
**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, 2012 AT 5:30 O'CLOCK P.M.
LAURIE L. BARRA, MAYOR PRESIDING**

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

ABSENT: NONE

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

Mayor Barra acknowledged that Council Member Massaglia was participating by electronic means and he identified himself by name.

Council Member Massaglia had personally given notice at the member's earliest opportunity he would be attending the meeting by electronic means. He was not physically able to attend because of absence due to personal illness.

Roll was called and all Council Members were physically present except Council Member Massaglia attending by electronic means. A quorum was present.

AGENDA

Motion by Council Member Abel, seconded by Council Member Blanchard that **the agenda be amended** by removing under New Business, item 9.3, Agreement for Processing of Recyclable Material and postponed until December 10, 2012 meeting. On roll call vote, all present voted Aye.

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

MINUTES

Motion by Council Member Abel, seconded by Council Member Hendricks, that the **minutes of the Regular City Council Meeting of November 12, 2012, be approved as written**. On roll call vote, all present voted Aye.

PUBLIC INPUT ON AGENDA ITEMS

Jody Heavilin, representative for Tazewell Teen Initiative spoke in support of the proposed Social Hosting Ordinance. She stated the model ordinance was a pro-active and unified stand to deter underage use of alcohol and drugs. Parents were not doing kids a favor in hosting drinking parties at their residence.

Briana Pyro, a senior at Pekin Community High School also spoke in support of the Tazewell Teen Initiative's efforts in asking the communities to adopt the model Social Hosting Ordinance.

Brandon Dentino, 2675 Allentown Road, addressed the Council regarding the responsible parties and felt the provisions had the same issues as the Impoundment Ordinance.

CONSENT AGENDA

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

7.1 Receive and File Monthly Reports: October Building Reports, Inspections, and Zoning; Traffic Safety Minutes November 2, 2012; October Report Tazewell County Animal Control.
7.2 Receive and File Tazewell/Pekin Consolidated Communication Center and Sewerage Fund Financial Statements April 30, 2012 prepared by Willock Warning & Co., P.C.
7.3 Receive and File Zoning Board of Appeals Minutes dated November 14, 2012
7.4 Receive and File Resignation of Jeff S. DuPage from the Pekin Planning Commission
7.5 Receive and File Proposals for Processing of Recyclable Materials

On roll call vote all present voted Aye.

COMMUNICATIONS, PETITIONS, REPORTS

PRESENTATION OF LEVY INFORMATION

City Manager Joseph Wuellner informed the Council that the accruals for the calculations of the fire and police pensions were not complete. Based on last years numbers, he proposed two options for the 2012 levy of 0.0% and a 4.9% increase, both of which would not require the Truth in Taxation Publication notice.

NEW BUSINESS

ORDINANCE NO. 2673-12/13

PROVIDING FOR THE LEVY AND COLLECTION OF TAXES

FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON \$1,975,000

AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS, SERIES 2012

Motion by Council Member Hendricks, seconded by Council Member Abel that **Ordinance No. 2673-12/13 be adopted.** Council Members were advised that the language provided for the final levies after pricing of the Bond Ordinance adopted October 22, 2012 used for various capital equipment items. On roll call vote, all present voted Aye.

ORDINANCE NO. 2674-12/13

AMENDING THE CODE OF THE CITY OF PEKIN 1995

REGARDING UNDERAGE PERSONS GATHERING IN A RESIDENCE

Motion by Council Member McCabe, seconded by Council Member Hendricks that **Ordinance No.2674-12/13 be adopted.** Police Chief Greg Nelson recommended the replacement of the existing ordinance relevant to responsible party for hosting underage drinking with the Tazewell Teen Initiative Model Social Hosting Ordinance. Along with the Tazewell County Association of Chiefs of Police and the teen group he encouraged communities to adopt the ordinance in an attempt to deter underage drinking and illegal drug gatherings. Impact included the removal of sanctions against others present, increased fines, and the addition of illegal drugs provisions. Discussion followed. Council Member Blanchard spoke in opposition of the ordinance. On roll call vote, all present voted Ayes, Abel Schmidgall, McCabe, Hendricks, Massaglia, and Barra; Nay Blanchard. Motion carried.

ORDINANCE NO. 1462-A319-12/13

AMENDING TITLE 8, CHAPTER 4, SECTION 1.D. OF THE CODE OF THE CITY OF PEKIN 1995

REGARDING NO PARKING SCHEDULE

120 ELIZABETH STREET

Motion by Council Member Blanchard, seconded by Council Member Hendricks that Ordinance No. 1462-A319-12/13 be adopted. Police Chief Nelson presented both ordinance changes to the Traffic Code recommended by the Traffic Safety Committee. The restricted parking M-F 8:00-5:00 across the frontage of 120 Elizabeth Street would eliminate vehicles parking too close to a driveway preventing access to the business entrance. On roll call vote, all present voted Aye.

ORDINANCE NO. 1462-A320-12/13

**AMENDING TITLE 8, CHAPTER 4, SECTION 3.F. OF THE CODE OF THE CITY OF PEKIN 1995
REGARDING HANDICAPPED PARKING AREAS**

Motion by Council Member Blanchard, seconded by Council Member Hendricks that Ordinance No. 1462-A320-12/13 be adopted. The Police Chief supported the request of the Pekin Housing Authority after they reconfigured off-street parking area and ADA access to their facility. On roll call vote, all present voted Aye.

Motion by Council Member Schmidgall, seconded by Council Member McCabe that **CHANGE ORDER #1 FOR THE WASTEWATER TREATMENT PLANT PHASE 2B in the amount of \$51,602.00 be approved.** City Engineer Michael Guerra requested Council's approval for the first change for the WWTP 2B. The noted the order had deductions and additions due to changes required once the construction started. On roll call vote, all present voted Aye.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council Member Blanchard informed the public that he was not seeking re-election. He expressed gratitude for the support of the public, his family and his friend and mentor, Chic Renner during his 2 terms.

Council Member Schmidgall announced that he did not submit petitions for re-election because of changes in his life over the previous year.

Council Member McCabe noted that he was running for re-election. He congratulated the community on the success of the Winter Wonderland activities over the weekend.

Police Chief Nelson announced that the department had reached their goal of \$15,000.00 for Special Olympics.

Jeff Matheny, East Peoria, spoke in support of his company, Midland Davis, who had submitted a proposal for the Recyclables project. He thanked the Council for giving additional thoughts and review to the item of business that was removed and placed on the next Council agenda.

Michael Davis, parent of a Midland Davis employee, asked that Council consider 11 special needs employees that would be unemployed if another company received the contract for recycling of Pekin's materials.

EXECUTIVE SESSION

Motion by Council Member Schmidgall, seconded by Council Member Blanchard, that the Council move to Executive Session at 6:30 p.m. to discuss 65 ILCS 120/2 (c) (2) Collective Bargaining, 65 ILCS 120/2 (c) (6) Sale of Municipally Owned Property, and 65 ILCS 120/2 (c) (11) Litigation. On roll call vote all present voted Aye.

Council returned to open session. No further business to come before the Council, motion by Council Member Schmidgall, seconded by Council Member McCabe to adjourn. Unanimously approved by voice vote.

COUNCIL ADJOURNED AT 7:25 P.M.

Sue E. McMillan
City Clerk