
**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, DECEMBER 10, 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

The **Pledge of Allegiance** was led by Mayor R. David Tebben. The Mayor announced a parking ban was placed at 5:00 p.m. in anticipation of an ice storm.

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 26, 2007, be approved as written**. Motion by Council Member Blanchard, seconded by Council Member Dunn that under the minutes of the November 26, 2007 meeting where it speaks of the tourism grant it states ... selling guidelines and procedures on all grants. It should read "setting." On roll call vote on the amendment, all present voted Aye. On roll call vote to approve the corrected minutes, all present voted Aye.

Consent Agenda

Motion by Council Member Dunn, seconded by Council Member Blanchard, 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.

1. **Monthly Reports and Minutes:** Fire November Report, Police November Report, LADD Minutes
dated November 27, 2007

2. **Proclamation: "Arbor Day" April 25, 2008**

On roll call vote, all present voted Aye.

Council Member Dunn then presented to Rodney McDougalle a plaque naming him an Honorary Citizen of Pekin. Mr. McDougalle was the facilitator for priority setting of the Council at a Retreat held in the summer.

Communications, Petitions, Reports

CITY OF PEKIN FINANCIAL AUDIT FOR YEAR ENDED APRIL 30, 2007

Jim Warning of Willock, Warning, & Co., P.C. provided an overview of the City's financial activities, identify changes in the financial position, and explain individual fund issues. He distributed to Council an outline of the Financial Statement ending April 30, 2007, focusing on increase or decrease from previous year in Net Assets, Revenues & Expenditures. A schedule of activities for core-government services was discussed.

Old Business

ORDINANCE NO. 2540-07/08 AMENDING TITLE 6, CHAPTER 8 OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING FIRE PREVENTION

Motion by Council Member Dunn, seconded by Council Member Blanchard, that Ordinance No. 2540-07/08 formerly incorrectly described as 2539-07/08 be removed from the table. On roll call vote, all present voted Aye.

Motion by Council Member Dunn, seconded by Council Member Strand, that Ordinance No. 2540-07/08 be amended by substituting new text and be identified as Ordinance No. 2540 A –07/08. Fire Chief Chuck Lauss explained the substitutions of language throughout the presented ordinance from the original tabled at the last meeting. After review any conflicts with existing Building Code were removed. Outline of fees still remained to be inserted in the Code in their proper place. Council Member Blanchard questioned the impact on existing businesses regarding requirement for automatic sprinklers. On roll call vote, all present voted Aye.

New Business

City Manager Dennis Kief explained that the City's four outstanding bond issues contained language making the assumption that the levy would be necessary to provide the funding for the payment of principal and interest. Council was informed however that sufficient funds from other revenue sources would be used to make the bond payments. Therefore the levy for the bonds was not necessary and the following action abated each amount.

**RESOLUTION NO. 22-07/08
ABATEMENT OF TAXES ORDINANCE NO. 2324 \$1,040,000 Refunding Corporate Purpose**
Motion by Council Member Abel, seconded by Council Member Kortkamp, that Resolution No. 22-07/08 be adopted. Authorized that taxes not be levied against taxable real property in the City of Pekin. Resolution 22 abated taxes in the amount of \$116,305.00 as provided in bond ordinance issued for Public Works projects to pay the principal and interest. On roll call vote, all present voted Aye.

**RESOLUTION NO. 23-07/08
ABATEMENT OF TAXES ORDINANCE NO. 2386 \$2,950,000 Series 2004**
Motion by Council Member Abel, seconded by Council Member Dunn, that Resolution No. 23-07/08 be adopted. Authorized 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. On roll call vote, all present voted Aye.

**RESOLUTION NO. 24-07/08
ABATEMENT OF TAXES ORDINANCE NO. 2387 \$1,410,000 Series 2004**
Motion by Council Member Abel, seconded by Council Member Blanchard, that Resolution No. 24-07/08 be adopted. Authorized 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. On roll call vote, all present voted Aye.

**RESOLUTION NO. 25-07/08
ABATEMENT OF TAXES ORDINANCE NO. 2415 \$1,120,000 Series 2005**
Motion by Council Member Abel, seconded by Council Member Blanchard, that Resolution No. 25-07/08 be adopted. Authorized 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. On roll call vote, all present voted Aye.

ORDINANCE NO. 2541-07/08
MAKING, LEVYING, AND ASSESSING MUNICIPAL TAXES
ANNUAL LEVY ORDINANCE

Motion by Council Member Kortkamp, seconded by Council Member Strand, that Ordinance No. 2541-07/08 be adopted. With a power point presentation City Manager Dennis Kief spoke to Council on the property tax levy of \$5,363,244, a 2.93% tax increase. He stressed that the City only derives approximately 12% of its total revenue from tax receipts. The levy would establish the City portion of property tax rate at \$1.30 based on EAV for taxes received in 2008. On roll call vote, all present voted Aye.

ORDINANCE NO. 2542-07/08
AMENDING TITLE 9, THE ZONING CODE OF THE CITY OF PEKIN 1995
REGARDING USES IN AGRICULTURAL ZONE

Motion by Council Member Kortkamp, seconded by Council Member Dunn, that Ordinance No. 2542-07/08 be adopted. Public Works Director Joe Wuellner informed the Council that the amendment adds definition of use for agricultural purposes to Chapter 1 and the condition under uses not included in Chapter 10. The addition allowed for cows in city limits so that newly annexed property owners could continue operations until the property was developed. On roll call vote, all present voted Aye.

ORDINANCE NO. 2543-07/08
AMENDING TITLE 9, CHAPTER 9 OF THE ZONING CODE OF THE CITY OF PEKIN 1995
REGARDING SCHEDULE OF REGULATIONS

Motion by Council Member Kortkamp, seconded by Council Member Jones that Ordinance No. 2543-07/08 be adopted. Council was informed the action amended the requirements under the R-4 residential zone to raise the minimum lot size for any new subdivisions. On roll call vote, all present voted Aye.

CITY OF PEKIN POLICY 14-07/08

Motion by Council Member Jones, seconded by Council Member Kortkamp that City of Pekin Policy No. 14-07/08 be adopted. A recommendation was made by the City Manager to create in writing a policy of funding the Pension Fund at 103% of the actuarial . On roll call vote, all present voted Aye.

Motion by Council Member Jones, seconded by Council Member Kortkamp, that the **ASSIGNMENT TO NOVATION OF ELECTRICAL GENERATION CONTRACT** be approved. Current provider Sempra Energy Solution formed a joint venture and would transfer its business to RBS with the same rates. Documentation agreeing to the amendment to the contract was necessary and presented to Council. Public Works Director Joe Wuellner advised Council that there were savings realized in the electric generation contract after comparing the first 3 months. On roll call vote, all present voted Aye.

ORDINANCE NO. 2544-07/08
AMENDING TITLE 4 OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING SANITARY SEWER TAP-ON FEE

Motion by Council Member Jones, seconded by Council Member Strand that Ordinance No. 2544-07/08 be adopted. 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. On roll call vote, all present voted Aye.

ORDINANCE NO. 1462-A267-07/08
AMENDING TITLE 8 OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING NO PARKING RESTRICTIONS

Motion by Council Member Blanchard, seconded by Council Member Kortkamp that Ordinance No. 1462-A267-07/08 be adopted. Police Chief Timothy Gillespie advised Council that 11 areas of substandard width or areas used as alleys were being recommended to begin the process of restricting parking as recommended by the Traffic Safety Committee. On roll call vote, all present voted Aye.

RESOLUTION NO. 26-07/08
APPOINTMENT OF MAYOR PRO-TEM

Motion by Council Member Tebben, seconded by Council Member Abel that pursuant to Resolution No. 22-07/08 of the Pekin City Council, adopted November 26, 2007, that the **FOLLOWING MEMBERS OF THIS COUNCIL BE APPROVED AS THE MAYOR'S APPOINTMENTS TO THEIR RESPECTIVE POSITIONS. MAYOR PRO-TEM JIM JONES AND 1ST ALTERNATE BARB STRAND.** Provides for the designation of a Council Member of the new procedure established for permanency with respect to the selection process. On roll call vote, all present voted Aye.

Motion by Council Member Strand, seconded by Council Member Jones, that a **PUBLIC HEARING FOR THE PROPOSED FY 2009 BUDGET BE SET FOR MONDAY, JANUARY 14, 2008 @ 5:30 P.M.** Council Members to set Public Hearing to receive comments on the Proposed FY 2009 Budget figures. On roll call vote, all present voted Aye.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council Member Blanchard wished the Council and community a Merry Christmas and asked that the military be kept in their thoughts.

Council Member Abel, referring to the ordering of supplies for the City, asked the City "shop Pekin first."

Council Member Jones asked that the members be given an update of the structuring of the Economic Development Committee and their activities in the near future.

Mayor Tebben advised that he had received several calls from citizens in regards to the higher than normal November billing of the wastewater fee as a result of usage in October, a month that is not considered in the "winter averaging" calculations.

Council member then discussed the need for a budget work session and set a one-hour meeting on Monday, December 17, 2007 at 5:30 p.m. The purpose of the work session would be to ask any additional questions and to summarize the numbers that had been presented by the City Manager.

City Manager Dennis Kief explained a misconception that was being reported in the newspaper that the City had hired 17 additional people over the last several years. Mayor Tebben also took issue with the information from the editorial writer that the City was imposing a new \$1 million tax for stormwater.

John McCabe 1407 Glendale requested that the work figures for the budget be made available to the public for review.

Bill Gilroy 1312 South 11th Street extended thanks to the Police Department in coordinating and escorting a large funnel event through town.

Gary Allen 213 Gunion informed Council that he would resubmit the plans for the Lick Creek Subdivision that was denied at the November 26, 2007 Council meeting. He presented to Council and staff documentation of other subdivision plats that had been approved with only one access road. He asked that his request be equally considered.

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

Motion by Council Member Strand, seconded by Council Member Blanchard that Council move to executive Session at 7:15 p.m. to discuss 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. On roll call vote, all present voted Aye.

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

COUNCIL ADJOURNED AT 7:55 P.M.

Sue E. McMillan
City Clerk