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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 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

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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 Mcabe 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

<u>ORDINANCE NO. 1462-A265-07/08</u>
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

<u>ORDINANCE NO. 2537-07/08</u>
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. Member Blanchard asked that his wiliness 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" , setting 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 award 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 it's 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 11^{th} and 12^{th} 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 10^{th} 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