
5. Highly toxic: fluorine, nitric oxide.

E102.2 Health hazards. Materials classified in this section pose a health hazard.

E102.2.1 Highly toxic materials. Examples include:

1. Gases: arsine, cyanogen, diborane, fluorine, germane, hydrogen cyanide, nitric oxide, nitrogen dioxide, ozone, phosphine, hydrogen selenide, stibine.
2. Liquids: acrolein, acrylic acid, 2-chloroethanol (ethylene chlorohydrin), hydrazine, hydrocyanic acid, 2-methylaziridine (propylenimine), 2-methylacetone (acetone cyanohydrin), methyl ester isocyanic acid (methyl isocyanate), nicotine, tetranitromethane and tetraethylstannane (tetraethyltin).
3. Solids: (aceto) phenylmercury (phenyl mercuric acetate), 4-aminopyridine, arsenic pentoxide, arsenic trioxide, calcium cyanide, 2-chloroacetophenone, aflatoxin B, decaborane(14), mercury (II) bromide

(mercuric bromide), mercury (II) chloride (corrosive mercury chloride), pentachlorophenol, methyl parathion, phosphorus (white) and sodium azide.

E102.2.2 Toxic materials. Examples include:

1. Gases: boron trichloride, boron trifluoride, chlorine, chlorine trifluoride, hydrogen fluoride, hydrogen sulfide, phosgene, silicon tetrafluoride.
2. Liquids: acrylonitrile, allyl alcohol, alpha-chlorotoluene, aniline, 1-chloro-2,3-epoxypropane, chloroformic acid (allyl ester), 3-chloropropene (allyl chloride), o-cresol, crotonaldehyde, dibromomethane, diisopropylamine, diethyl ester sulfuric acid, dimethyl ester sulfuric acid, 2-furaldehyde (furfural), furfural alcohol, phosphorus chloride, phosphoryl chloride (phosphorus oxychloride) and thionyl chloride.
3. Solids: acrylamide, barium chloride, barium (II) nitrate, benzidine, p-benzoquinone, beryllium chloride, cadmium chloride, cadmium oxide, chloroacetic acid, chlorophenylmercury (phenyl mercuric chloride), chromium (VI) oxide (chromic acid, solid), 2,4-dinitrotoluene, hydroquinone, mercury chloride (calomel), mercury (II) sulfate (mercuric sulfate), osmium tetroxide, oxalic acid, phenol, P-phenylenediamine, phenylhydrazine, 4-phenylmorpholine, phosphorus sulfide, potassium fluoride, potassium hydroxide, selenium (IV) disulfide and sodium fluoride.

E102.2.3 Corrosives. Examples include:

1. Acids: Examples: chromic, formic, hydrochloric (muriatic) greater than 15 percent, hydrofluoric, nitric (greater than 6 percent, perchloric, sulfuric (4 percent or more)).
2. Bases (alkalis): hydroxides—ammonium (greater than 10 percent), calcium, potassium (greater than 1 percent), sodium (greater than 1 percent); certain carbonates—potassium.
3. Other corrosives: bromine, chlorine, fluorine, iodine, ammonia.

Note: Corrosives that are oxidizers, e.g., nitric acid, chlorine, fluorine; or are compressed gases, e.g., ammonia, chlorine, fluorine; or are water-reactive, e.g., concentrated sulfuric acid, sodium hydroxide, are physical hazards in addition to being health hazards.

SECTION E103 EVALUATION OF HAZARDS

E103.1 Degree of hazard. The degree of hazard present depends on many variables which should be considered individually and in combination. Some of these variables are as shown in Sections E103.1.1 through E103.1.5.

E103.1.1 Chemical properties of the material. Chemical properties of the material determine self reactions and reactions which may occur with other materials. Generally,

materials within subdivisions of hazard categories will exhibit similar chemical properties. However, materials with similar chemical properties may pose very different hazards. Each individual material should be researched to determine its hazardous properties and then considered in relation to other materials that it might contact and the surrounding environment.

E103.1.2 Physical properties of the material. Physical properties, such as whether a material is a solid, liquid or gas at ordinary temperatures and pressures, considered along with chemical properties will determine requirements for containment of the material. Specific gravity (weight of a liquid compared to water) and vapor density (weight of a gas compared to air) are both physical properties which are important in evaluating the hazards of a material.

E103.1.3 Amount and concentration of the material. The amount of material present and its concentration must be considered along with physical and chemical properties to determine the magnitude of the hazard. Hydrogen peroxide, for example, is used as an antiseptic and a hair bleach in low concentrations (approximately 8 percent in water solution). Over 8 percent, hydrogen peroxide is classed as an oxidizer and is toxic. Above 90 percent, it is a Class 4 oxidizer "that can undergo an explosive reaction when catalyzed or exposed to heat, shock or friction," a definition which incidentally also places hydrogen peroxide over 90-percent concentration in the unstable (reactive) category. Small amounts at high concentrations may present a greater hazard than large amounts at low concentrations.

E103.1.3.1 Mixtures. Gases—toxic and highly toxic gases include those gases which have an LC_{50} of 2,000 parts per million (ppm) or less when rats are exposed for a period of 1 hour or less. To maintain consistency with the definitions for these materials, exposure data for periods other than 1 hour must be normalized to 1 hour. To classify mixtures of compressed gases that contain one or more toxic or highly toxic components, the LC_{50} of the mixture must be determined. Mixtures that contain only two components are binary mixtures. Those that contain more than two components are multi-component mixtures. When two or more hazardous substances (components) having an LC_{50} below 2,000 ppm are present in a mixture, their combined effect, rather than that of the individual substances (components), must be considered. In the absence of information to the contrary, the effects of the hazards present must be considered as additive. Exceptions to the above rule may be made when there is a good reason to believe that the principal effects of the different harmful substances (components) are not additive.

For binary mixtures where the hazardous component is diluted with a nontoxic gas such as an inert gas, the LC_{50} of the mixture is estimated by use of the following formula:

$$LC_{50m} = \frac{1}{[C_i / LC_{50i}]} \quad (\text{Equation E-1})$$

For multi-component mixtures where more than one component has a listed LC_{50} , the LC_{50} of the mixture is estimated by use of the following formula:

$$C_{50m} = \frac{1}{(C_{i1} / LC_{50i1}) + (C_{i2} / LC_{50i2}) + (C_{in} / LC_{5i})} \quad (\text{Equation E-2})$$

where:

LC_{50m} = LC_{50} of the mixture in parts per million (ppm).

C_i = concentration of component (i) in decimal percent. The concentration of the individual components in a mixture of gases is to be expressed in terms of percent by volume.

LC_{50i} = LC_{50} of component (i). The LC_{50} of the component is based on a 1-hour exposure. LC_{50} data which are for other than 1-hour exposures shall be normalized to 1-hour by multiplying the LC_{50} for the time determined by the factor indicated in Table E103.1.3.1. The preferred mammalian species for LC_{50} data is the rat, as specified in the definitions of toxic and highly toxic in Chapter 2 of the *International Fire Code*. If data for rats are unavailable, and in the absence of information to the contrary, data for other species may be utilized. The data shall be taken in the following order of preference: rat, mouse, rabbit, guinea pig, cat, dog, monkey.

i_n = component 1, component 2 and so on to the nth component.

Examples:

- a. What is the LC_{50} of a mixture of 15-percent chlorine, 85-percent nitrogen?

The 1-hour (rat) LC_{50} of pure chlorine is 293 ppm.

$LC_{50m} = 1 / (0.15 / 293)$ or 1,953 ppm. Therefore, the mixture is toxic.

- b. What is the LC_{50} of a mixture of 15-percent chlorine, 15-percent fluorine and 70-percent nitrogen? The 1-hour (rat) LC_{50} of chlorine is 293 ppm. The 1-hour (rat) LC_{50} of fluorine is 185 ppm.

$LC_{50m} = 1 / (0.15 / 293) + (0.15 / 185)$ or 755 ppm. Therefore the mixture is toxic.

- c. Is the mixture of 1 percent phosphine in argon toxic or highly toxic? The 1-hour (rat) LC_{50} is 11 ppm.

$LC_{50m} = 1 / [0.01 / (11 \cdot 2)]$ or 2,200 ppm. Therefore the mixture is neither toxic nor highly toxic. Note that the 4-hour LC_{50} of 11 ppm was normalized to 1-hour by use of Section E103.1.3.1.

TABLE E103.1.3.1
NORMALIZATION FACTOR

TIME (hours)	MULTIPLY BY
0.5	0.7
1.0	1.0
1.5	1.2
2.0	1.4
3.0	1.7
4.0	2.0
5.0	2.2
6.0	2.4
7.0	2.6
8.0	2.8

E103.1.4 Actual use, activity or process involving the material. The definition of handling, storage and use in closed systems refers to materials in packages or containers. Dispensing and use in open containers or systems describes situations where a material is exposed to ambient conditions or vapors are liberated to the atmosphere. Dispensing and use in open systems, then, are generally more hazardous situations than handling, storage or use in closed systems. The actual use or process may include heating, electric or other sparks, catalytic or reactive materials and many other factors which could affect the hazard and must therefore be thoroughly analyzed.

E103.1.5 Surrounding conditions. Conditions such as other materials or processes in the area, type of construction of the structure, fire protection features (e.g., fire walls, sprinkler systems, alarms, etc.), occupancy (use) of adjoining areas, normal temperatures, exposure to weather, etc., must be taken into account in evaluating the hazard.

E103.2 Evaluation questions. The following are sample evaluation questions:

1. What is the material? Correct identification is important; exact spelling is vital. Check labels, MSDS, ask responsible persons, etc.
2. What are the concentration and strength?
3. What is the physical form of the material? Liquids, gases and finely divided solids have differing requirements for spill and leak control and containment.
4. How much material is present? Consider in relation to permit amounts, maximum allowable quantity per control area (from Group H occupancy requirements), amounts which require detached storage and overall magnitude of the hazard.
5. What other materials (including furniture, equipment and building components) are close enough to interact with the material?
6. What are the likely reactions?
7. What is the activity involving the material?

8. How does the activity impact the hazardous characteristics of the material? Consider vapors released or hazards otherwise exposed.
9. What must the material be protected from? Consider other materials, temperature, shock, pressure, etc.
10. What effects of the material must people and the environment be protected from?
11. How can protection be accomplished? Consider:
 - 11.1. Proper containers and equipment.
 - 11.2. Separation by distance or construction.
 - 11.3. Enclosure in cabinets or rooms.
 - 11.4. Spill control, drainage and containment.
 - 11.5. Control systems — ventilation, special electrical, detection and alarm, extinguishment, explosion venting, limit controls, exhaust scrubbers and excess flow control.
 - 11.6. Administrative (operational) controls—signs, ignition source control, security, personnel training, established procedures, storage plans and emergency plans.

Evaluation of the hazard is a strongly subjective process; therefore, the person charged with this responsibility must gather as much relevant data as possible so that the decision will be objective and within the limits prescribed in laws, policies and standards.

It may be necessary to cause the responsible persons in charge to have tests made by qualified persons or testing laboratories to support contentions that a particular material or process is or is not hazardous. See Section 104.7.2 of the *International Fire Code*.

APPENDIX F

HAZARD RANKING

The provisions contained in this appendix are not mandatory unless specifically referenced in the adopting ordinance.

SECTION F101 GENERAL

F101.1 Scope. Assignment of levels of hazards to be applied to specific hazard classes as required by NFPA 704 shall be in accordance with this appendix. The appendix is based on application of the degrees of hazard as defined in NFPA 704 arranged by hazard class as for specific categories defined in Chapter 2 of the *International Fire Code* and used throughout.

F101.2 General. The hazard rankings shown in Table F101.2 have been established by using guidelines found within NFPA 704. As noted in Section 4.2 of NFPA 704, there could be specific reasons to alter the degree of hazard assigned to a specific material; for example, ignition temperature, flammable range or susceptibility of a container to rupture by an internal combustion explosion or to metal failure while under pressure or because of heat from external fire. As a result, the degree of hazard assigned for the same material can vary when assessed by different people of equal competence.

The hazard rankings assigned to each class represent reasonable minimum hazard levels for a given class based on the use of criteria established by NFPA 704. Specific cases of use or storage may dictate the use of higher degrees of hazard in certain cases.

SECTION F102 REFERENCED STANDARDS

ICC	IFC	International Fire Code	F101.1
NFPA	704	Identification of the Hazards of Materials for Emergency Response	F101.1, F101.2

TABLE F101.2
FIRE FIGHTER WARNING PLACARD DESIGNATIONS BASED ON HAZARD CLASSIFICATION CATEGORIES

HAZARD CATEGORY	DESIGNATION
Combustible liquid II	F2
Combustible liquid IIIA	F2
Combustible liquid IIIB	F1
Combustible dust	F4
Combustible fiber	F3
Cryogenic flammable	F4, H3
Cryogenic oxidizing	OX, H3
Explosive	R4
Flammable solid	F2
Flammable gas (gaseous)	F4
Flammable gas (liquefied)	F4
Flammable liquid IA	F4
Flammable liquid IB	F4
Flammable liquid IC	F3
Organic peroxide, UD	F3
Organic peroxide I	R4
Organic peroxide II	F4, R3
Organic peroxide III	F3, R3
Organic peroxide IV	F2, R2
Organic peroxide V	F1, R1
Oxidizing gas (gaseous)	Nonhazard
Oxidizing gas (liquefied)	OX
Oxidizer 4	OX
Oxidizer 3	OX
Oxidizer 2	OX
Pyrophoric gases	OX
Pyrophoric solids, liquids	F4
Unstable reactive 4D	F3
Unstable reactive 3D	R4
Unstable reactive 3N	R4
Unstable reactive 2	R3
Water reactive 3	R2
Water reactive 2	W, R3
Corrosive	W, R2
Toxic	H3, COR
Highly toxic	H3
	H4

F—Flammable category.

R—Reactive category.

H—Health category.

W—Special hazard: water reactive.

OX—Special hazard: oxidizing properties.

COR—Corrosive.

UD—Unclassified detonable material.

4D—Class 4 detonable material.

3D—Class 3 detonable material.

3N—Class 3 nondetonable material.

APPENDIX G

CRYOGENIC FLUIDS—WEIGHT AND VOLUME EQUIVALENTS

This appendix is for information purposes and is not intended for adoption.

SECTION G101 GENERAL

G101.1 Scope. This appendix is used to convert from liquid to gas for cryogenic fluids.

G101.2 Conversion. Table G101.2 shall be used to determine the equivalent amounts of cryogenic fluids in either the liquid or gas phase.

G101.2.1 Use of the table. To use Table G101.2, read horizontally across the line of interest. For example, to determine the number of cubic feet of gas contained in 1.0 gallon (3.785 L) of liquid argon, find 1.000 in the column entitled "Volume of Liquid at Normal Boiling Point." Reading across the line under the column entitled "Volume of Gas at 70°F and 1 atmosphere 14.7 psia," the value of 112.45 cubic feet (3.184 m³) is found.

G101.2.2 Other quantities. If other quantities are of interest, the numbers obtained can be multiplied or divided to obtain the quantity of interest. For example, to determine the number of cubic feet of argon gas contained in a volume of 1,000 gallons (3785 L) of liquid argon at its normal boiling point, multiply 112.45 by 1,000 to obtain 112,450 cubic feet (3184 m³).

TABLE G101.2
WEIGHT AND VOLUME EQUIVALENTS FOR COMMON CRYOGENIC FLUIDS

CRYOGENIC FLUID	WEIGHT OF LIQUID OR GAS		VOLUME OF LIQUID AT NORMAL BOILING POINT		VOLUME OF GAS AT NTP	
	Pounds	Kilograms	Liters	Gallons	Cubic feet	Cubic meters
Argon	1.000	0.454	0.326	0.086	9.67	0.274
	2.205	1.000	0.718	0.190	21.32	0.604
	3.072	1.393	1.000	0.264	29.71	0.841
	11.628	5.274	3.785	1.000	112.45	3.184
	10.340	4.690	3.366	0.889	100.00	2.832
	3.652	1.656	1.189	0.314	35.31	1.000
Helium	1.000	0.454	3.631	0.959	96.72	2.739
	2.205	1.000	8.006	2.115	213.23	6.038
	0.275	0.125	1.000	0.264	26.63	0.754
	1.042	0.473	3.785	1.000	100.82	2.855
	1.034	0.469	3.754	0.992	100.00	2.832
	0.365	0.166	1.326	0.350	35.31	1.000
Hydrogen	1.000	0.454	6.409	1.693	191.96	5.436
	2.205	1.000	14.130	3.733	423.20	11.984
	0.156	0.071	1.000	0.264	29.95	0.848
	0.591	0.268	3.785	1.000	113.37	3.210
	0.521	0.236	3.339	0.882	100.00	2.832
	0.184	0.083	1.179	0.311	35.31	1.000
Oxygen	1.000	0.454	0.397	0.105	12.00	0.342
	2.205	1.000	0.876	0.231	26.62	0.754
	2.517	1.142	1.000	0.264	30.39	0.861
	9.527	4.321	3.785	1.000	115.05	3.250
	8.281	3.756	3.290	0.869	100.00	2.832
	2.924	1.327	1.162	0.307	35.31	1.000
Nitrogen	1.000	0.454	0.561	0.148	13.80	0.391
	2.205	1.000	1.237	0.327	30.43	0.862
	1.782	0.808	1.000	0.264	24.60	0.697
	6.746	3.060	3.785	1.000	93.11	2.637
	7.245	3.286	4.065	1.074	100.00	2.832
	2.558	1.160	1.436	0.379	35.31	1.000
LNG ^a	1.000	0.454	1.052	0.278	22.968	0.650
	2.205	1.000	2.320	0.613	50.646	1.434
	0.951	0.431	1.000	0.264	21.812	0.618
	3.600	1.633	3.785	1.000	82.62	2.340
	4.356	1.976	4.580	1.210	100.00	2.832
	11.501	5.217	1.616	0.427	35.31	1.000

For SI: 1 pound = 0.454 kg, 1 gallon = 3.785 L, 1 cubic foot = 0.02832 m³, °C = (°F) - 32 / 1.8, 1 pound per square inch atmosphere = 6.895 kPa.

a. The values listed for liquefied natural gas (LNG) are "typical" values. LNG is a mixture of hydrocarbon gases, and no two LNG streams have exactly the same composition.



City of Pekin

December 6, 2007

FEE SCHEDULE

Alarm users

Alarm Registration fee	25.00
Failure to register – after 30 day notice	50.00 plus registration fee
Annual renewal of alarm registration	10.00
False alarms – first 4 in calendar year	Free
5 th false alarm	75.00
6 th false alarm	100.00
7 th false alarm or more	200.00 each

Sprinkler and Standpipe Systems

Acceptance tests – rough inspection	100.00
Acceptance tests – final inspection	200.00
Re-inspection tests fees – annual	75.00

Failure to properly maintain or operate a service/ fuel

filling station-	50.00
2 nd offense/yr. -	150.00
3 rd offense/yr. -	500.00

Refusal of annual commercial inspections	50.00
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Allowing materials to obstruct fire hydrants, fire alarm boxes and electrical service boxes	50.00
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Blocking, obstructing or locking a means of egress	50.00
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REQUEST FOR COUNCIL ACTION

To: Honorable Mayor and Members of the City Council

CC: Sue McMillan, City Clerk

From: Dennis Kief, City Manager

AGENDA ITEM: Tax Abatements Resolution For Previous Bond Ordinances

AGENDA DATE REQUESTED: December 10, 2007

ACTION REQUESTED: Authorizing that taxes not be levied as provided in Bond Ordinances

BACKGROUND: The City's four outstanding Bond Issues have language making the assumption that the Levy would be necessary to provide the funding for the payment of principal and interest on said bonds. However, the City has sufficient sources of funds from other revenue sources to make said bond payments. Therefore the levy and collection of a direct annual tax for the payment of and interest on said bonds is not necessary and needs to be abated.

RESOLUTION NO. 174-06/07

ABATEMENT OF TAXES ORDINANCE NO. 2324 \$1,040,000 REFUNDING 1991 CORPORATE PURPOSE

This resolution authorizes that taxes not be levied against taxable real property in the City of Pekin in the amount of \$116,305.00 provided in bond ordinance issued for Public Works Projects.

RESOLUTION NO. 175-06/07

ABATEMENT OF TAXES ORDINANCE NO. 2386 SERIES 2004 \$2,950,000

This resolution authorizes that taxes not be levied against taxable real property in the City of Pekin in the amount of \$440,545.62 provided in bond ordinance issued for vehicles and the Riverfront Project through Herget Bank.

RESOLUTION NO. 176-06/07

ABATEMENT OF TAXES ORDINANCE NO. 2387 SERIES 2004 \$1,410,000

This resolution authorizes that taxes not be levied against taxable real property in the City of Pekin in the amount of \$205,522.50 provided in bond ordinance issued for TIF Downtown Business District through Bernardi Securities, Inc

RESOLUTION NO. 177-06/07

ABATEMENT OF TAXES ORDINANCE NO. 2415 SERIES 2005 \$1,120,000

This resolution authorizes that taxes not be levied against taxable real property in the City of Pekin in the amount of \$157,920.00 provided in bond ordinance issued for Riverway Business Park industrial park land expansion.

FINANCIAL IMPACT: Bond payments to be made from sources other than the Levy

NEIGHBORHOOD CONCERNS: N/A

IMPACT IF APPROVED: Bond payments to be made from sources other than Property Tax Revenue. Some of the Bonds were for Enterprise Funds and should not come from General Fund Revenue sources.

IMPACT IF DENIED: Levy could be impacted

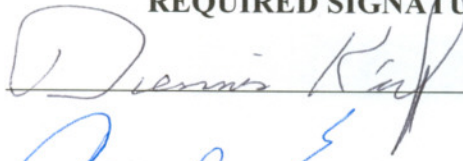
ALTERNATIVES: The line items in the Levy could change

RELATIONSHIP TO THE CONCEPTUAL PLANNING PROCESS: Consistent with Effective Government theme

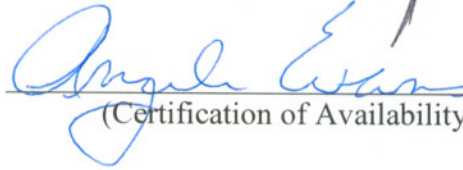
	92 Corp Purpose		90/93A TIF 1 - CBD		
YEAR	2003 GO Refunding Bonds	2004 GO Bond - Herget	2004 GO Refunding Bonds	2005 GO Bond - Morton	TOTAL ABATED
2004	\$200,807.58				\$200,807.58
2004	\$139,517.50	\$569,777.75	\$200,367.08		\$909,662.33
2005	\$137,073.75	469,263.88	203,737.50	169,559.44	\$979,634.57
2006	\$144,217.50	\$454,904.76	\$204,942.50	\$163,660.00	\$967,724.76
2007	\$116,305.00	\$440,545.62	\$205,522.50	\$157,920.00	\$920,293.12
2008	\$118,380.00	\$426,186.50	\$205,447.50	\$152,180.00	\$902,194.00
2009	\$120,017.50	\$411,827.38	\$204,777.50	\$146,440.00	\$883,062.38
2010	\$116,305.00	\$397,468.26	\$203,672.50	\$140,700.00	\$858,145.76
2011	\$122,190.00	\$383,109.12	\$202,117.50	\$134,960.00	\$842,376.62
2012				\$129,220.00	\$129,220.00
2013				\$123,480.00	\$123,480.00
	<u>\$1,214,813.83</u>	<u>\$3,553,083.27</u>	<u>\$1,630,584.58</u>	<u>\$1,318,119.44</u>	<u>\$7,716,601.12</u>
	=====	=====	=====	=====	=====
ORD#	126-05/06	127-05/06	128-05/06	129-05/06	

REQUIRED SIGNATURES

Department Director

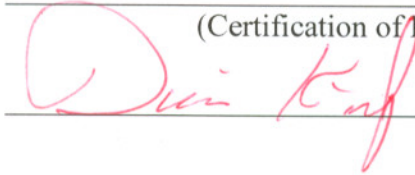
A handwritten signature in black ink, appearing to read "Dennis Karp", written over a horizontal line.

Finance Department

A handwritten signature in blue ink, appearing to read "Angela Evans", written over a horizontal line.

(Certification of Availability of Funds)

Corporation Counsel

A handwritten signature in red ink, appearing to read "Dennis Karp", written over a horizontal line.

(Certification of Review)

City Manager

RESOLUTION NO. _____

WHEREAS, on February 24, 2003, the City Council of the City of Pekin passed Ordinance No. 2324 entitled “AN ORDINANCE providing for the issue of \$1,040,000.00 Aggregate Principal Amount of General Obligation Refunding Bonds, Series 2003, of the City of Pekin, Tazewell and Peoria Counties, Illinois, and for the levy and collection of a direct annual tax for the payment of the principal of and interest on said bonds”, authorizing the sale of \$1,040,000.00 principal amount of general obligation refunding bonds; and

WHEREAS, said Ordinance 2324 (hereinafter referred to as the “Bond Ordinance”), imposed
tax levies against all taxable real property in the City of Pekin; and

WHEREAS, the tax levy for the year 2007 contained in the Bond Ordinance was based upon the assumption that a levy would be necessary to provide funds for the payment of principal and interest on the bonds authorized by the Bond Ordinance; and

WHEREAS, there are sufficient sources of funds from property taxes and other revenues as contemplated in the Bond Ordinance available for the payment of the principal and interest on the bonds authorized by the Bond Ordinance; and

WHEREAS, the tax levy for the year 2007 provided for in the Bond Ordinance is therefore substantially greater than is necessary to meet the obligation to pay the interest due created by the sale of the bonds authorized by the Bond Ordinance.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS, THAT:

Section 1. The levy of taxes for the year 2007 in the amount of \$116,305.00 provided for in Section 8 of Ordinance No. 2324 entitled “AN ORDINANCE providing for the issue of \$1,040,000.00 Aggregate Principal Amount of General Obligation Refunding Bonds, Series 2003, of the City of Pekin, Tazewell and Peoria Counties, Illinois, and for the levy and collection of a direct

annual tax for the payment of the principal of and interest on said bonds” is hereby abated and eliminated; it being the intent of the City Council that no taxes be levied for the year 2007 as provided in said Section 8 of Ordinance No. 2324.

Section 2. The remaining levies of taxes as set forth in the Bond Ordinance for the years subsequent to 2007 are not abated or affected in any manner whatsoever by the passage of this Resolution.

Section 3. In the event a court of competent jurisdiction determines that the tax levies for the years subsequent to 2007 as provided for in the Bond ordinance are in any way affected by this Resolution, then this Resolution shall be void and of no effect whatever.

Section 4. Upon the effective date of this Resolution, a copy hereof certified by the City Clerk, which certificate shall recite that this Resolution has been passed by the City Council and approved by the Mayor, shall be filed with the County Clerks of Tazewell and Peoria Counties, Illinois; said County Clerks are hereby directed to abate and eliminate the levies for the year 2007 contained in the Bond Ordinance, but only to the extent specifically provided herein.

Section 5. This Resolution is in addition to all other Resolutions on the subject and shall be construed therewith excepting as to the part in direct conflict with any other Resolution, and in the event of such conflict, the provisions hereof shall govern.

Section 6. This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

ADOPTED AND APPROVED at a regular meeting of the City Council of the City of Pekin,
this 10th day of December 2007.

MAYOR

ATTEST:

CITY CLERK

RESOLUTION NO. _____

WHEREAS, on September 27, 2004, the City Council of the City of Pekin passed Ordinance No. 2386 entitled “AN ORDINANCE providing for the issue of \$2,950,000.00 Aggregate Principal Amount of General Obligation Bonds, Series 2004, of the City of Pekin, Tazewell and Peoria Counties, Illinois, and for the levy and collection of a direct annual tax for the payment of the principal of and interest on said bonds”, authorizing the sale of \$2,950,000.00 principal amount of general obligation bonds; and

WHEREAS, said Ordinance 2386 (hereinafter referred to as the “Bond Ordinance”), imposed tax levies against all taxable real property in the City of Pekin; and

WHEREAS, the tax levy for the year 2007 contained in the Bond Ordinance was based upon the assumption that a levy would be necessary to provide funds for the payment of principal and interest on the bonds authorized by the Bond Ordinance; and

WHEREAS, there are sufficient sources of funds from property taxes and other revenues as contemplated in the Bond Ordinance available for the payment of the principal and interest on the bonds authorized by the Bond Ordinance; and

WHEREAS, the tax levy for the year 2006 provided for in the Bond Ordinance is therefore substantially greater than is necessary to meet the obligation to pay the interest due created by the sale of the bonds authorized by the Bond Ordinance.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS, THAT:

Section 1. The levy of taxes for the year 2007 in the amount of \$440,545.62 provided for in Section 9 of Ordinance No. 2386 entitled “AN ORDINANCE providing for the issue of \$2,950,000.00 Aggregate Principal Amount of General Obligation Bonds, Series 2004, of the City of Pekin, Tazewell and Peoria Counties, Illinois, and for the levy and collection of a direct annual tax

for the payment of the principal of and interest on said bonds” is hereby abated and eliminated; it being the intent of the City Council that no taxes be levied for the year 2006 as provided in said Section 9 of Ordinance No. 2386.

Section 2. The remaining levies of taxes as set forth in the Bond Ordinance for the years subsequent to 2007 are not abated or affected in any manner whatsoever by the passage of this Resolution.

Section 3. In the event a court of competent jurisdiction determines that the tax levies for the years subsequent to 2006 as provided for in the Bond ordinance are in any way affected by this Resolution, then this Resolution shall be void and of no effect whatever.

Section 4. Upon the effective date of this Resolution, a copy hereof certified by the City Clerk, which certificate shall recite that this Resolution has been passed by the City Council and approved by the Mayor, shall be filed with the County Clerks of Tazewell and Peoria Counties, Illinois; said County Clerks are hereby directed to abate and eliminate the levies for the year 2007 contained in the Bond Ordinance, but only to the extent specifically provided herein.

Section 5. This Resolution is in addition to all other Resolutions on the subject and shall be construed therewith excepting as to the part in direct conflict with any other Resolution, and in the event of such conflict, the provisions hereof shall govern.

Section 6. This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

ADOPTED AND APPROVED at a regular meeting of the City Council of the City of Pekin,
this 10th day of December 2006.

MAYOR

ATTEST:

CITY CLERK

RESOLUTION NO. _____

WHEREAS, on October 11, 2004, the City Council of the City of Pekin passed Ordinance No. 2387 entitled “AN ORDINANCE providing for the issue of \$1,410,000.00 Aggregate Principal Amount of General Obligation Refunding Bonds, Series 2004, of the City of Pekin, Tazewell and Peoria Counties, Illinois, and for the levy and collection of a direct annual tax for the payment of the principal of and interest on said bonds”, authorizing the sale of \$1,410,000.00 principal amount of general obligation refunding bonds; and

WHEREAS, said Ordinance 2387 (hereinafter referred to as the “Bond Ordinance”), imposed tax levies against all taxable real property in the City of Pekin; and

WHEREAS, the tax levy for the year 2007 contained in the Bond Ordinance was based upon the assumption that a levy would be necessary to provide funds for the payment of principal and interest on the bonds authorized by the Bond Ordinance; and

WHEREAS, there are sufficient sources of funds from property taxes and other revenues as contemplated in the Bond Ordinance available for the payment of the principal and interest on the bonds authorized by the Bond Ordinance; and

WHEREAS, the tax levy for the year 2007 provided for in the Bond Ordinance is therefore substantially greater than is necessary to meet the obligation to pay the interest due created by the sale of the bonds authorized by the Bond Ordinance.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS, THAT:

Section 1. The levy of taxes for the year 2007 in the amount of \$205,522.50 provided for in Section 8 of Ordinance No. 2387 entitled “AN ORDINANCE providing for the issue of \$1,410,000.00 Aggregate Principal Amount of General Obligation Refunding Bonds, Series 2004, of the City of Pekin, Tazewell and Peoria Counties, Illinois, and for the levy and collection of a direct

annual tax for the payment of the principal of and interest on said bonds” is hereby abated and eliminated; it being the intent of the City Council that no taxes be levied for the year 2007 as provided in said Section 8 of Ordinance No. 2387.

Section 2. The remaining levies of taxes as set forth in the Bond Ordinance for the years subsequent to 2007 are not abated or affected in any manner whatsoever by the passage of this Resolution.

Section 3. In the event a court of competent jurisdiction determines that the tax levies for the years subsequent to 2007 as provided for in the Bond ordinance are in any way affected by this Resolution, then this Resolution shall be void and of no effect whatever.

Section 4. Upon the effective date of this Resolution, a copy hereof certified by the City Clerk, which certificate shall recite that this Resolution has been passed by the City Council and approved by the Mayor, shall be filed with the County Clerks of Tazewell and Peoria Counties, Illinois; said County Clerks are hereby directed to abate and eliminate the levies for the year 2007 contained in the Bond Ordinance, but only to the extent specifically provided herein.

Section 5. This Resolution is in addition to all other Resolutions on the subject and shall be construed therewith excepting as to the part in direct conflict with any other Resolution, and in the event of such conflict, the provisions hereof shall govern.

Section 6. This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

ADOPTED AND APPROVED at a regular meeting of the City Council of the City of Pekin,
this 10th day of December 2007.

MAYOR

ATTEST:

CITY CLERK

RESOLUTION NO. _____

WHEREAS, on March 14, 2005, the City Council of the City of Pekin passed Ordinance No. 2415 entitled “AN ORDINANCE providing for the issue of a Taxable General Obligation Bond, Series 2005, of the City of Pekin, Tazewell and Peoria Counties, Illinois, in the principal amount of \$1,120,000 and for the levy and collection of a direct annual tax for payment of the principal installments of an interest on said bond; and

WHEREAS, said Ordinance 2415 (hereinafter referred to as the “Bond Ordinance”), imposed tax levies against all taxable real property in the City of Pekin; and

WHEREAS, the tax levy for the year 2007 contained in the Bond Ordinance was based upon the assumption that a levy would be necessary to provide funds for the payment of principal and interest on the bonds authorized by the Bond Ordinance; and

WHEREAS, there are sufficient sources of funds from property taxes and other revenues as contemplated in the Bond Ordinance available for the payment of the principal and interest on the bonds authorized by the Bond Ordinance; and

WHEREAS, the tax levy for the year 2007 provided for in the Bond Ordinance is therefore substantially greater than is necessary to meet the obligation to pay the interest due created by the sale of the bonds authorized by the Bond Ordinance.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS, THAT:

Section 1. The levy of taxes for the year 2007 in the amount of \$157,920.00 provided for in Section 9 of Ordinance No. 2415 entitled “AN ORDINANCE providing for the issue of a Taxable General Obligation Bond, Series 2005, of the City of Pekin, Tazewell and Peoria Counties, Illinois, in the principal amount of \$1,120,000 and for the levy and collection of a direct annual tax for payment of the principal installments of an interest on said bond” is hereby abated and eliminated; it being the intent of the City Council that no taxes be levied for the year 2007 as provided in said

Section 9 of Ordinance No. 2415.

Section 2. The remaining levies of taxes as set forth in the Bond Ordinance for the years subsequent to 2007 are not abated or affected in any manner whatsoever by the passage of this Resolution.

Section 3. In the event a court of competent jurisdiction determines that the tax levies for the years subsequent to 2007 as provided for in the Bond ordinance are in any way affected by this Resolution, then this Resolution shall be void and of no effect whatever.

Section 4. Upon the effective date of this Resolution, a copy hereof certified by the City Clerk, which certificate shall recite that this Resolution has been passed by the City Council and approved by the Mayor, shall be filed with the County Clerks of Tazewell and Peoria Counties, Illinois; said County Clerks are hereby directed to abate and eliminate the levies for the year 2007 contained in the Bond Ordinance, but only to the extent specifically provided herein.

Section 5. This Resolution is in addition to all other Resolutions on the subject and shall be construed therewith excepting as to the part in direct conflict with any other Resolution, and in the event of such conflict, the provisions hereof shall govern.

Section 6. This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

ADOPTED AND APPROVED at a regular meeting of the City Council of the City of Pekin, this 10th day of December 2007.

MAYOR

ATTEST:

CITY CLERK



REQUEST FOR COUNCIL ACTION

To: Honorable Mayor and Members of the City Council

CC: Sue McMillan, City Clerk

From: Dennis Kief, City Manager

AGENDA ITEM: City of Pekin 2007 Levy

AGENDA DATE REQUESTED: December 10, 2007

ACTION REQUESTED: Approval of Establishing the 2007 Levy

BACKGROUND: The City of Pekin derives approximately 12% of its total Revenue from Real Property Tax receipts. The City's tax rate is set by the annual Levy that needs to occur by the end of the calendar year. The proposed Levy would be set in December of 2007 and would establish the City's property tax rate for those taxes received in 2008. That revenue stream is what is utilized in the City's FY 2009 (5/1/08 – 4/30/09) Budget.

The Levied amount (\$5,363,244 proposed) becomes the fixed number. The respective rates are based on the EAV. If the final EAV comes in higher than anticipated, the rate declines. Conversely if the EAV is lower than estimated, the rate increases.

The Police and Fire Pension amounts are established from Actuaries conducted on those funds and have been endorsed by those respective Pension Boards. The Library's amount has been requested by the Library Board. The remainder goes in the General Fund (to fund a portion of Police and Fire Operations)

FINANCIAL IMPACT: \$5,363,244 to the City's Revenue stream

NEIGHBORHOOD CONCERNS: Tax rate would be slightly lower, but a 3% increase in a homeowners EAV (for example a \$150,000 home) would result in a tax increase of \$14.54 on next years property tax bill for that particular home.

IMPACT IF APPROVED: Levy would be set and final tax rate would be based on City's EAV at the time when the County sends out the property tax bills.

IMPACT IF DENIED: City's FY 2009 budget would start with a \$5,363,244 deficit

ALTERNATIVES: Other revenue sources such as increase in locally controlled taxes or user fees or enactment of new tax or user fee

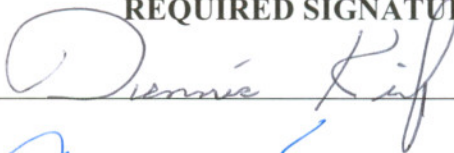
RELATIONSHIP TO THE CONCEPTUAL PLANNING PROCESS: Consistent with Effective Government theme

CITY OF PEKIN PROPOSED LEVY

	2006 Tax Levy		2007 Tax Levy	
	LEVY	RATE	LEVY	RATE
Library	\$ 937,000	\$0.2360	\$ 974,054	0.2365
Police Protection	\$ 889,795	\$0.2241	\$1,045,597	0.2539
Fire Protection	\$ 889,795	\$0.2241	\$1,045,597	0.2539
Police Pension	\$ 980,991	\$0.2471	\$ 840,749	0.2041
Fire Pension	\$1,512,919	\$0.3811	\$1,457,247	0.3540
TOTAL	<u>\$5,210,500</u>	<u>\$1.3124</u>	\$5,363,244	1.3024
% Inc / (Dec)			2.93%	(0.76)%
EAV	\$397,027,200		\$411,796,960	

REQUIRED SIGNATURES

Department Director



Finance Department



(Certification of Availability of Funds)

Corporation Counsel

(Certification of Review)

City Manager





CITY OF PEKIN
PEKIN POLICE PENSION FUND

Actuarial Valuation Report

For the Year

Beginning May 1, 2006

And Ending April 30, 2007

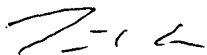
Timothy W. Sharpe, Actuary, Geneva, IL (630) 262-0600

INTRODUCTION

Police-sworn personnel of the City of Pekin are covered by the Police Pension Plan that is a defined-benefit, single-employer pension plan. The purpose of this report is to disclose the Tax Levy Requirement and GASB Statements No. 25 & 27 financial information and related actuarial information for the year beginning May 1, 2006, and ending April 30, 2007.

The valuation results reported herein are based on plan provisions in effect as of May 1, 2006, the employee data furnished by the City, the financial data provided by the Fund's trustee and the actuarial methods and assumptions described later in this report. I hereby certify that this report is complete and accurate and fairly presents the actuarial position of the Fund as of April 30, 2006, in accordance with generally accepted actuarial principles and procedures. In my opinion, the assumptions used are reasonably related to the experience of the Plan and to reasonable expectations.

Respectfully submitted,



Timothy W. Sharpe, EA, MAAA
Enrolled Actuary No. 05-4384

5/25/07

Date

SUMMARY OF RESULTS

There were no changes with respect to Plan Provisions, Actuarial Methods or Actuarial Assumptions from the prior year. There has been a change of actuary from prior year.

There were no unexpected changes with respect to the participants included in this actuarial valuation.

There were no unexpected changes with respect to the Fund's investments from the prior year (annual investment return 9.57%).

The City's Tax Levy Requirement is \$816,261 this year. The Percent Funded is 66.9% this year.

@ 103²/₆ = \$840,743 To Be Used in '07 Levy



CITY OF PEKIN
PEKIN FIREFIGHTERS PENSION FUND

Actuarial Valuation Report

For the Year

Beginning May 1, 2006

And Ending April 30, 2007

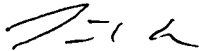
Timothy W. Sharpe, Actuary, Geneva, IL (630) 262-0600

INTRODUCTION

Fire-sworn personnel of the City of Pekin are covered by the Firefighters Pension Plan that is a defined-benefit, single-employer pension plan. The purpose of this report is to disclose the Tax Levy Requirement and GASB Statements No. 25 & 27 financial information and related actuarial information for the year beginning May 1, 2006, and ending April 30, 2007.

The valuation results reported herein are based on plan provisions in effect as of May 1, 2006, the employee data furnished by the City, the financial data provided by the Fund's trustee and the actuarial methods and assumptions described later in this report. I hereby certify that this report is complete and accurate and fairly presents the actuarial position of the Fund as of April 30, 2006, in accordance with generally accepted actuarial principles and procedures. In my opinion, the assumptions used are reasonably related to the experience of the Plan and to reasonable expectations.

Respectfully submitted,



Timothy W. Sharpe, EA, MAAA
Enrolled Actuary No. 05-4384

SUMMARY OF RESULTS

There were no changes with respect to Plan Provisions, Actuarial Methods or Actuarial Assumptions from the prior year. There has been a change of actuary from prior year.

There were no unexpected changes with respect to the participants included in this actuarial valuation.

There were no unexpected changes with respect to the Fund's investments from the prior year (annual investment return 11.08%).

The City's Tax Levy Requirement is \$1,387,854 this year. The Percent Funded is 41.4% this year.

@ 105% = \$1,457,247 TO Be Used in '07 Levy

Kief, Denny

From: Jeff Brooks [jbrooks@pekin.net]
Sent: Wednesday, November 28, 2007 3:04 PM
To: Kief, Denny
Subject: same text, minus a few typos

Unlike the City, the **levy** is the library's primary source of revenue for operations. The library's levy request is again 80% of what it will take to operate the building, employ personnel, continue to improve services, and provide more materials and information products to the public to meet the needs of the community. With fines and fees on the decline, and interest rates falling and CPPRT tapering off in the near future, our only reliable source of revenue will continue to be the levy.

So as the costs of attracting and retaining employees rise (salaries, insurance, training costs), and as it is costing more to maintain our building than we have been budgeting for (budgeted \$27,000 for building maintenance last year, spent almost \$33,000), we cannot look to cutting our materials and services to offset other rising operational costs. To do so would be a disservice to the community. The library's mission is not to maintain a building and employ staff, but rather to offer a welcoming environment and to support the development of informed and enlightened citizens. We are a service, so naturally our employee costs are our highest costs. In addition to having the best staff we can afford, our goal is to make sure that 13-15% of our total operating costs is returned to the community in the form of library materials (books, videos, CD's, audiobooks, magazines, newspapers, etc.) and services (adult and children programs, information databases, etc.).

Jeff Brooks, Director
Pekin Public Library
301 South 4th St.
Pekin, IL 61554
309-347-7111, ext 228

"The library connects us with the insight and knowledge, painfully extracted from Nature, of the greatest minds that ever were, with the best teachers, drawn from the entire planet and from all our history, to instruct us without tiring, and to inspire us to make our own contribution to the collective knowledge of the human species. I think the health of our civilization, the depth of our awareness about the underpinnings of our culture and our concern for the future can all be tested by how well we support our libraries"

-- Cosmos, Carl Sagan

CITY OF PEKIN

**ORDINANCE NO.
AN ORDINANCE MAKING LEVYING AND ASSESSING
MUNICIPAL TAXES IN THE CITY OF PEKIN TAZEWELL
AND PEORIA COUNTIES ILLINOIS
FOR THE FISCAL YEAR FROM MAY 1, 2007 TO APRIL 30, 2008
AND KNOWN AS THE ANNUAL LEVY ORDINANCE**

**PASSED BY THE CITY COUNCIL
OF THE CITY OF PEKIN
THE 10TH DAY OF DECEMBER, 2007**

**PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF THE CITY
COUNCIL OF THE CITY OF PEKIN, TAZEWELL COUNTY, ILLINOIS,
THIS 10TH DAY OF DECEMBER, 2007**

ORDINANCE NO. 2541-07/08

AN ORDINANCE MAKING, LEVYING AND ASSESSING MUNICIPAL TAXES
IN THE CITY OF PEKIN, TAZEWELL AND PEORIA COUNTIES, ILLINOIS,
FOR THE FISCAL YEAR FROM MAY 1, 2007 TO APRIL 30, 2008
AND KNOWN AS THE ANNUAL LEVY ORDINANCE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS:

SECTION I. That there be levied upon all taxable property within the corporate limits of the City of Pekin, the same being subject to taxation, and equalization for the State and County purposes for the current year A.D. 2007, the sum of \$5,363,244.00 pursuant to the Budget Resolution #173-06/07 passed heretofore as follows (the following summary, Exhibit A attached hereto and incorporated by reference, contains the detailed levy for each affected department and fund):

BUDGET SUMMARY BY FUND

FUND NAME	AMOUNT BUDGETED	AMOUNT LEVIED
GENERAL FUND	\$17,905,290	\$2,091,194.00
SOLID WASTE FUND	2,000,868	
SEWAGE DISPOSAL FUND	4,565,326	
MOTOR FUEL TAX	1,802,000	
STORM SEWER	847,608	
HUD #2: METRO DEVELOPMENT FUND	648,181	
TIF #1: CENTRAL BUSINESS DISTRICT FUND	705,806	
CAPITAL PROJECTS	3,101,000	
MUNICIPAL BUS FUND	190,911	
SCHOOL BUS FUND	1,176,439	
AIRPORT FUND	83,230	
ECONOMIC DEVELOPMENT	148,000	
INSURANCE FUND	3,742,904	
VEHICLE MAINTENANCE	1,343,148	
MUNICIPAL LIBRARY FUND	1,263,150	974,054.00
POLICE PENSION	1,746,853	840,749.00
FIRE PENSION	2,197,700	1,457,247.00
TOTAL EXPENDITURES	\$43,468,414	\$ 5,363,244.00

SECTION II. This Levy Ordinance is adopted pursuant to procedures and authority set forth in the Illinois Municipal Code and Article VII, Section 6 of the Constitution of the State of Illinois; it is hereby provided that any limitations in the Illinois Municipal Code in conflict with this Ordinance shall not apply to this Ordinance as per the provisions of Section 6 of Article VII of the Constitution of the State of Illinois.

SECTION III. The Clerk of the City of Pekin is hereby directed and ordered to file a certified copy of this Ordinance with the County Clerk of Tazewell and Peoria Counties, Illinois, on or before December 26, 2007.

SECTION IV. This Ordinance shall be in full force and effect from and after its passage and approval according to law.

PASSED in due form of law by the City Council of the City of Pekin, Illinois, at its regular meeting held on the 10th day of December, 2007; and upon roll call the vote was as follows:

AYES:

NAYS:

ABSENT:

ABSTAINING:

PRESENT:

APPROVED this 10th day of December, 2007.

R. David Tebben

ATTEST:

Sue E. McMillan, City Clerk

CERTIFICATION OF TAX LEVY ORDINANCE

CITY OF PEKIN

THE UNDERSIGNED, DULY ELECTED, QUALIFIED AND ACTING CLERK OF THE CITY OF PEKIN, TAZEWELL AND PEORIA COUNTIES, ILLINOIS, DOES HEREBY CERTIFY THAT THE ATTACHED HERETO IS A TRUE AND CORRECT COPY OF THE TAX LEVY ORDINANCE OF SAID CITY FOR THE FISCAL YEAR BEGINNING MAY 1, 2007 AND ENDING APRIL 30, 2008, AS ADOPTED ON DECEMBER 10, 2007.

THIS CERTIFICATION IS MADE AND FILED PURSUANT TO THE REQUIREMENTS OF (65 ILCS 5/8-3-1) AND ON BEHALF OF THE CITY OF PEKIN, TAZEWELL AND PEORIA COUNTIES, ILLINOIS. THIS CERTIFICATION MUST BE FILED BY THE 26TH DAY, DECEMBER, 2007.

DATED THIS 10TH DAY OF DECEMBER, 2007

SUE E. MCMILLAN
CITY CLERK

**CITY OF PEKIN
PROPOSED LEVY**

	2006 Tax Levy		2007 Tax Levy	
	LEVY	RATE	LEVY	RATE
Library	\$ 937,000	\$0.2360	\$ 974,054	0.2365
Police Protection	\$ 889,795	\$0.2241	\$1,045,597	0.2539
Fire Protection	\$ 889,795	\$0.2241	\$1,045,597	0.2539
Police Pension	\$ 980,991	\$0.2471	\$ 840,749	0.2041
Fire Pension	<u>\$1,512,919</u>	<u>\$0.3811</u>	<u>\$1,457,247</u>	<u>0.3540</u>
TOTAL	<u>\$5,210,500</u>	<u>\$1.3124</u>	\$5,363,244	1.3024
% Inc / (Dec)			2.93%	(0.76)%
EAV	\$397,027,200		\$411,796,960	

The City Council of the City of Pekin will consider the adoption of the 2007 Levy Ordinance at the Council meeting of December 10, 2007 @ 5:30 p.m. The ordinance is available in the Office of the City Clerk, 111 South Capitol Street, Pekin, Illinois 61554-4108

Sue E. McMillan
City Clerk



WHERE DO OUR PROPERTY TAXES GO?

TAZEWELL COUNTY
DUANE GRAY CO TREASURER
P.O. BOX 490
PEKIN, IL 61555-0490

TOWNSHIP	LENDING CODE	LANDLOT ACRES	FARM LAND ACRES	FORFEITED TAX
PEKIN				

RESIDENT
PEKIN IL 61554-0000
PROPERTY OWNER IF OTHER THAN ABOVE

2004 REAL ESTATE TAX

PROPERTY NUMBER	CLASS	CODE	NUMBER	TAX NOTICE
04-04-26-	0032	04009		
SRC 26 T25N R5W				
LOT 1/4				
NR 1/4				
LANDLOT ASSESSED	FARM LAND ASSESSED	FARM BLDG ASSESSED	BUILDING ASSESSED	TOTAL ASSESSED
LANDLOT B.O.B. MULT.	FARM LAND B.O.B. MULT.	FARM BLDG. B.O.B. MULT.	BUILDING B.O.B. MULT.	DEPARTMENT MULTIPLIER
IMPROVEMENT EXEMPTION	DEPARTMENT EQUALIZED	OWNER OCCUPIED	HOMESTEAD VETERAN	TAXABLE VALUE
SCAFHE	1ST INSTALLMENT		2ND INSTALLMENT	
	06/23/2005	DUE DATE	09/01/2005	
		INSTALLMENT		
		PENALTY/COST		
		TOTAL		

IMPORTANT INFORMATION - ON BACK OF BILL

TOTAL TAX:

PROPERTY NUMBER		CLASS	NUMBER	TOWNSHIP	
04-04-26-		0032		PEKIN	
2003 RATE	2003 TAX	TAXING DISTRICT		2004 RATE	PERCENT
.43960		TAZEWELL COUNTY		.45020	6.1
.12700		PEKIN TWP.		.13550	1.8
		PE TWP ASSESSOR			
		PEKIN RD & BR			
2.55190		GRADE SCHOOL 102		2.60170	35.3
1.95150		HIGH SCHOOL 303		1.91260	25.9
.47710		COMMUNITY COLLEGE 514		.48530	6.6
1.09200		PEKIN CORP		1.12020	15.2
.42970		PEKIN PARK DIST		.44460	6.0
.21210		PEKIN LIBRARY		.21140	3.1
7.18090		TOTAL TAX		7.36150	100.0

YOU MAY BE ELIGIBLE FOR THE SENIOR CITIZENS AND DISABLED PERSONS PROPERTY TAX RELIEF AND PHARMACEUTICAL ASSISTANCE ACT.
APPLICATIONS ARE AVAILABLE FROM THE ILLINOIS DEPARTMENT OF REVENUE FOR QUESTIONS CALL: 1-800-824-2459 FOR FORMS CALL: 1-800-356-6302



PEKIN 2007 TAX RATES

PROPERTY TAX-TAZEWELL COUNTY

Tazewell County	0.4420
ICC Junior College #514	0.4813
City of Pekin Corporate	1.3103
Pekin Park District	0.4317
Pekin School District #303	<u>1.8370</u>
Base City of Pekin	4.5023

Pekin School District #108	2.6805
NP/MH School District #102	2.5260
Rankin School District #98	3.0297
Pekin Township	0.1341
Cincinnati Township	0.1797
Groveland Township	0.0670
Elm Grove Township	0.0625

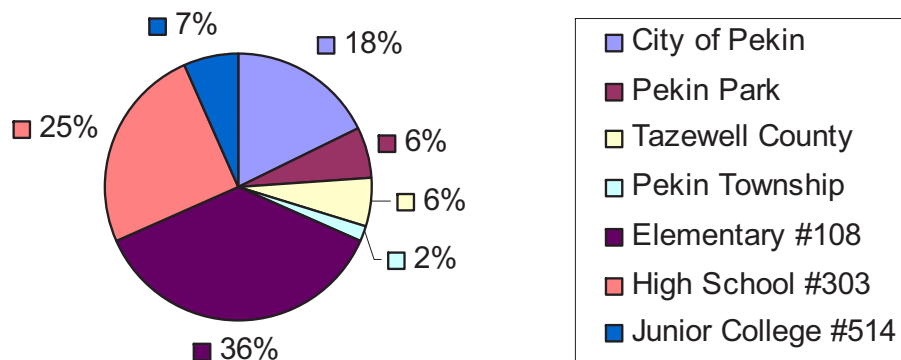
City of Pekin, 108, Pekin	7.3169
City of Pekin, 108, Cincinnati	7.3625
City of Pekin, 108, Groveland	7.2498
City of Pekin, 108, Elm Grove	7.2453
City of Pekin, 102, Pekin	7.1624
City of Pekin, 98, Cincinnati	7.7117



2007 TAXES (INCLUDING LIBRARY)

	1989	1994	1999	2003	2006
City of Pekin	\$3.4689	\$2.8428	\$1.4722	\$1.0659	\$1.3103
Pekin Park	\$0.4764	\$0.5711	\$0.5125	\$0.4370	\$0.4317
Tazewell County	\$0.5854	\$0.5079	\$0.5832	\$0.4383	\$0.4420
Pekin Township	\$0.1000	\$0.2365	\$0.1869	\$0.0883	\$0.1341
Elementary #108	\$2.6883	\$3.0032	\$2.9661	\$2.6485	\$2.6805
High School #303	\$1.7307	\$1.8653	\$1.9841	\$1.8548	\$1.8370
Junior College #514	\$0.4025	\$0.4778	\$0.4227	\$0.4573	\$0.4813
TOTAL RATE	\$9.4522	\$9.5046	\$8.1277	\$6.9901	\$7.3169
CITY % OF BILL	36.70%	29.91%	18.11%	15.25%	17.91%

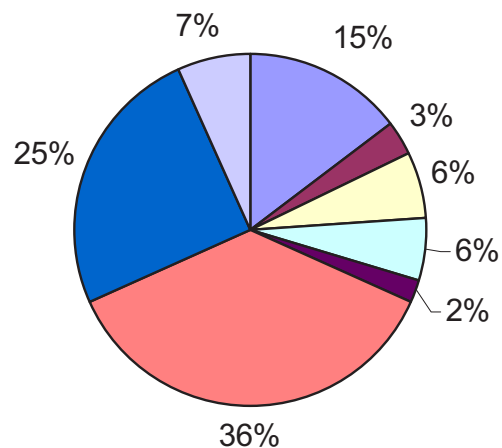
2006 PEKIN TAX BILL





2007 TAXES (EXCLUDING LIBRARY)

City of Pekin	\$1.0779
Library	\$0.2324
Pekin Park	\$0.4317
Tazewell County	\$0.4420
Pekin Township	\$0.1341
Elementary #108	\$2.6805
High School #303	\$1.8370
Junior College #514	\$0.4813
TOTAL RATE	\$7.3169
CITY % OF BILL	14.73%

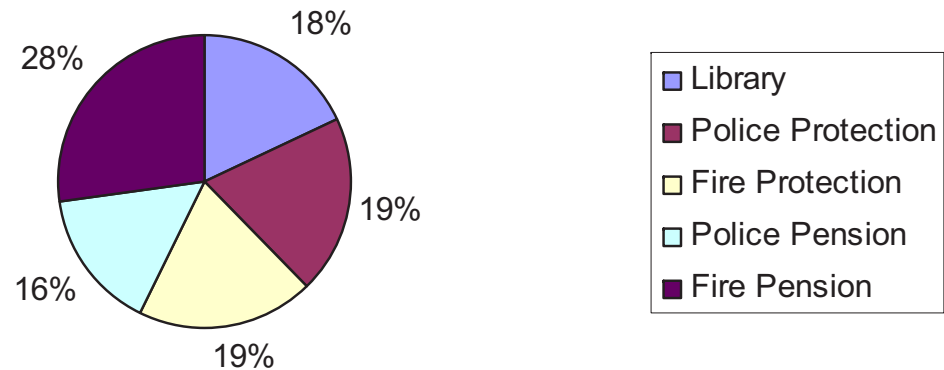




FY 2007 LEVY

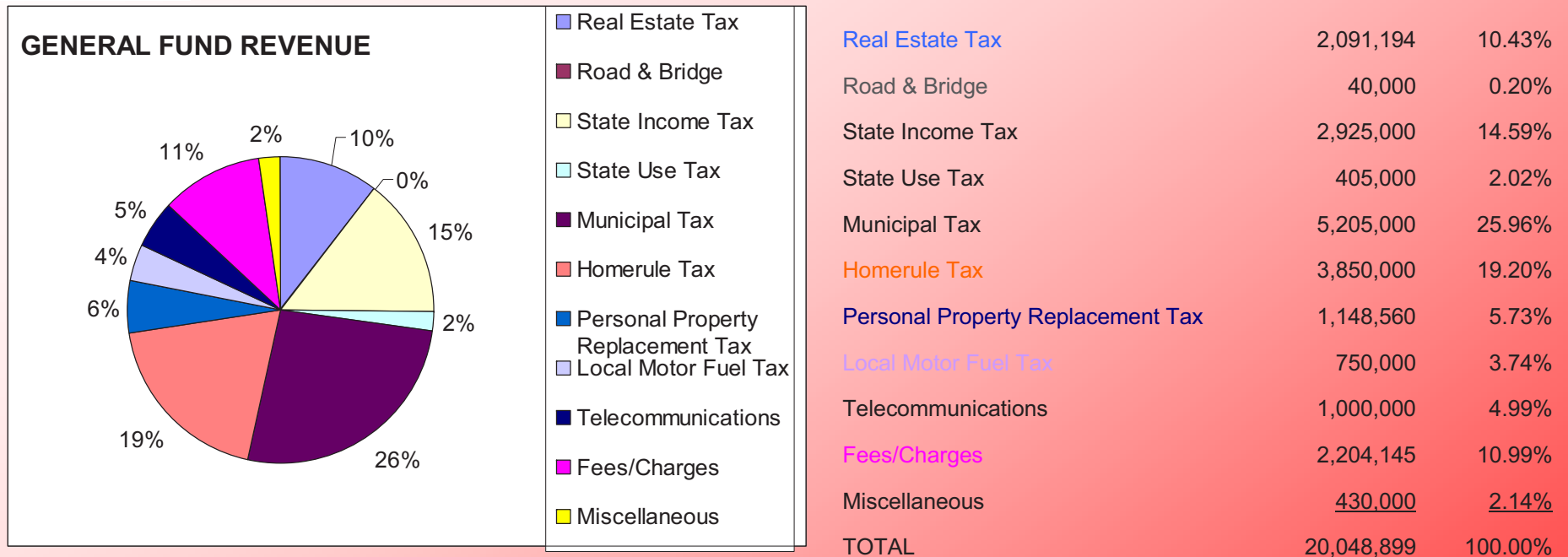
Library	974,054	0.2365
Police Protection	1,045,597	0.2539
Fire Protection	1,045,597	0.2539
Police Pension	840,749	0.2041
Fire Pension	<u>1,457,247</u>	<u>0.354</u>
TOTAL	5,363,244	1.3024

FY 2007 LEVY





FY 2009 GENERAL REVENUE

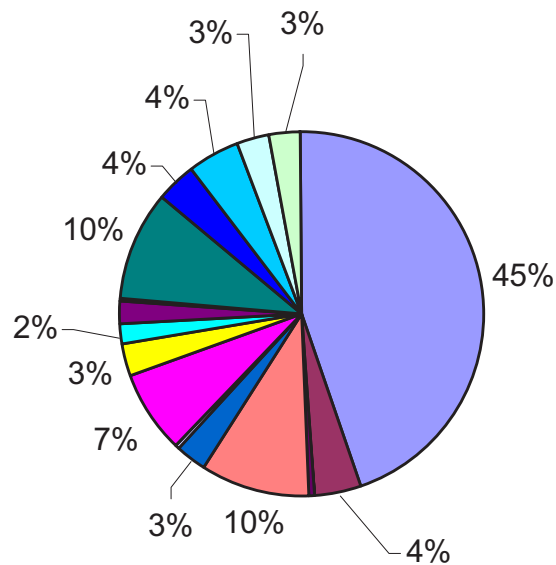


Preliminary FY 2009 Budget Figures



FY 2009 TOTAL REVENUE

FY 2009 FUND REVENUE



- General Fund
- School Bus
- Municipal Bus
- Airport
- Economic Develop.
- Capital
- Vehicle Maintenance
- Solid Waste
- Storm Sewer
- Sewerage
- Motor Fuel Tax
- HUD
- TIF

Preliminary FY 2009 Budget Figures

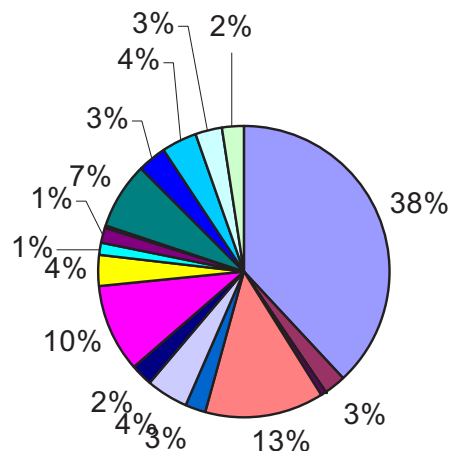
Fund Revenue

Fund	Revenue
General Fund	\$ 20,048,899.00
School Bus	\$ 1,658,869.00
Municipal Bus	\$ -
Airport	\$ 59,315.00
Economic Develop.	\$ 164,183.00
Capital	\$ 4,329,615.00
Vehicle Maintenance	\$ 1,358,476.00
Solid Waste	\$ 120,000.00
Storm Sewer	
Sewerage	\$ 3,290,610.00
Motor Fuel Tax	\$ 1,231,795.00
HUD	\$ 738,031.00
TIF	\$ 1,034,020.00
Tourism Fund	\$ 150,000.00
Self-Insurance	\$ 4,359,525.00
Police Pension	\$ 1,615,865.00
Fire Pension	\$ 2,003,567.00
TPCCC	\$ 1,321,458.00
Library	\$ 1,215,078.00
Total	\$ 44,699,306.00



FY 2009 TOTAL EXPENSE

FY 2009 FUND EXPENSES



- General Fund
- School Bus
- Municipal Bus
- Airport
- Economic Develop.
- Capital
- Vehicle Maintenance
- Solid Waste
- Storm Sewer
- Sewerage
- Motor Fuel Tax
- HUD
- TIF

Preliminary FY 2009 Budget Figures

Fund	Expense
General Fund	\$18,699,955.00
School Bus	\$ 1,243,254.00
Municipal Bus	\$ -
Airport	\$ 100,273.00
Economic Develop.	\$ 180,729.00
Capital	\$ 6,402,000.00
Vehicle Maintenance	\$ 1,358,476.00
Solid Waste	\$ 2,137,047.00
Storm Sewer	\$ 1,185,488.00
Sewerage	\$ 4,776,216.00
Motor Fuel Tax	\$ 1,758,000.00
HUD	\$ 701,706.00
TIF	\$ 718,108.00
Tourism Fund	\$ 152,826.00
Self-Insurance	\$ 3,661,015.00
Police Pension	\$ 1,615,865.00
Fire Pension	\$ 2,042,473.00
TPCCC	\$ 1,319,740.00
Library	\$ 1,215,078.00
Total	\$49,268,249.00

ORDINANCE NO. 2542-0A-07/08

AN ORDINANCE AMENDING TITLE 9,
OF THE CODE OF THE CITY OF
PEKIN 1995 REGARDING THE ZONING CODE

WHEREAS, the Code of the City of Pekin 1995 was adopted on April 10, 1995, and duly published in book form; and

WHEREAS, the City Council has determined that it is in the best interests of the City to amend the City Code regarding the City's Zoning Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS:

1. That Title 9, Chapter 1, Section 2, be amended by adding the definition of **Livestock** which reads: Brood cows, feeder cattle, or dairy cows.
2. That Title 9, Chapter 10, Section 5, be amended by adding Subsection F which reads: Farms on those parcels of land having an area of not less than one hundred sixty (160) acres, all subject to the health and sanitation provisions of the City, and provided further, farms with said livestock being limited to a density of one (1) cattle per five (5) open, uncovered acres on a tract of land, and that no farms shall be operated as piggeries or for the disposal of garbage, sewage, rubbish, offal or rendering plants, or for the slaughtering of animals.

BE IT FURTHER ORDAINED that all other parts of the Code of the City of Pekin 1995 as amended except as modified herein are hereby reaffirmed and ratified and are in full force and effect.

BE IT FURTHER ORDAINED that all Ordinances or parts of ordinances in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect upon its passage and approval as required by law.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Pekin, this _____ day of _____, 2007; and upon roll call the vote was as follows:

AYES: _____

NAYS: _____

ABSENT: _____

ABSTAINING: _____

APPROVED this _____ day of _____, 2007.

MAYOR

ATTEST:

CITY CLERK

ORDINANCE NO. __

**AN ORDINANCE AMENDING TITLE 9, CHAPTER 9,
SECTION 1, OF THE CODE OF THE CITY OF
PEKIN 1995 REGARDING THE ZONING CODE**

WHEREAS, the Code of the City of Pekin 1995 was adopted on April 10, 1995, and duly published in book form; and

WHEREAS, the City Council has determined that it is in the best interests of the City to amend the City Code regarding the City's Zoning Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS:

1. That Title 9, Chapter 9, Section 1, be amended by adding to requirements for an R-4 residential lot as noted on the attached sheet.

BE IT FURTHER ORDAINED that all other parts of the Code of the City of Pekin 1995 as amended except as modified herein are hereby reaffirmed and ratified and are in full force and effect.

BE IT FURTHER ORDAINED that all Ordinances or parts of ordinances in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect upon its passage and approval as required by law.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Pekin, this ____ day of _____, 2007; and upon roll call the vote was as follows:

AYES: _____

NAYS: _____

ABSENT: _____

ABSTAINING: _____

APPROVED this _____ day of _____, 2007.

MAYOR

ATTEST:

CITY CLERK

	Use District	Lot Size/D.U. (area sq. ft.) Minimum Width:		Maximum Height of Structure Sides in:		Minimum Yard Setback (per lot in) Ratio of Least Total			Maximum Percent of Lot Coverage (Per unit) One
		Avg / Subdiv.	In ft.	Stories	Ft	Front	One	Rear	
R-E	One-Family Residential District	20,000	90 (a)	2 ½	30	35 (b)	10 (b)(c)	30 (b)	30%
R-1	One-Family Residential District	11,500 (a)	85 (a)	2	25	30 (b)	10 (c)(b)	35 (b)	35%
R-1	Corner Lots							30 (b)	
R-2	One-Family Residential District	10,000 (a)	75 (a)	2	25	25 (b)	7 (c)(b)	35 (b)	35%
R-2	Corner Lots							30 (b)	
R-3	One-Family Residential District	8,000 (a)	65 (a)	2	25	25 (b)(h)	5 (b)(c)	35 (b)	35%
R-3	Corner Lots							30 (b)	
R-4	One-Family Residential District	5,000 Existing 7,800(a) New	50 Existing 65 (a) New	2	25	25 (b)(h)	3 (b)(c) 5 (b)(c) 12 (b)(c)	20 (b)(p) 35(b)	50%
R-4	Corner Lots							20 (b)(p)	

HORSE STABLE: A structure to accommodate horses for personal use or the breeding, raising, training or boarding of horses for remuneration. A horse stable may include the renting of horses for remuneration where appropriate trails are provided on a tract consisting of at least ten (10) acres in addition to the acreage requirement of Section 9-3-2, Paragraph 4 of this Title.

HOTEL: A building or part of a building, with a common entrance or entrances, in which the dwelling units or rooming units are used primarily for transient occupancy and in which one or more of the following services are offered: maid service, furnishing of linen, telephone, secretarial or desk service and bellboy service. A hotel may include a restaurant or cocktail lounge, public banquet halls, ballrooms or meeting rooms.

IMPROVED SURFACE: An entire driveway and/or parking area constructed of a hard surface of concrete, asphalt or brick pavers for the purpose of accommodating vehicular parking and/or ingress and egress to the property.

IRREGULARLY SHAPED LOTS: Any platted lot whose exterior shape does not form a square or rectangular plane figure.

JUNK YARD: An area where waste, used or secondhand materials are bought and sold, exchanged, stored, baled, packed, disassembled or handled including, but not limited to, scrap iron and other metals, paper, rags, rubber tires and bottles. A "junk yard" includes automobile wrecking yards and includes any open area of more than two hundred (200) square feet for storage, keeping or abandonment of junk.

KENNEL, COMMERCIAL: Any lot or premises on which three (3) or more dogs, cats or other household pets are either permanently or temporarily boarded for remuneration.

LIVESTOCK: Brood cows, feeder cattle or dairy cows.

LOADING SPACE: An off-street space on the same lot with a building or group of buildings for the temporary parking of a commercial vehicle while loading and unloading merchandise or materials.

LODGE: Means a bona fide fraternal association, service organization, club or society whose facilities are available for use only by its dues-paying members and their guests.

LOT: A parcel of land occupied or intended to be occupied by a main building or a group of such buildings and accessory buildings, or utilized for the principal use and uses accessory thereto, together with such yards and open spaces as are required under the provisions of this Title. A lot may or may not be specially designated as such on public records.

LOT AREA: The total horizontal area within the lot lines of the lot.

9. All mobile home park developments shall further comply with all codes and ordinances of the City and the State of Illinois.

C. Racetracks (Including Midget Auto and Karting Tracks): Because race tracks develop a concentration of vehicular traffic in terms of ingress and egress from their parking areas and cause noise levels which may project beyond the property so used, they shall be permitted in the I-1 Districts when located adjacent to a major thoroughfare and shall be located on a parcel of land which is abutting land zoned for industrial purposes on all sides of the parcel in question and shall be subject, further, to the following conditions and such other controls as deemed necessary to promote health, safety and general welfare in the City:

1. All parking shall be provided as off-street parking within the boundaries of the development.
2. All access to the parking areas shall be provided from a major thoroughfare.
3. All sides of the development not abutting a major thoroughfare shall be provided with a twenty foot (20') greenbelt planting and fence or wall so as to obscure from view all activities within the development. Said planting shall be in accord with Section 9-10-6 of this Chapter.

E. Parks other than municipal parks. (Municipal Parks are allowed in any use district).

F. Farms on those parcels of land having an area of not less than one-hundred sixty (160) acres, all subject to the health and sanitation provisions of the City, and provided further, farms, with said livestock being limited to a density of one (1) cattle per five (5) open, uncovered acres on a tract of land, and that no farms shall be operated as piggeries or for the disposal of garbage, sewage, rubbish, offal or rendering plants or for the slaughtering of animals.

9-10-5: **PERFORMANCE STANDARDS:** No use otherwise allowed shall be permitted within any use district which does not conform to the following standards of use, occupancy and operation, which standards are hereby established as the minimum requirements to be maintained within said area:

A. Open Storage: The open storage of any equipment and all materials, including wastes, shall be screened from abutting residential property by an enclosure consisting of an obscuring wall or fence not less than six feet (6') high or by a ten foot (10') wide greenbelt planting not less than six feet (6') high. The obscuring fence may be eliminated where such fence will interfere with traffic movement on public streets or thoroughfares.



REQUEST FOR COUNCIL ACTION

To: Honorable Mayor and Members of the City Council

CC: Sue McMillan, City Clerk

From: Dennis Kief, City Manager

AGENDA ITEM: City Of Pekin Policy #14 – Police Pension Funding

AGENDA DATE REQUESTED: December 10, 2007

ACTION REQUESTED: Fund the Pekin Police Pension Fund at 103% of the annual actuarial

BACKGROUND: In January of 2001 the City Council enacted a similar policy on the Fire Pension Fund.

FINANCIAL IMPACT: \$24,488 in 2007 Levy

NEIGHBORHOOD CONCERNS: 0.46% of Total Levy

IMPACT IF APPROVED: Future Levies would incorporate 103% instead of 100%

IMPACT IF DENIED: Would take longer for the Police Pension Fund to be fully funded

ALTERNATIVES: N/A

RELATIONSHIP TO THE CONCEPTUAL PLANNING PROCESS: Consistent with Effective Government theme

REQUIRED SIGNATURES

Department Director

Finance Department

(Certification of Availability of Funds)

Corporation Counsel

(Certification of Review)

City Manager



CITY OF PEKIN POLICY NO. 14

City of Pekin Policy For Funding the Police Pension Fund

Policy

The City of Pekin shall fund the Pekin Police Pension Fund at 103% of the annual actuarial requirements for the fund as determined by an independent actuarial calculation until such time as the funded ratio is equal to or greater than 75% of the funding requirements as determined by the Department of Insurance

Purpose

It is the intention to insure the sound management of the Police Pension Fund's investment portfolio, to control the fund's expenses and to use sound discretion in administering all claims for the funds. Therefore, this policy is adopted to assure the Police Pension fund will continue to receive additional annual funding until the actuarial liability is equal to or greater than 75% of funding requirements in order to provide funded needs and demands for the benefit of its members

Adopted this 10th day of December 2007.



REQUEST FOR COUNCIL ACTION

To: Honorable Mayor and Members of the City Council

CC: Sue McMillan, City Clerk

From: Dennis Kief, City Manager

AGENDA ITEM: Assignment of Electrical Generation Contract

AGENDA DATE REQUESTED: November 26, 2007

ACTION REQUESTED: Authorize City signature on ~~Notation~~ and Amendment

BACKGROUND: Earlier this year the City entered into a contract with Sempra to provide Electrical Generation supply to City Buildings. Sempra Energy and The Royal Bank of Scotland are forming a joint venture and transferring its business to RBS

FINANCIAL IMPACT: None, rates remain the same

NEIGHBORHOOD CONCERNS: N/A

IMPACT IF APPROVED: No change in rates

IMPACT IF DENIED: Possibly void contract

ALTERNATIVES: If able to void contract, re-bid.

RELATIONSHIP TO THE CONCEPTUAL PLANNING PROCESS: Consistent with the Strong Foundation theme

REQUIRED SIGNATURES

Department Director	_____	Date
Finance Department	_____	Date
	(Certification of Availability of Funds)	
Corporation Counsel	_____	Date
	(Certification of Review)	
City Manager	_____	Date



November 8, 2007

City of Pekin, IL
111 South Capitol St
Pekin, IL 61554

As you may have heard, Sempra Energy ("Sempra") and The Royal Bank of Scotland plc ("RBS") earlier announced that they will form a joint venture (49%/51% respective ownership interests) to operate their commodities businesses. Sempra Energy Solutions LLC ("SES") will be part of this joint venture and will be transferring its business to RBS. RBS is rated "AAA" by Moody's and "AA" by S&P, and is one of the largest financial institutions in the world. After this transfer you will directly benefit from RBS's financial strength.

This transaction is expected to close in the fourth quarter of 2007 ("Closing Date"). Sometime after the Closing Date, all outstanding agreements and transactions ("Contracts") between you and SES and your metered accounts will be transferred to RBS ("Novation"). As of the effective date of the Novation, SES's rights, liabilities and obligations under the Contracts will cease and RBS will assume all such rights, liabilities and obligations as principal to the Contracts. SES will continue to conduct business on its own behalf until the effective date of the Novation and thereafter SES will conduct business on behalf of RBS as its operating agent. This means that you will continue to deal with the same people within SES's organization and you will continue to receive and make all payments in accordance with the same instructions as you do today (and all notices and contact information under your agreements with SES will remain the same). We expect that this transition will be completely seamless to you.

As part of this Novation, we ask that you agree to amend the Contracts ("Amendment") so that RBS has 15 days to cure any default associated with an involuntary presentation of a petition for the winding-up or liquidation of RBS ("Involuntary Petitions"). This amendment is necessary because RBS, as a result of being a regulated bank in the United Kingdom, is intermittently subject to frivolous Involuntary Petitions, which it routinely responds to and dismisses. The Amendment and Novation will have the same effective date, of which such date SES will notify you.

We would appreciate your agreeing to the Novation and Amendment by returning a signed copy of this letter to us in the enclosed self-addressed stamped envelope or by faxing it to (619) 696-3050 in the next few days for our records. Should you have any questions, please feel free to call (877) 273-6772. Thank you in advance for your cooperation.

We are sincerely excited about the benefits that this change will bring to our relationship and we look forward to the future.

Sincerely,

A handwritten signature in black ink, appearing to read "James Wood".

James Wood
President
Sempra Energy Solutions LLC

A handwritten signature in black ink, appearing to read "Mark Rose".

Mark Rose
Managing Director and Associate General Counsel
The Royal Bank of Scotland plc

Acknowledged and agreed to by:

COUNTERPARTY

By: _____
Name
Title
Date

ORDINANCE NO. _____

**AN ORDINANCE AMENDING TITLE 4, CHAPTER 4C
SECTION 2 OF THE CODE OF THE CITY OF
PEKIN 1995 REGARDING SEWER USER CHARGES**

WHEREAS, the Code of the City of Pekin 1995 was adopted on April 10, 1995, and duly published in book form; and

WHEREAS, the City of Pekin is a home rule municipality as described in Section 6(a), Article VII of the 1970 Constitution of the State of Illinois, and as such may exercise any power and function pertaining to its government and its affairs; and

WHEREAS, the City Council has determined that it is in the best interests of the City to amend the City Code regarding Sewer User Charges.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS:

1. That Title 4, Chapter 4B, Section 3C be amended by deleting the existing section in its entirety, and inserting the following language:

C. Fees: Application for a residential permit shall be accompanied by a fee of fifty five dollars (\$55.00) Application for a commercial/institutional/governmental user or industrial user shall be subject to a fee established by the Code Enforcement Officer and approved by resolution of the Council from time to time, but in no event shall the minimum fee be less than one hundred dollars (\$100.00) nor the maximum fee be more than one thousand dollars (\$1000.00).

All permits and fees for any classification in this Section shall be doubled if work is started without a permit unless prior arrangements have been made with the Building Department of the City.

2. That Title 4, Chapter 4B, Section 3D be amended by deleting the existing section in its entirety, and inserting the following language:

D. Classes of Building Sewer Permits: There shall be three (3) classes of building sewer permits: one for residential wastewater service, one for commercial, institutional/governmental, and industrial wastewater service and one for restaurant or food establishments service.

3. That Title 4, Chapter 4B, Section 3-1B be amended by deleting the existing section in its entirety, and inserting the following language:

B. Fee: The fee for such supplementary permit shall be fifty five dollars \$55.00.

4. That Title 4, Chapter 4B, Section 4 be amended by deleting the existing section in its entirety, and inserting the following language:

4-4B-4: CONNECTION FEES; NEWLY- ACCEPTED SUBDIVISIONS:

A. The owner of each single family lot, condominium or apartment contained in a newly-accepted subdivision or existing platted area shall obtain a permit from the City prior to hooking into the sanitary system of the City and shall pay a fee of four hundred dollars \$1,600 to the City for each such single family lot, condominium unit or apartment unit for such hookup privilege.

B. Said fee shall be paid to the Director of Finance of the City at the time of transfer of title to the real estate by deed or contract from the original owner or subdivider to the purchaser or at the time when the hookup is to be made, whichever occurs first, and any violation of this provision shall subject the grantor to the penalties of this Article and each day shall be considered a separate offense.

C. No permit shall issue for said sewer tap until said fee required thereunder shall have been paid.

D. No sewer permit shall be issued to any applicant if said applicant is delinquent in the payment of any taxes or fees due the City until said delinquency is cured.

E. Commercial, institutional/governmental, and industrial use or any change of use of any property within the boundaries of the City which would entail a greater usage of said sewer system of the City shall be charged a fee in addition to that specified in

subsection A hereof for a connection permit. The additional fee shall be \$600 for each toilet in excess of three, but in no event shall the additional fee be less than the following minimums except as noted:

- (i) For commercial, institutional/governmental, and industrial uses, other than a restaurant or establishment where food is served, the fee shall be \$2,000
- (ii) For restaurants and establishments where food is served, the fee shall be \$4,800
(Note: if a restaurant or establishment where food is to be served is to be opened in a building with an existing sewer system the fee shall be \$1,000)
- (iii) Any Commercial, institutional/governmental, or industrial user generating more than 10,000gpd shall be charged \$4,000/ 1,000gpd over the 10,000gpd.

BE IT FURTHER ORDAINED that all other parts of the Code of the City of Pekin 1995 as amended except as modified herein are hereby reaffirmed and ratified and are in full force and effect.

BE IT FURTHER ORDAINED that all Ordinances or parts of ordinances in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect upon its passage and approval and publication as required by law.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Pekin, this
___ day of _____, 2007; and upon roll call the vote was as follows:

AYES: _____

NAYS: _____

ABSENT: _____

ABSTAINING: _____

APPROVED this _____ day of _____, 2007.

MAYOR

ATTEST:

CITY CLERK

ORDINANCE NO. 1462-A-267-07/08

**AN ORDINANCE AMENDING TITLE 8, CHAPTER 4, SECTION 1 D
OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING NO PARKING SCHEDULE**

WHEREAS, the City of Pekin is a home rule municipality as described in Section 6(a), Article VII of the 1970 Constitution of the State of Illinois, and as such may exercise any power and function pertaining to its government and its affairs; and

WHEREAS, the Code of the City of Pekin 1995 was adopted on April 10, 1995, and duly published in book form;

WHEREAS, the City Council has determined that it is in the best interests of the City to amend the City Code NO PARKING SCHEDULE regarding parking:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS:

1. That Title 8, Chapter 4, Section 1. D. be amended by deleting the existing No Parking Schedule dated October 9, 2007 in its entirety, and inserting the No Parking Schedule dated December 10, 2007 attached hereto and incorporated herein by this reference.

BE IT FURTHER ORDAINED that all other parts of the Code of the City of Pekin 1995 as amended except as modified herein are hereby reaffirmed and ratified and are in full force and effect.

BE IT FURTHER ORDAINED that all Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect upon its passage, approval and publication as required by law.

PASSED AND APPROVED at the regular meeting of the City Council of the City of Pekin, this _____ day of _____, 2007; and upon roll call the vote was as follows:

AYES:

NAYS:

ABSENT:

ABSTAINING:

APPROVED this _____ day of _____, 2007.

Mayor

ATTEST:

City Clerk

Time	Duration	Days	On Street	At or From	To	Direction	Side
Total	Always	All days	North 18th Street	James Road	50' South of James Road	South	West
Total	Always	All days	South 3rd Street	Broadway Road	Franklin Street	South	West
Total	Always	All days	Sommerset Street	Lakeside Avenue	40' North of Lakeside	North	West
Total	Always	All days	Sheridan Road	600 ' east of Redwood	Lick Creek Bridge	East-West	Both
Total	Always	All days	Park Avenue	South 14th Street	Court Street	East	South
2 hours	Always	All days	Park Avenue	South 13th Street	250' East of 13th Street	East	South
Total	Always	All days	Park Avenue	250' East of 13th St	South 14th Street	East	South
Total	Always	All days	Washington Street	Capitol Street	82' West of Capitol	West	South
Total	Always	All days	South 4th Street	Court Street	52' South of Court Street	South	West
Total	Always	All days	South 3rd Street	150' North of Winter	145' to corner of McLean	North	East
Total	Always	All days	Woodlawn Court	Summer Street	Charles Street	West	Both
Total	Always	All days	Hecker Court	Hecker Court	10th Street	East-West	Both
Total	Always	All days	Ann Eliza Street	11th Street	12th Street	East-West	Both
Total	Always	All days	Christopher Street	Alley north to	Lucille	North-South	Both
Total	Always	All days	Elm Street	Mechanic Street	3rd Street	East-West	Both
Total	Always	All days	Charles Street	Summer Street	3rd Street	East-West	Both
Total	Always	All days	Charles Street	Mechanic Street	Maple Street	East-West	Both
Total	Always	All days	Prince Street	Summer Street	3rd Street	East-West	Both
Total	Always	All days	McLean Street	2nd Street	West End	East-West	Both
Total	Always	All days	Meyers Court	12th Street	West End	East-West	Both
Total	Always	All days	Prince Street	12th Street	14th Street	East-West	Both

CITY OF PEKIN TRAFFIC SAFETY COMMITTEE MINUTES
WORK SESSION – AUGUST 17, 2007 @ 9:00 A.M.

PRESENT: Tim Gillespie, Dennis Kief, Dave Pagliaro, Joe Wuellner, Chuck Lauss, Joe Berardi.

This work session was called to physically go out on the streets to assess the traffic safety issues of the areas on the preliminary list to make a recommendation to City Council regarding restricted parking.

The following is the Traffic Safety Committee recommendation regarding the listed locations:

LOCATION	RECOMMENDATION
1000 Block of Mechanic St.	No Parking – East side of street
Woodlawn Ct.	No Parking – Both sides of street
Hecker Ct.	E/W Portion – No Parking both sides of street N/S Portion – No Parking East Side
Dead end of 8 th St. (1000 Block) off of Prince St.	No Parking – East side of street in cul-de-sac
Winter St. between 10 th St. and Hecker Ct.	North side currently has no parking
600 Block of S. 11 th St.	No Parking – West side of street
600 Block of S. 12 th St.	No Parking – West side of street
Ann Eliza St. between 11 th St. and 12 th St.	No Parking – Both sides of street
Christopher St.	No Parking – 300 Block West side No Parking – 400 Block both sides of street
Orchard St.	No Parking – East side of street
Elm St. between Mechanic St. and 3 rd St.	No Parking – Both sides of street
Charles St. between Summer St. and 3 rd St.	No Parking – Both sides of street
Charles St. between Mechanic St. and Maple St.	No Parking – Both sides of street
1100 Block of S. 6 th St. (Curve)	No Action – Curve has lanes marked
Maple St. (1000 Block) from Elm St. to dead end	No Parking – West side of street
Cul de sac at the end of James Rd. at 18 th St.	Parallel parking only
Prince St. between Summer St. and 3 rd St.	No Parking – Both sides of street
McLean St. from 2 nd St. to West end	No Parking – Both sides of street
Meyers Ct. from 12 th St. to West end	No Parking – Both sides of street
Prince St. from 12 th St. to 14 th St.	No Parking – Both sides of street

Special note that Fall Avenue is a good example of a restriction already in place. There is currently no parking on both sides of Fall Avenue.

This work session is a preliminary step. There will be more recommendations in the future, as this session did not cover the entire city.

Respectfully Submitted,
Lee Ann Wrhel

Woodlawn Ct: No Parking Either Side



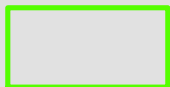
Hecker Ct: No Parking on East Side, No Parking Either Side in Alley



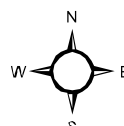
Legend



No Parking



parcels



0 25 50 100 Feet

October 12, 2007, City of Pekin, Greg Gurbal - GIS Coordinator

Ann Eliza Between 11th and 12th: No Parking Either Side



Christopher St: No Parking on West Side of 300 Block, No Parking Either Side of 400 Block



Elm St (1-way) Between Mechanic St and 3rd St: No Parking Either Side

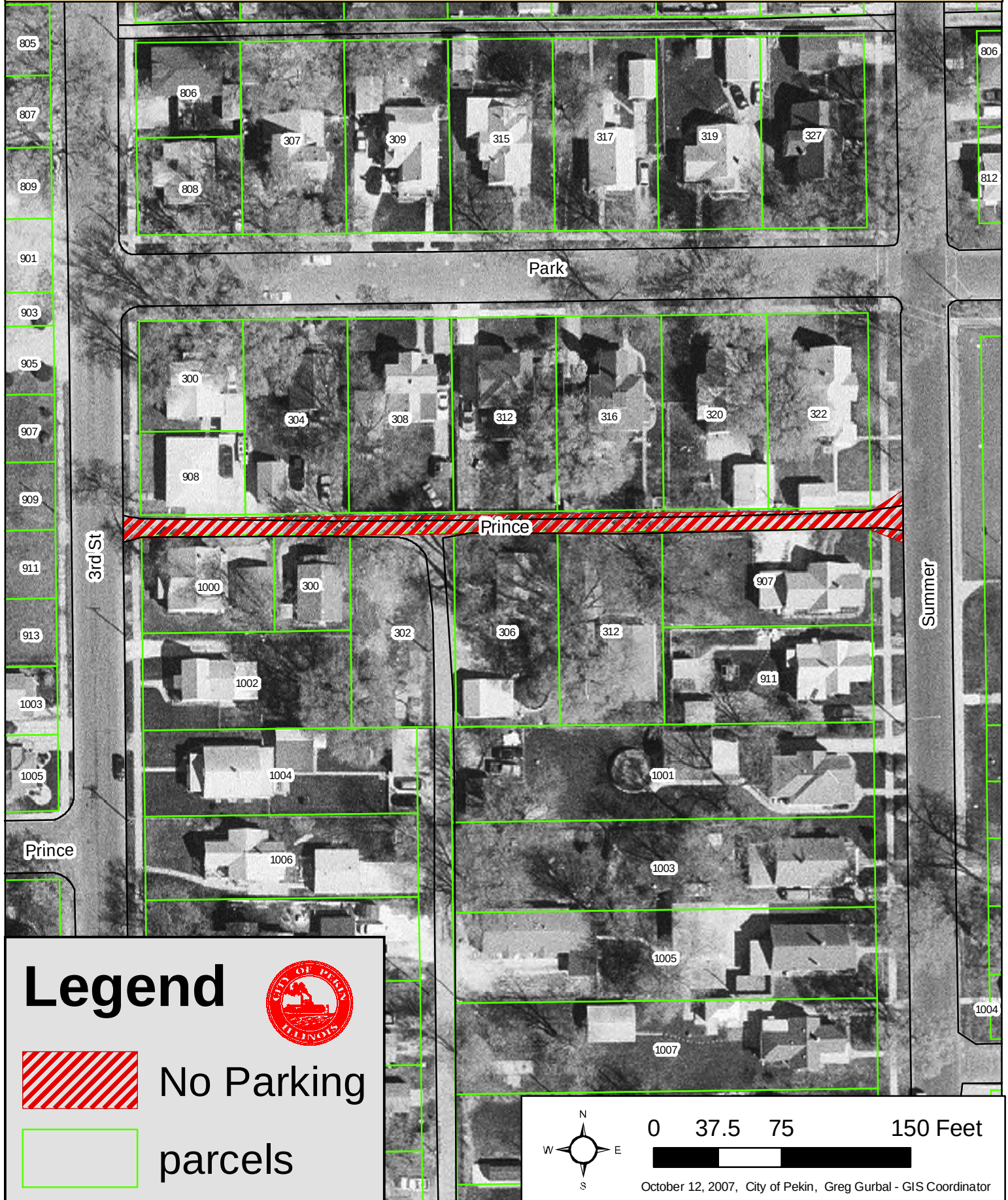


October 12, 2007, City of Pekin, Greg Gurbal - GIS Coordinator

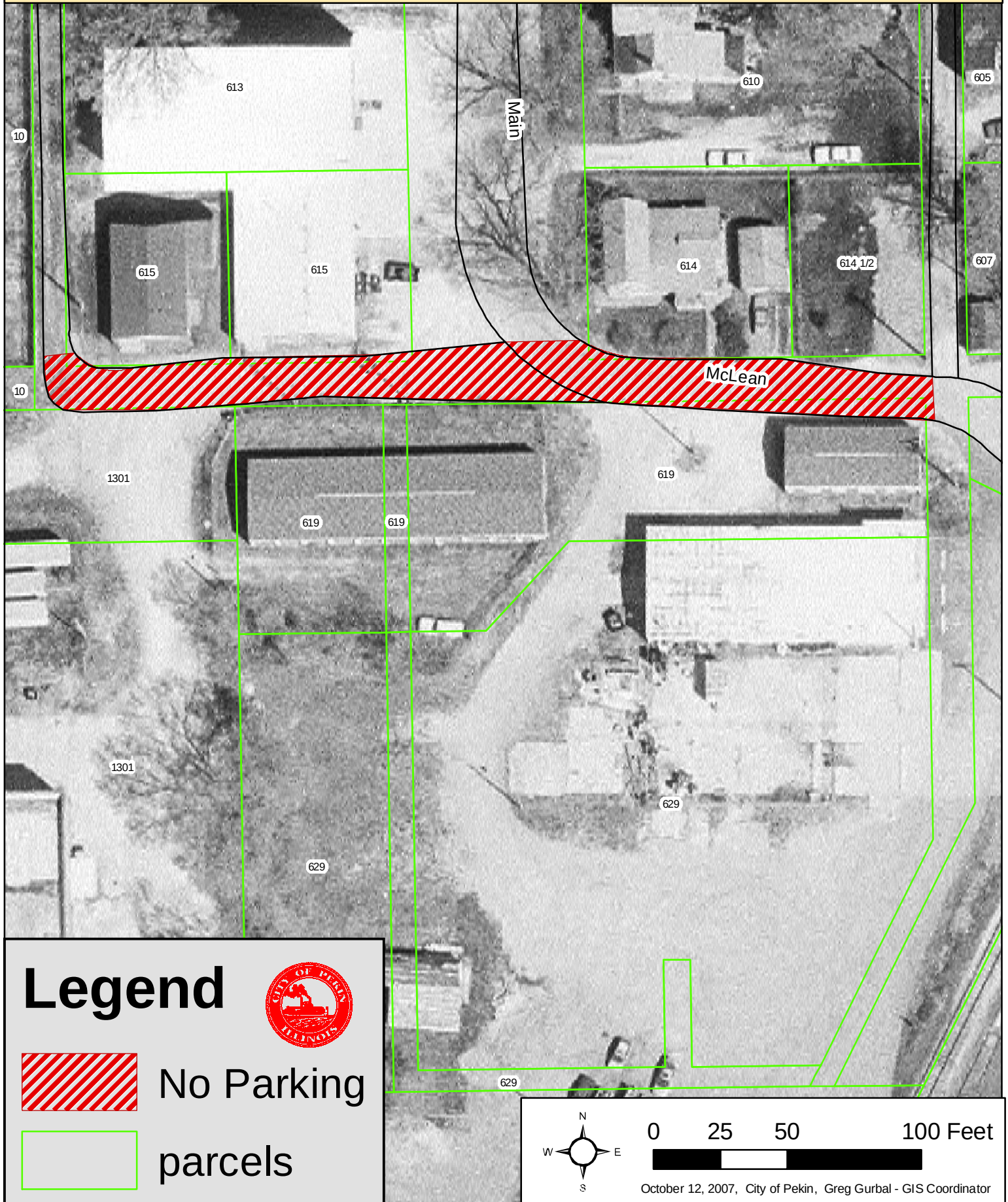
Charles St. Between Mechanic and Maple: No Parking Either Side



Prince St Between Summer St and 3rd St: No Parking Either Side



McLean St. from 2nd to West End: No Parking Either Side



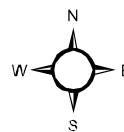
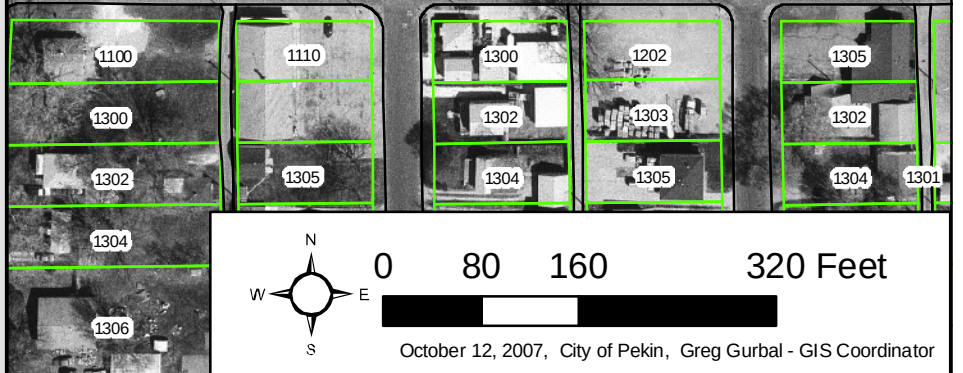
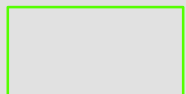
Meyers Ct 12th to West End: No Parking Either Sied



Legend



No Parking
parcels



0 80 160 320 Feet

October 12, 2007, City of Pekin, Greg Gurbal - GIS Coordinator

Prince St from 12th to 14th: No Parking Either Side

