City of Pekin

REGULAR COUNCIL MEETING MONDAY, NOVEMBER 28, 2011
5:30 P.M.

	1	2
1.0 CALL TO ORDER		
2.0 PLEDGE OF ALLEGIANCE *Mayor Laurie L. Barra*		
3.0 ROLL CALL *Clerk to Call the Roll*		
4.0 APPROVAL OF AGENDA ***ACTION:*** *Motion to approve the meeting agenda.* ***VOTE REQUIRED***		
5.0 APPROVAL OF MINUTES ***ACTION:*** *Motion to approve minutes of the Regular Council Meeting of November 14, 2011.* ***VOTE REQUIRED***		
6.0 PUBLIC INPUT ON AGENDA ITEMS *Speakers to state name, address, and spell last name. Speakers will be given 5 minutes to address the Council. Questions unrelated to agenda items are accepted during "Public Questions" near the end of the meeting.*		
7.0 CONSENT AGENDA		
7.1 Receive and File Monthly Reports and Minutes: Fire Department October Report, Traffic Safety Committee Minutes November 4, 2011, and Liquor Commission Minutes September 22, 2011.		5
7.2 Resolution No. 22-11/12 – Mayor's appointments to the Peoria/Pekin Urbanized Area Transportation Study Committees PPUATS		5
ACTION: *Motion to approve all items listed on the Consent Agenda by Omnibus Vote.* ***VOTE REQUIRED TO APPROVE CONSENT AGENDA***		
8.0 COMMUNICATIONS, PETITIONS, REPORTS		
8.1 Public Hearing For the purpose of considering a proposed property tax levy for the City of Pekin, for assessing municipal taxes May 1, 2011 to April 30, 2012	JW	5

9.0 NEW BUSINESS		
9.1 Ordinance No. 2646-11/12 – Amending Ordinance No. 2641-11/12 Authorizing the City of Pekin to Borrow Funds from the Water Pollution Control Loan Program **DESCRIPTION:** Approves the amendment with the IERA to secure low interest loans to a raised amount of 40,616,000 for the construction of the Phase 2B Waste Water Treatment Plant **ACTION:** Motion to adopt the Ordinance. **VOTE REQUIRED**	JW	3
9.2 Ordinance No. 2647-11/12 –Authorizing the Execution of the IMLRMA Minimum/Maximum Contribution Agreement **DESCRIPTION:** Authorizes Illinois Municipal Leaguer Risk Management Assn. agreement of premiums for work comp, liability, and property insurance based on claim history of a pool of municipalities rather than individual claims. The option allows the City to pay a lower premium as long as costs stay below the minimum amount. **ACTION:** Motion to adopt the Ordinance. **VOTE REQUIRED**	AE	5
10.0 ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL **10.1** Council Members **10.2** Staff **10.3** Five Minute Public Questions **10.4** Press Time		
11.0 EXECUTIVE SESSION **65 ILCS 120/2 (c)**		
12.0 ADJOURN **NO VOTE REQUIRED**		

Column 1 Key:

JW City Manager Joseph Wuellner AE Assistance Finance Director Angie Evans

Column 2 Key:

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

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**PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 SOUTH CAPITOL STREET
ON MONDAY, NOVEMBER 14, 2011 AT 5:30 O'CLOCK P.M.
LAURIE L. BARRA, MAYOR PRESIDING**

PRESENT: COUNCIL MEMBERS, MCCABE, ABEL, BLANCHARD, SCHMIDGALL. HENDRICKS, MASSAGLIA, AND BARRA

ABSENT: NONE

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

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

AGENDA

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

MINUTES

Motion by Council Member Schmidgall, seconded by Council Member Hendricks, that the **minutes of the Regular City Council Meeting of October 24, 2011, be approved as written.** On roll call vote, all present voted Aye.

CONSENT AGENDA

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

7.1 Receive and File Monthly Reports and Minutes: Police Department September and October Reports, Fire Department September Report		5
7.2 Receive and File State of Illinois Comptroller Fiscal Responsibility Report Card		5
7.3 Resolution No. 18-11/12 – Re-appointments of Donald Hild and Jerald Hall to the Riverway Business Park Review Committee until November 23, 2014.		5
7.4 Resolution No. 19-11/12 – Appointment of Lelonie Luft to Pekin Tourism, Convention, and Visitors Committee until the first Monday in May 2012		5

On roll call vote all present voted Aye.

PUBLIC INPUT ON AGENDA ITEMS

Gary Allen asked to present a proposal for municipally owned property. It was the opinion of Counsel that the matter did not meet criteria for agenda business items and that the Council did not expect to take action on the exemption to be discussed in closes session.

George Ohnemus, 1417 Willow, addressed the Council on several items on the agenda that he felt were wasting taxpayer dollars.

James Gerber Lakeshore Condominium Association president was also asked to speak to his concern of a general matter of the compost proposed site at the end of the business agenda meeting.

COMMUNICATIONS, PETITIONS, REPORTS
City Manager Joseph Wuellner disseminated a memo to the Council regarding proposals for the 2011 levy that he would ask for Council's input publicly at the next. It was noted the majority of the levy covers the City pension's plans. He advised in order to maintain the level of services at their present status, additional funding would be needed by increasing taxes, implementing user fees, or secure loans. He recommended beginning to set money aside to accomplish plans for maintaining and replacing facilities, equipment and infrastructure. He felt longer delays cost more to correct the problems. It was hoped that the actuaries' reports for more defined pension numbers would be available by the November 28th meeting. Council Member Blanchard requested preliminary budget figures in order to make a decision on the levy numbers.

NEW BUSINESS

RESOLUTION N0. 20-11/12
REGIONAL STORMWATER STUDY

Motion by Council Member Hendricks, seconded by Council Member Blanchard that Resolution No. 20-11/12 be adopted. City Engineer Mike Guerra answered Council questions in regards to the 11 community participation in a regional study conducted by Peoria County through a grant. The resolution would approve the city portion of the overall 45% local match in the amount of $1,848.73. By participating the City would also be able to request reimbursement for a stormwater construction project completed last year. Council generally supported participating rather than the estimated $90,000 study if done on the City's own. Council Member McCabe expressed concern where the City would be if the joint study did not meet the requirements contained in the document. On roll call vote, Ayes, Blanchard, Schmidgall, Hendricks, Massaglia, Abel, and Barra; Nay, McCabe. Motion Carried.

RESOLUTION N0. 21-11/12
PROVIDING FOR THE SUBMISSION OF THE QUESTION WHETHER THE CITY OF PEKIN SHOULD HAVE THE AUTHORITY TO ARRANGE FOR THE SUPPLY OF ELECTRICITY

Motion by Council Member Blanchard, seconded by Council Member Abel that Resolution No. 21-11/12 be adopted. Council was informed that the resolution provided for the submission of the question for the City to have the authority to arrange for the supply of electricity to be placed on ballot for the election of March 22, 2012. The City would operate the arrangement as an opt-out program if approved by the voter initiative question. Council questions were directed to Attorney Burt Dancey in regards to placing the question on the March election for sooner savings than the November elections and the unique statutory provisions for deregulation of the power industry. He advised through the agreement with Good Energy L.P. that the public would be provided with full education of bulk purchasing and 2 opt out periods. On roll call vote all present voted Ayes.

Motion by Council Member McCabe, seconded by Council Member Hendricks that the **FAÇADE APPLICATION FOR 409/411 COURT STREET be approved in the amount of $13,300.00 upon satisfactory completion at stated address.** Leigh Ann Matthews, Economic Development, presented the recommendation of Pekin Main Street Design Committee to pay the owner Teresa Lohman the eligible amount under the terms of the TIF Façade guidelines to demo, secure and rebuild the rear property, move the 200 amp electrical service, repair rood supports and replace roof. Council was informed the owner purchased the property in February 2011 to renovate and open a retail business. The funds would be used toward the total expenses of $25,625.00 plus $800 for structural assessment report. On roll call vote all present voted Aye.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL
Council Members complimented the community and the Pekin Community High School students for the respect shown to fallen soldier Marine Lance Cpl. Jordan S. Bastean during the funeral procession. The Mayor along with the public were also thanked for their participation in the Veterans Day ceremonies at the Court House. Council extended congratulations to the Pekin Community High School football team for advancing to playoffs and a tremendous season. Mayor Barra noted all Fall sports teams were to be recognized for outstanding achievements this year in swimming, cross county, and golf this year.

Council expressed best wishes for a Happy Thanksgiving to staff and the community.

James Gerber, Lake Shore Condominium Association, addressed the Council with questions regarding the proposal for the City compost site on the north end of the City concerning the following:

- Noise level from equipment
- Traffic count and speed increase on Brenkman Drive
- Lake Kennedy, Whitehurst and Edgewater Lakes
- Air quality from ongoing decomposing organic material
- Removal of compost not given to residents or sold to commercial users.

Scott Robinson, 2342 Lake Shore Drive, questioned if the compost operation was being looked at as a business case with revenue stream to pay for equipment and if the administration of selling the compost had been considered.

Dale Kuntz, 5 Fox Point, read prepared Christmas poetry encouraging the cleanup of grass and weeds in cracks along Court Street as a holiday present to the community.

EXECUTIVE SESSION

Motion by Council Member Abel, seconded by Council Member Schmidgall, that the Council move to Executive Session at 6:35 P.M. to discuss 5 ILCS 120/2 (c) (1). Personnel and ILCS 120/2 (c) (6) Sale of Municipally Owned Real Estate. *clerk note – Personnel was not needed. On roll call vote all present voted Aye.

No further business to come before the Council, Mayor Barra adjourned the meeting in open session.

COUNCIL ADJOURNED AT 7:15 P.M.

Sue E. McMillan
City Clerk

November 3, 2011

Mr. Joe Wuellner
Pekin City Manager
Pekin, IL. 61554

Dear Mr. Wuellner,

I hereby submit to you the Pekin Fire Department October 2011 report, plus a summary of September 2011.

Kurt Nelson
Fire Chief
City of Pekin Fire Department

During the month of October 2011, the Pekin Fire Department responded to 380 calls, total dollar loss was $6,500.00.

During the month of October 2011 (approximately 75.26%) were emergency medical calls, 94 were automatic fire alarms, service calls, small hazardous conditions involving no fire, and false alarms.

During the month of September 2011, the Pekin Fire Department responded to 362 calls, total dollar loss was $50,500.00.

During the month of September 2011 (approximately 74.58%) were emergency medical calls, 81 were automatic fire alarms, service calls, small hazardous conditions involving no fire, and false alarms.

On October 1, 2011 Fire Fighters responded to a possible structure fire at 214 Jane Street. Upon arrival found light smoke coming from the eves of a single story home that had been converted to an apartment building. While sizing up found a moderate fire in the residence. We used a 1 ¾ "hand line to quickly extinguish the fire. The fire was contained to the stove top. However a large amount of smoke damage was noticed on the wall above the stove.

After we extinguished the fire we interviewed the occupant. He informed us that the owner was coming to the area from Wyoming. The occupant appeared to be under the influence of drugs. AMT was called to the scene to evaluate the occupant for possible substance use. Police found what appeared to be illegal drugs on the occupant. AMT transported to PMH for evaluation.

The fire was contained to the stove top, the occupant stated he had seen rats on the stove top and they had melted. The occupant changed his statement each time he was asked. Total dollar loss was $1,800.00.

On October 2, 2011 Fire Fighters responded to an outside fire at 1402 Camden Street. Upon arrival found a small fire that was started by a discarded cigarette into a can. The fire was put out when we arrived by Chelsea with a pan of water. The fire burned up the vinyl siding about 18 inches and was about 6 inches across. We pulled some siding away from the house and checked for fire extension. There was none. Total dollar loss was $1,000.00.

On October 6, 2011 Fire Fighters responded to a car fire at 209 Hillside Court. Upon arrival found the vehicle was sitting in front of a house. The car was burning in the front driver side. We extinguished the fire and opened the hood. We continued to extinguish the fire. Upon investigation it seemed that the point of origin was at the battery. One half of the battery was burnt through the casing. Total dollar loss was $2,500.00.

On October 28, 2011 Fire Fighters responded to a fire in the high rise. Upon arrival found it was a cooking fire that started on top of stove. Resident stated she was using two burners for cooking/ one pan with food in it and another empty pan being heated. It appeared that the non-stick coating in the empty pan may have ignited. Maintenance personnel was first on scene. He said there were flames on top of the stove and a lot of smoke. He extinguished the fire with a dry chemical extinguisher. Evidence of flame spread was visible from light charring of wooden cabinets above the stove. The stoves Exhaust fan filter had partially melted and dropped down on the stove. Thermal imager was used to check for fire spread. Apartment was still habitable and turned back over to high rise staff and maintenance.

Resident was cautioned about leaving their motorized wheelchair behind the entry door, blocking entry and egress. Total dollar loss was $1,200.00.

In addition to the above incidents, the month of October was Fire Prevention Month. The fire department visited all of the school buildings within the City of Pekin. We performed fire evacuation drills, and visited the large daycares that had contacted us for fire prevention education. We spoke to, or dealt with approximately 7,200 children during this month. In addition we utilized the safe escape house to several of the primary schools to instruct on the importance of fire safety.

The fire department finished up the fire inspections which encompassed more than 750 inspections of the businesses, apartments and manufacturing facilities., and partnered with Aventine Renewable Energy to put on a 2 day training class on response to Anhydrous Ammonia and Ethanol Awareness and Response at Aventine.

Validation of the Technical Rescue Team was completed during the week of the 24th at the Illinois Fire Service Institute in Champaign.

Total calls for the month of October were 380 and are as follows:

Fires	9
Rescue and EMS	286
Hazardous Conditions	6
Other types of calls	79

Total dollar loss for the month of October was $6,500.00.

Total calls for the month of September were 362 and are as follows:

Fires	11
Rescue and EMS	270
Hazardous Conditions	10
Other types of calls	71

Total dollar loss for the month of September was $50,500.00.

This is a brief overview of October 2011 and September 2011' events from the City of Pekin Fire Department. If you have any questions, please feel free to give me a call.

Respectfully Submitted,

Kurt R. Nelson
Fire Chief
Pekin Fire Department

CITY OF PEKIN TRAFFIC SAFETY COMMITTEE MINUTES
NOVEMBER 4, 2011 @ 8:30 a.m.
CITY HALL CONFERENCE ROOM

PRESENT: Greg Nelson, Joe Wuellner, Kurt Nelson, Bob Shaw, Tim Gillespie, Mike Guerra, Will Taylor. Also present: Bill Scarcliff, Lee Ann Wrhel.

Joe made a motion to approve the meeting agenda. Seconded by Tim. All in favor.
Tim made a motion to approve the minutes of the October meeting. Seconded by Will. All in favor.

Bob Burch, 914 Washington St., 346-1212, attended the meeting asking for consideration to lower the speed limit in his neighborhood on S. 10th Street to 25 mph. He asked for the same consideration that was given to the neighborhood of 18th and Saratoga.

Mr. Burch has attended meetings in the past regarding traffic on S. 10th Street. S. 10th Street is a through street. This is an enforcement issue. The speed spy will be put in place to monitor the speed in that location.

Old Business:

1. *Handicapped Parking Canvass*
   Tim made a motion to adjust the code to reflect the current handicapped space signs that are in place in town. Seconded by Joe. All in favor.

2. *School Zones*
   Greg distributed the results of the study regarding school bus loading zones. The signs are correct but the code doesn't match the signs. Kurt made a motion to adjust the code to match the signs and tweak the sign on Buena Vista to accommodate St. Paul's Episcopal Church for their morning service. The motion was seconded by Tim. All in favor.

New Business:

1. *No Parking Sign Request – Richardson Court*
   Carolyn Spracklen, #8 Richardson Ct., 642-1391 submitted a request asking for a "no parking" sign on her street. When vehicles are parked in the cul-de-sac it makes it difficult for her to get out of her driveway. She indicated that this has become an issue recently due to a new resident in the neighborhood. Joe asked for someone to go out and talk to the new resident about this matter.

<u>Around the Table</u>

Will has been approached about the difficulty driving down S. 5th Street between Derby Street and Koch Street when vehicles are parked in that location. There was discussion about going back to addressing the parking on narrow streets issue. It was suggested that Joe approach the City Council before going forward.

Kurt asked about the bus stop area on Capitol Street at Court Street. Bob and Bill will look into the signage and street markings in that location.

Joe had been asked by a citizen for clarification of the code regarding trailers parked on streets in residential areas.

Mike asked if curb cuts to move driveways has to go before the Traffic Safety Committee.

Respectfully Submitted,
Lee Ann Wrhel

NEXT REGULAR MEETING DECEMBER 2, 2011 @ 8:30 A.M.

LIQUOR COMMISSION MINUTES
THURSDAY, SEPTEMBER 22, 2011
4:00 P.M.
CITY HALL COUNCIL CHAMBERS

Deputy Liquor Commissioner Rick VonRohr called the meeting to order at 4:04 p.m.

PLEDGE of ALLEGIANCE
Commission Member Buster Hanley led the Commission in the Pledge.

ROLL CALL
The following members were present for roll call: Liquor Commissioner Laurie Barra, Police Chief Greg Nelson, Fire Chief Kurt Nelson, Deputy Liquor Commissioner Rick VonRohr, Commission Member Dale Vonderheide, and Commission Member Buster Hanley.
Absent: Attorney Sue Bosich - Corporation Counsel

APPROVAL OF AGENDA
Motion made by Commission Member Buster Hanley, seconded by Liquor Commissioner Barra to approve the Agenda of September 22, 2011. On roll call vote all present voted Aye. Motion Carried.

APPROVAL OF MINUTES
Motion made by Liquor Commissioner Laurie Barra to approve the Liquor Commission Minutes dated August 25, 2011, seconded by Commission Member Dale Vonderheide. On roll call vote all present voted Aye. Motion carried.

PUBLIC INPUT/COMMENTS/QUESTIONS
There were comments or questions heard.

NEW BUSINESS
Liquor License Application: Robert Shults, dba The Cantina – 431 ½ Court Street.
Police, Fire, and Inspections signed off on the check sheet.

Discussion: Commission Member Vonderheide asked if food would be served. No, just microwave pizzas.

Commission Member Dale Vonderheide made a motion to approve the liquor license for Robert Shults, dba The Cantina at 431 ½ Court Street, seconded by Police Chief Greg Nelson. On roll call vote all present voted Aye. Motion carried.

Liquor License Application: Vicente Villasenor, dba Villas Michoacan Restaurante – 2001 Court Street.
Police, Fire, and Inspections signed off on the check sheet.

Discussion: Background checks not back yet. Also need copies of their citizenship papers. Beer and Margarita's will only be served.

Police Chief Greg Nelson made a motion to approve the liquor license for Vicente Villasenor, dba Villas Michoacan Restaurante – 2001 Court Street pending successful back ground checks and citizenship papers, seconded by Fire Chief Kurt Nelson. On roll call vote all present voted Aye. Motion carried.

ANY OTHER BUSINESS
Liquor Commissioner Barra will be out of the office on Thursday, October 27th, would like to change the Liquor Commission meeting to Thursday, October 20th. All members okay with this.

Commission Member Vonderheide brought up the Dram Shop Insurance again. Why can't their insurance be the same as our fiscal year? Why does it have to be expired on our Fiscal Year? Can that be changed?

Liquor Commission Barra noticed on the new liquor license application on their Liquor Liability Insurance for Vicente Villasenor, dba Villas Michoacan Restaurante that it was not marked "Liquor Liability" anywhere on the declaration page. Paula to call Cari Siesener with Workforce and let her know to call the insurance company and have corrected.

Fire Chief Nelson asked the status of the Sports Bar on Court Street – any updates? Liquor Commission VonRohr suggested at the next meeting to revoke our original motion to them regarding they were approved pending completion of the Sports Bar.

Deputy Liquor Commissioner VonRohr made a motion to adjourn, seconded by Fire Chief Kurt Nelson.

Meeting adjourned 4:35 P.M.

Next Meeting October 20th, 2011 at 4:00 P.M.

Respectfully submitted by Paula Gensel

RESOLUTION NO. 22-11/12

PEKIN, ILLINOIS, November 28, 2011 19

RESOLUTION BY COMMISSIONER

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

the Mayor's appointment of the following named persons to represent the Peoria/Pekin Urbanized Area Transportation Study – PPUATS are hereby approved.

MAYOR LAURIE L. BARRA ……..…………PPUATS POLICY COMMITTEE
JOSEPH WUELLNER ……..…ALTERNATE PPUATS POLICY COMMITTEE
MICHAEL GUERRA ……………………PPUATS TECHNICAL COMMITTEE
JOSEPH WUELLNER…..ALTERNATE PPUATS TECHNICAL COMMITTEE

SIGNED BY

MAYOR.

MISCELLANEOUS

PPUATS - PEORIA/PEKIN URBANIZED AREA TRANSPORTATION STUDY

MAYOR LAURIE L. BARRA ……..……………..PPUATS POLICY COMMITTEE
JOSEPH WUELLNER ..ALTERNATE PPUATS POLICY COMMITTEE
MICHAEL GUERRA..……………………..PPUATS TECHNICAL COMMITTEE
JOSEPH WUELLNER…… .ALTERNATE PPUATS TECHNICAL COMMITTEE

REGIONAL MASS TRANSIT PLAN STEERING COMMITTEE REPRESENTATIVE

TY WHITFORD SUPERINTENDENT OF TRANSPORTATION
1130 KOCH STREET
478-5420 ……………………………………………………..INDEFINITE TERM

PEKIN AREA ENTERPRISE ZONE ADMINISTRATOR

LEIGH ANN MATTHEWS
111 SOUTH CAPITOL STREET
478-5355 ……………………………………………………..INDEFINITE TERM

TRI-COUNTY RIVER VALLEY DEVELOPMENT AUTHORITY

JOHN ABEL
111 SOUTH CAPITOL STREET
477-2300 ……………………………………………………..INDEFINITE TERM

City of Pekin

November 17, 2011

Mr. Terry Kohlbuss
Executive Director
Tri-County Regional Planning Commission
211 Fulton Suite 207
Peoria, IL 61602

Dear Terry:

Denny Kief has informed me that he is stepping down as the City of Pekin's Alternate Policy Committee Member for Pekin/Peoria Urbanized Area Transportation Study Committees.

This letter serves as confirmation of the City of Pekin representation to Tri-County Regional Planning Commission's PPUATS committees.

The following persons will represent the City at meetings as designated:

MAYOR LAURIE L. BARRA …..….……….PPUATS POLICY COMMITTEE
JOSEPH WUELLNER …...…..ALTERNATE PPUATS POLICY COMMITTEE
MICHAEL GUERRA ……..……………..PPUATS TECHNICAL COMMITTEE
JOSEPH WUELLNER…..ALTERNATE PPUATS TECHNICAL COMMITTEE

As is our policy, I intend to make these appointments by resolution with consent of full council at the meeting on November 28, 2011. I hope this response is helpful in documenting your records for voting procedures used within the Policy and Technical Committees.

Respectfully,

Laurie L. Barra
Mayor

Laurie L. Barra, Mayor
*111 South Capitol Street, Pekin, IL 61554 * Phone (309) 477-2300 * FAX (309) 346-2095*

Memo

Pekin
ILLINOIS

To: Council Members

From: Joseph W. Wuellner, P.E. – City Manager

CC: Darin Girdler and Sue McMillan

Date: November 17, 2011

Re: Tax Levy

Members:

I have attached the preliminary budget list showing projected revenues and expenses for the coming fiscal year. This is very preliminary since until we know what is being done with the levy we don't have a target. The list at the present time indicates that there will be projected deficit of $1,844,335.13 on the General Fund items.

The second sheet deals with the levy. The first one asks for only the funding needed to pay for all the pensions which will involve raising the levy 0.67% over last year. The next one includes $250,000 to Corporate (General Fund) which is an increase of 4.91% over last year.

It is my recommendation that you go with the second proposition for the levy. There are a number of things to keep in mind when it comes to the budget. Many of the numbers proposed are based on historical data since there is no way to predict how much snow will fall, how many potholes will appear, the number of fires, or accidents that require additional hours of support. That is why in some years things come to the positive while others don't. What all the cuts from the past few years, a situation has been created where replacement equipment or vehicles have been cut forcing use of the older equipment beyond their normal, useable lifetime. This adds cost to the maintenance. The fire stations have exceeded their useable life and have been in the capital plan for years to start rebuilding. The same holds true with the library.

I am asking that you consider the increase in the levy to allow some added income to start saving for these major capital expenses. At the current rate, we will more than likely have to cut out vehicles again which only increases operational costs and leaves us to operate with dated equipment.

If you have any questions, please feel free to contact me.

Thanks,

Joe

PRELIMINARY

		FY13 Revenues	FY13 Expenses	Revenues less Expenses
GENERAL FUNDS				
100-001	Administration	$ -	$ 377,191.09	$ (377,191.09)
100-003	Legal	$ -	$ 278,000.00	$ (278,000.00)
100-004	City Clerk	$ 76,155.00	$ 174,429.73	$ (98,274.73)
100-005	Human Resources	$ -	$ 106,180.77	$ (106,180.77)
100-006	Finance	$ -	$ 248,989.51	$ (248,989.51)
100-007	Public Works	$ -	$ 296,770.00	$ (296,770.00)
100-009	IT	$ -	$ 299,114.76	$ (299,114.76)
100-010	Treasurer	$ -	$ 59,796.95	$ (59,796.95)
100-032	Street	$ 107,298.00	$ 1,735,907.85	$ (1,628,609.85)
100-034	Fire	$ 457,050.00	$ 7,387,894.29	$ (6,930,844.29)
100-068	Property	$ 108,087.00	$ 840,242.89	$ (732,155.89)
100-76X	Police	$ 465,830.00	$ 7,470,187.98	$ (7,004,357.98)
100-793	Inspections	$ 125,900.00	$ 766,097.00	$ (640,197.00)
100-990	Misc	$19,028,051.00	$ 582,081.24	$18,445,969.76
223-0XX	Garbage	$ -	$ 1,738,322.91	$ (1,738,322.91)
232-232	Storm	$ 1,500.00	$ 415,262.18	$ (413,762.18)
445-041	Capital	$18,025,000.00	$17,322,500.00	$ 702,500.00
501-501	Bus	$ 3,281,100.00	$ 3,065,856.79	$ 215,243.21
525-525	Airport	$ 177,923.00	$ 300,478.32	$ (122,555.32)
570-570	Econ Devel	$ 216,782.00	$ 194,701.00	$ 22,081.00
695-09X	Insurance	$ 3,931,912.39	$ 4,199,162.43	$ (267,250.04)
699-069	VMF	$ 1,530,000.00	$ 1,517,755.83	$ 12,244.17
	Totals	**$47,532,588.39**	**$49,376,923.52**	**$ (1,844,335.13)**
ENTERPRISE FUNDS				
208-208	Tourism	$ 254,319.28	$ 247,470.00	$ 6,849.28
231-0XX	Sewer	$24,131,000.00	$24,013,374.92	$ 117,625.08
240-240	MFT	$ 2,049,500.00	$ 2,188,000.00	$ (138,500.00)
261-26X	HUD	$ 404,292.00	$ 400,505.00	$ 3,787.00
270-270	TIF	$ 1,080,000.00	$ 1,367,875.00	$ (287,875.00)
900-762	TAZCOM	$ 1,565,997.00	$ 1,565,083.00	$ 914.00
924-924	Library	$ 1,274,099.00	$ 1,274,099.00	$ -
941-941	Police Pension	$ 3,028,693.56	$ 2,353,309.06	$ 675,384.50
944-944	Fire Pension	$ 3,743,617.00	$ 2,609,623.00	$ 1,133,994.00
		$37,531,517.84	**$36,019,338.98**	**$ 1,512,178.86**

PRELIMINARY

CITY OF PEKIN, IL
TAX LEVY FOR 2011-2012

	2010 EAV	Rate	2010 Levy	2011 Est. EAV	Rate	2011 Levy
Library	$ 445,677,130	0.23522	$ 1,048,322	$ 435,644,851	0.24435	$ 1,064,500
Corporate	$ 445,677,130	0.16994	$ 757,384	$ 435,644,851	0.00000	$ -
IMRF/ERI*	$ 445,677,130	0.11188	$ 498,624	$ 435,644,851	0.21049	$ 917,000
Police Pension	$ 445,677,130	0.30657	$ 1,366,312	$ 435,644,851	0.37875	$ 1,650,000
Fire Pension	$ 445,677,130	0.49842	$ 2,221,344	$ 435,644,851	0.52795	$ 2,300,000
Total		**1.32203**	**$ 5,891,985**		**1.36154**	**$ 5,931,500**
				Increase		**0.6707%**

No need for Truth in Taxation Publication or Hearing.

*** ERI not included until 2011 Levy**

City Tax on a $100,000 Home **$ 440.67** **$ 453.84**

Annual Increase of $ 13.17 for a $100,000 home.

CITY OF PEKIN, IL
TAX LEVY FOR 2011-2012

	2010 EAV	Rate	2010 Levy	2011 Est. EAV	Rate	2011 Levy
Library	$ 445,677,130	0.23522	$ 1,048,322	$ 435,644,851	0.24435	$ 1,064,500
Corporate	$ 445,677,130	0.16994	$ 757,384	$ 435,644,851	0.05739	$ 250,000
IMRF/ERI*	$ 445,677,130	0.11188	$ 498,624	$ 435,644,851	0.21049	$ 917,000
Police Pension	$ 445,677,130	0.30657	$ 1,366,312	$ 435,644,851	0.37875	$ 1,650,000
Fire Pension	$ 445,677,130	0.49842	$ 2,221,344	$ 435,644,851	0.52795	$ 2,300,000
Total		**1.32203**	**$ 5,891,985**		**1.41893**	**$ 6,181,500**
				Increase		**4.9137%**

No need for Truth in Taxation Publication or Hearing.

*** ERI not included until 2011 Levy**

City Tax on a $100,000 Home **$ 440.67** **$ 472.97**

Annual Increase of $ 32.30 for a $100,000 home.

Pekin
ILLINOIS

REQUEST FOR COUNCIL ACTION

To: Mayor and Council

CC: City Clerk & City Manager

From: Joseph W. Wuellner, Public Works Director

AGENDA ITEM: Amendment to the Loan Agreement with IEPA

AGENDA DATE REQUESTED: November 28, 2011

ACTION REQUESTED: Approve the amendment to the ordinance for the loan agreement with the IEPA to secure low interest loans for the construction of the Phase 2B Waste Water Treatment Plant.

DESCRIPTION: On July 11, 2011, an ordinance was passed to start the loan process with the IEPA for a low interest loan. The attached ordinance is an amendment to the original loan agreement the raises the amount to $40,616,000 which will cover the entire treatment plant expansion project. The IEPA has advised us that there will changes in their loan program for next year setting a cap at $15 million but feels that they can still assist us with the money needed for the plant work through the original loan and by-pass funding for the difference. They have reviewed the Phase 2B drawings and we are planning on getting this phase out for bid in December.

If this loan is not secured, then outside sources for funding would have to be found and a higher interest rate would be paid without any loan forgiveness.

I recommend that this amendment to the original ordinance be approved.

FINANCIAL IMPACT: Borrowing an additional $20 million for the construction work at the WWTP

NEIGHBORHOOD CONCERNS: N/A

IMPACT IF APPROVED: Funding will be secured for WWTP work from the IEPA

IMPACT IF DENIED: Funding will have to be secured from another source at a much higher interest rate the 2.50%

ALTERNATIVES: None – plant must be built and operational by June 2015

RELATIONSHIP TO THE CONCEPTUAL PLANNING PROCESS: [check no more than 2 boxes. Copy this check mark √ and paste it to the left of the relevant theme.]	
	A Prosperous Community. To promote and sustain a balanced economy that supports expansion and retention of family-wage jobs.
	A Safe Community. To protect community life and property by providing effective, principled police and fire services.
√	**A Strong Foundation.** To improve and maintain existing infrastructure and leverage opportunities for new infrastructure.
	A High Quality of Life. To support or provide services that improves the quality of life for Pekin's residents.
	An Effective Government. To deliver effectively the services that Pekin's residents want, need, and are willing to support.
REQUIRED SIGNATURES	
Department Director: J Wheeler Date: 11/15/11	
Finance Department (Certification of Availability of Funds): Date: 11-15-11 Angela Evans	
Corporation Counsel: Date:	
City Manager: Joseph Wheeler Date: 11/15/11	

ORDINANCE NUMBER 2646-11/12

AN ORDINANCE AMENDING ORDINANCE NO. 2641-11/12, AN ORDINANCE AUTHORIZING THE CITY OF PEKIN OF TAZEWELL COUNTY, ILLINOIS TO BORROW FUNDS FROM THE WATER POLLUTION CONTROL LOAN PROGRAM FUND.

WHEREAS, Ordinance No. 2641-11/12 was passed and approved by the City of Pekin on July 11th, 2011; and

WHEREAS, the Illinois Environmental Protection Agency (IEPA) has required that the City of Pekin, Tazewell County, Illinois amend Paragraph 1 on Page 2 of the aforementioned Ordinance to read as follows:

> **WHEREAS**, the estimated cost of construction and installation of the Project, including engineering, legal, financial and other related expenses is $40,616,000, and there are insufficient funds on hand and lawfully available to pay these costs; and

WHEREAS, the Illinois Environmental Protection Agency (IEPA) has required that the City of Pekin, Tazewell County, Illinois amend Paragraph 5 on Page 2 of the aforementioned Ordinance to read as follows:

> **WHEREAS**, in accordance with the provisions of the Act, the CITY is authorized to borrow funds from the Water Pollution Control Loan Program in the aggregate principal amount of $40,616,000 to provide funds to pay the costs of the Project; and

WHEREAS, the Illinois Environmental Protection Agency (IEPA) has required that the City of Pekin, Tazewell County, Illinois amend Paragraph 1 on Page 3 of the aforementioned Ordinance to read as follows:

> It is necessary and in the best interests of the CITY to construct the Project for the public health, safety and welfare, in accordance with the plans and specifications, as described; that the System continues to be operated in accordance with the provisions of the Illinois Environmental Protection Act, 415 ILCS 5/1 et seq.; and that for the purpose of constructing the Project, it is hereby authorized that funds be borrowed by the CITY in an aggregate principal amount (which can include construction period interest financed over the term of the loan) not to exceed $40,616,000.

WHEREAS, this amendment will be necessary for the City of Pekin to receive a low interest loan from the Illinois Environmental Protection Agency for its sewage treatment plant project; and

WHEREAS, the Corporate Authorities has determined that it would be in the best interest in the health, safety and welfare of the residents of the City of Pekin to make said amendment.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CORPORATE AUTHORITIES OF THE CITY OF PEKIN, TAZEWELL COUNTY, ILLINOIS, as follows:

1. That Paragraph 1 on Page 2 of Ordinance Number 2641-11/12 is hereby amended to read as follows:

    > **WHEREAS**, the estimated cost of construction and installation of the Project, including engineering, legal, financial and other related expenses

is $40,616,000, and there are insufficient funds on hand and lawfully available to pay these costs; and

2. That Paragraph 5 on Page 2 of Ordinance Number 2641-11/12 is hereby amended to read as follows:

   WHEREAS, in accordance with the provisions of the Act, the CITY is authorized to borrow funds from the Water Pollution Control Loan Program in the aggregate principal amount of $40,616,000 to provide funds to pay the costs of the Project; and

3. That Section 2 on Page 3 of Ordinance Number 2641-11/12 is hereby amended to read as follows:

   It is necessary and in the best interests of the CITY to construct the Project for the public health, safety and welfare, in accordance with the plans and specifications, as described; that the System continues to be operated in accordance with the provisions of the Illinois Environmental Protection Act, 415 ILCS 5/1 et seq.; and that for the purpose of constructing the Project, it is hereby authorized that funds be borrowed by the CITY in an aggregate principal amount (which can include construction period interest financed over the term of the loan) not to exceed $40,616,000.

This Ordinance shall be effective immediately from and following its passage, approval and publication as required by law.

PASSED AND APPROVED this ______ day of ______________, 2011.

____
MAYOR
CITY OF PEKIN
TAZEWELL COUNTY, ILLINOIS

AYES: __________
NAYS: __________
ABSTAIN: __________
ABSENT: __________

Published in the Pekin Daily Times on ____________________, 2011.
RECORDED in the CITY Records on ____________________, 2011.

ATTEST:

____
CITY CLERK
CITY OF PEKIN
TAZEWELL COUNTY, ILLINOIS

Pekin
ILLINOIS

REQUEST FOR COUNCIL ACTION

To: Mayor and Council

CC: City Clerk

From: Angie Evans, Asst Finance Director

AGENDA ITEM: IL Municipal League Risk Management Assn contribution for Work Comp, Liability and Property Insurance

AGENDA DATE REQUESTED: November 28, 2011

ACTION REQUESTED: Membership renewal

DESCRIPTION: We have been members of IMLRMA since April, 2001. Premiums are based on claim history of a pool of municipalities, rather than our individual claims. The Min/Max option allows us to pay a lower premium as long as costs stay at or below the minimum amount allowed. If claims go over the minimum, we pay dollar for dollar until we reach a cap of the maximum premium amount. In the 10 years we have been in the pool, we have gone over twice. The first year (2002), we paid the maximum amount. The second year (2008), we are over the minimum, but payments will not reach the maximum cap.

FINANCIAL IMPACT: $838,490.00

IMPACT IF APPROVED: The City will continue to save on risk management insurance

IMPACT IF DENIED: The City would pay higher premiums and deductibles.

ALTERNATIVES: Self Insurance Plan or utilize an insurance broker.

RELATIONSHIP TO THE CONCEPTUAL PLANNING PROCESS: [check no more than 2 boxes. Copy this check mark √ and paste it to the left of the relevant theme.]

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

	need, and are willing to support.
REQUIRED SIGNATURES	
Department Director: Date: 11-4-11 Angela Evans	
Finance Department (Certification of Availability of Funds): Date: Angela Evans	
Corporation Counsel: Date:	
City Manager: Joseph [illegible] Date: 11/4/11	

ORDINANCE NO. 2647-11/12

AN ORDINANCE AUTHORIZING THE EXECUTION OF THE IMLRMA MINIMUM/MAXIMUM CONTRIBUTION AGREEMENT

WHEREAS, the City Council of the City of Pekin, Illinois, a member in good standing of the Illinois Municipal League Risk Management Association and party to the IMLRMA Intergovernmental Cooperation Contract, has been fully appraised of the IMLRMA Minimum/Maximum Contribution Agreement which amends and supplements the IMLRMA Declarations pages dated 12/31/2010 to 12/31/2011 and all endorsements thereto; and,

WHEREAS, the City Council of the City of Pekin finds it to be in the best interest of the municipality to make its IMLRMA contribution in accordance with the IMLRMA Minimum/Maximum Contribution Agreement.

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

SECTION ONE: That the execution of the IMLRMA Minimum/Maximum Contribution Agreement for a one (1) year period beginning 12/31/2011 and ending 12/31/12 is hereby authorized.

SECTION TWO: That the Mayor and the City Clerk are hereby granted authority to execute the IMLRMA Minimum/Maximum Agreement which amends and supplements the IMLRMA Declarations pages dated 12/31/2010 to 12/31/2011 and all endorsements thereto.

SECTION THREE: That this Ordinance shall be effective immediately 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 ______________________, 2011; and upon roll call the vote was as follows:

AYES:

NAYS:

ABSENT:

ABSTAINING:

____
MAYOR

ATTEST:

____
CITY CLERK

IMLRMA MINIMUM/MAXIMUM CONTRIBUTION AGREEMENT

This Agreement is between the Illinois Municipal League Risk Management Association (IMLRMA), an intergovernmental association formed pursuant to Article VII, Section 10 of the Illinois Constitution of 1970 and the **CITY OF PEKIN**, a member of the IMLRMA. This Agreement amends and supplements the Declarations Pages dated December 31, 2011 to December 31, 2012 and all endorsements thereto.

1. **DEFINITIONS**

The following definitions shall apply for purposes of this Agreement:

"Loss Fund" -- Those dollars set aside for the payment of claims excluding reinsurance and excess premiums and administrative costs.

"Minimum Loss Fund" -- 85 percent of those dollars set aside for the payment of claims excluding reinsurance and excess premiums and administrative costs.

"Maximum Loss Fund" -- 130 percent of those dollars set aside for the payment of claims excluding reinsurance and excess premiums and administrative costs.

"Paid Claim Dollars" -- Those payments made by IMLRMA on claims including defense costs against the **CITY OF PEKIN** minus recovery from subrogation, deductible or salvage credited against those claim payments.

"Minimum Contribution" -- Minimum Loss Fund including reinsurance and excess premiums and administrative costs.

"Maximum Contribution" -- Maximum Loss Fund including reinsurance and excess premiums and administrative costs.

2. **MINIMUM/MAXIMUM CONTRIBUTION BREAKDOWN**

The **CITY OF PEKIN** hereby agrees to the following schedule of contributions:

		Minimum Contribution		Maximum Contribution
Reinsurance and Excess Premiums and Administrative Costs		$ 267,678		$ 267,678
Loss Fund	@ 85%	$ 570,812	@130%	$ 873,007
Contribution		$ 838,490		$1,140,685

3. Based upon a comparison of paid claim dollars against the Loss Fund, IMLRMA will determine whether additional contributions beyond the minimum contribution will be required up to the maximum contribution.

4. For purposes of determining paid claims, IMLRMA will complete a semi-annual review of paid claim dollars.

5. **NOTICE**

IMLRMA hereby agrees to send, through its agents, written notice when paid claim dollars are equal to or greater than 60 percent of the Minimum Loss Fund.

IMLRMA agrees, through its agents, to send a second written notice when paid claim dollars equal or exceed 85 percent of the Minimum Loss Fund.

6. **BILLING/PAYMENT** -- The parties to this Agreement hereby agree to the following terms:

When paid claim dollars reach or exceed 100 percent of the Minimum Loss Fund, billing will be instituted on a yearly basis for those paid claim dollars in excess of the Minimum Loss Fund and billing will continue on a yearly basis until the Maximum Loss Fund limit is attained or all claims initiated during the coverage period are closed. Billings will be completed in July of each year for paid claim dollars through June 30.

The **CITY OF PEKIN** hereby agrees to make payment within 30 days of its receipt of billing.

7. All other definitions, conditions and coverages of the IMLRMA remain the same under this Agreement, including the handling of all claims.

8. This Agreement is to be interpreted and construed in accordance with the laws of the State of Illinois.

9. If any one portion or portions of this Agreement is found to be invalid or unenforceable, the remainder shall remain valid and binding on the parties.

The undersigned hereby affirm that they are duly authorized as agents to bind the parties to this Agreement.

______________________________ ____________

Mayor/Village President Date

______________________________ ____________

Treasurer/Comptroller/RMC Date

______________________________ ____________

IMLRMA, Managing Director **Date**

Risk Management Insurance Proposals

Company	Work Comp	Liability	Deductible	Total
A J Gallagher	$ 558,309.00	$ 305,807.00	$ 1,000.00	$ 864,116.00
Kuhl & Co Option 1	$ 614,740.00	$ 355,841.00	$ 1,000.00	$ 970,581.00
Kuhl & Co Option 2	$ 611,028.00	$ 299,378.00	$ 5,000.00	$ 910,406.00
IMLRMA	$ 587,855.00	$ 356,063.00	$ 500.00	$ 939,222.00
IMLRMA Min/Max	$ 524,808.00	$ 317,874.00	$ 500.00	$ 838,490.00

The Hawk Agency could not meet all of our needs.

Mesirow Financial could only bid on liability because Illinois Public Risk Fund, the company they use for work comp, had already been contacted by another company. We prefer to have all the insurance under one agency.