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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 24, 2014 AT 5:30 O'CLOCK P.M.  
LAURIE L. BARRA \* MAYOR \* PRESIDING**

**PRESENT: COUNCIL MEMBERS, ABEL, GILLESPIE, GOLDEN, ORRICK, HENDRICKS,  
MCCABE AND BARRA**

**ABSENT: NONE**

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

**Roll** was called. All members were physically present. A quorum was present.

**AGENDA**

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

**MINUTES**

Motion by Council Member McCabe, seconded by Council Member Abel that the **minutes of the Regular City Council Meeting of November 10, 2014 be approved as written**.

**PUBLIC INPUT**

Chris Schott, Jim Mangan, Sally Johnson, Kathy Welshman, Ann Witzig, Bob Bramham, Barb Bramham, Bob Kieser, Jerry Witzig spoke in opposition to the garbage fee of \$12.00. Comments received were to rescind the ordinance, to revisit provisions for not charging fee when not in town. Speakers voiced their opinion that the fee was illegal, a hardship, unfair, and that it was implemented to makeup the shortage in the budget for 3% raises. Citizens were hit hard with a six million dollar library project and a wastewater treatment plant project. There were suggestions to place the garbage fee before the public in a referendum.

Bob Bramham questioned the ownership of a truck in the 900 block of Derby Street that he felt was parked illegally. Bob Kieser stated it was despicable to have the water turned off for non payment of wastewater/garbage bill. He also questioned why the public was not informed of the danger of the library building if the reason for the six million dollar project was that the structure was not sound. He asked that Council repeal Home Rule.

Roger Alexander spoke of his displeasure that the City did not allow semis to park in Riverway Business Park or that it is required to have an inspection/zoning permit for everything.

**CONSENT AGENDA**

Motion by Council Member McCabe, seconded by Council Member Hendricks that the **CONSENT AGENDA be approved as now presented**. The following was presented for consideration of the Consent Agenda items by Omnibus Vote.

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| <b>7.1 Receive and File Monthly Reports:</b> Traffic Safety Committee Minutes dated November 7, 2014; Tazewell County Animal Control October Report; and Building, Inspections, Zoning October Report. |
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| <b>7.2 Receive and File</b> Sewerage Fund Financial Statements and Tax Increment Financing – Central Business District Fund Financial Statements April 30, 2014 Prepared by Willock Warning & Co. P.C. |
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| <b>7.3 Receive and File</b> Pekin Planning Commission Minutes dated November 12, 2014 |
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| <b>7.4 Receive and File</b> Zoning Board of Appeals Minutes dated November 12, 2014 |
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On roll call vote all present voted Aye.

## **NEW BUSINESS**

### **ORDINANCE NO. 2711-14/15**

#### **AMENDING TITLE 3, CHAPTER 11 OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING SECONDHAND DEALERS**

Motion by Council Member Gillespie, seconded by Council Member Orrick that Ordinance No. 2711-14/15 be adopted. Council was advised that the ordinance redefined the provisions for licensing secondhand dealers and added recycling kiosks. At no cost, owners would be required to record purchases such as guns and jewelry into a police LEADS database to track stolen items. Discussion followed. Council Member Golden opposed that the owners be required to record items and referred to the lack of accounting by the City for tornado victim issued permits. On roll call vote, Ayes, Orrick, Gillespie, McCabe, Abel, Hendricks, and Barra; Nay, Golden. Motion Carried.

### **ORDINANCE NO. 2712-14/15**

#### **AUTHORIZING THE SALE OF REAL PROPERTY**

Motion by Council Member Gillespie, seconded by Council Member Orrick that Ordinance No. 2712-14/15 be adopted. City Manager Darin Girdler explained the sale of municipally owned property at 1818 Riverway Drive whereby Johnson Mechanical Services Inc. would exercise their option to purchase a 1.51 acre tract for the sum of \$15,100.00 in RWBP. On roll call vote, all present voted Aye.

Motion by Council Member Hendricks, seconded by Council Member Abel that the **AGREEMENT WITH MIDWEST ENGINEERING ASSOCIATES FOR ALLENTOWN ROAD IMPROVEMENTS in the amount of \$36,082.67**, be approved. City Engineer Michael Guerra advised that the services were for design of the dangerous curve and would cover both Phase I environmental and Phase II final design to ensure Federal requirements were met. Council Member Hendricks noted the City would expend the money now to be reimbursed and appropriate \$54,000.00 for the 10% local match of the State funding. Council Member Golden questioned why just rumble strips could not be placed on the road to slow motorist. He also questioned the lack of Elm Grove Township involvement in the project. On roll call vote all present voted Aye.

### **RESOLUTION NO. 109-14/15**

**14-00190-00-SP**

#### **APPROPRIATING MOTOR FUEL TAX FUNDS IN THE AMOUNT OF \$54,000.00 FOR ALLENTOWN ROAD IMPROVEMENTS**

Motion by Council Member Hendricks, seconded by Council Member Gillespie that Resolution No. 109-14/15 be adopted. On roll call vote, all present voted Aye.

Motion by Council Member Abel, seconded by Council Member Hendricks that the **AGREEMENT WITH MAURER-STUTZ FOR MAINTENANCE ENGINEERING FOR VETERANS DRIVE OVERLAY PROJECT**. City Engineer also presented to Council the engineering services the company would provide for improvements to Veterans Drive from Court Street back to Menards in the amount of \$9,481.93. Council Member Golden stated he would make the same comments as previously, a list and discussion of road and street projects needed to be identified in advance in order for Council to know priorities when voting. On roll call vote all present voted Aye.

### **RESOLUTION NO. 110-14/15**

**15-00000-01-GM**

#### **APPROPRIATING MOTOR FUEL TAX FUNDS IN THE AMOUNT OF \$200,000.00 FOR THE TOTAL COST OF VETERANS DRIVE OVERLAY PROJECT**

Motion by Council Member Abel, seconded by Council Member Gillespie that Resolution No. 110-14/15 be adopted. Council was informed that the MFT funding included design, engineering and construction. On roll call vote, all present voted Aye.

Motion by Council Member Golden, seconded by Council Member Orrick that the **INTERGOVERNMENTAL AGREEMENT WITH TAZEWEEL COUNTY FOR ANIMAL CONTROL** be approved. Council discussed the service that provides the facilities and manpower of responding to the City Code for stray domestic animals. The costs remained the same as the previous year

\$45,046.00. Council member Orrick suggested researching a trade of City services for County service. Council Members Golden and McCabe voiced their opinion that taxpayers were being charged double for a service provided in the tax bill. On roll call vote Ayes, Orrick, Gillespie, Abel, Hendricks, and Barra; Nays, Golden and McCabe. Motion Carried.

#### **GARBAGE FEE DISCUSSION**

At the request of Council Member Golden to place on an agenda for discussion comments, suggestions and opinions were given by each Council Member on the business before them of the implemented garbage fee of \$12.00 be household. Council Member Golden asked that consideration be given to placing barcodes on the toters to identify usage and be charged accordingly. He spoke in support of those not wanting to have the City collection to be able to opt-out. Council Member Orrick asked for review of number of people impacted by being charged when out of town and the figures on fixed cost of the operation vs variable cost. Council Member Gillespie spoke in support of the fee for the garbage service and operations of the department. He stated the provisions could be tweaked to provide for houses that did not have any garbage in a vacant house. Council Member Abel supported paying for the service through the City for \$.40 a day. He suggested staff check with other municipalities on manner of determining charge, per can, pickup frequency, weight, etc. Council Member McCabe spoke of the service provided by the City was for the community as a whole but was willing to explore options. Council Member Hendricks stated that he voted against the ordinance originally. Mayor Barra supported the flat rate across the board as an equitable means of implementing a fee. She felt there needed to be answers and asked that staff bring back options to Council.

#### **ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL**

City Manager Darin Girdler reported that preliminary figures were given to Council for the levy and they were given the opportunity to come in to City Hall and discuss any questions regarding the numbers. The Council would be presented the Levy Ordinance for action at the December 8, 2014 Council Meeting. Council Member McCabe encouraged the community to make more of an effort to recycle. Council Member Abel requested the public addressing the Council be shown on the live TV coverage of the meetings. Council extended to the community well wishes for a Happy Thanksgiving.

#### **EXECUTIVE SESSION**

Motion by Council Member Golden, seconded by Council Member Orrick, that the Council move to Executive Session at 7:10 p.m. to discuss 65 ILCS 120/2 (c) (6.) Sale of Municipally Owned Property and (1.) Personnel, and (11.) Litigation. On roll call vote, all present voted Aye.

No further business to come before the Council, motion by Council Member Golden, seconded by Council Member Orrick that Council adjourn. Motion carried voice vote. Mayor Barra adjourned the meeting in open session.

#### **COUNCIL ADJOURNED AT 8:00 P.M.**

Sue E. McMillan  
City Clerk