
**PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF THE CITY HALL
ON MONDAY, NOVEMBER 23, 1998, AT 6:30 O'CLOCK P.M.
R. DAVID TEBBEN * MAYOR * PRESIDING**

PRESENT: COMMISSIONERS, ORRICK, BARRA, JONES, AND RICHMOND
ABSENT: NONE

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

Roll was called and all commissioners were present.

Agenda

Motion by Com'r. Orrick, seconded by Com'r. Barra, that the **Agenda be approved as presented**. Mayor Tebben informed Council he intended to change some of the order of business to accommodate speakers at the meeting. On roll call vote, all present voted Aye.

Motion by Com'r. Orrick, seconded by Com'r. Barra, that the **Minutes of the Council Meeting of November 9, 1998 be approved as written**. On roll call vote, all present voted Aye.

Consent Agenda

Motion by Com'r. Orrick, seconded by Com'r. Barra, that the **Consent Agenda be approved as presented**.

1. Resolution No. 366 - Approving Payroll No. 24 for pay period ending 11/14/98 in the amount of \$ 291,116.76; Claim Schedules dated 11/20/98 in the amount of \$431,587.06; and Manual Payables for October in the amount of \$136,454.56
2. Receive and File Monthly Reports: Fire and Wastewater Treatment
3. Proclamation: "3D Month" December, 1999
4. Receive and File Minutes of the Water Study Advisory Committee dated November 17, 1998
5. Receive and File Petition for Annexation/Seelye Rt. 98
6. Receive and File Planning Commission Minutes Dated November 18, 1998
7. Receive and File Planning Commission Recommendations:
 - a. #1301 - approve zoning assignment for the Lard/Zessen property located off S. 14th Street and VFW Road. This property will be zoned B-1 for parcel "B", and R-2 for the property on the south side of VFW Road including the right-of-way, through an annexation agreement with the City of Pekin
 - b. #1302 - approve the zoning assignment for the property owned by Prudential Cullinan for the property now known as the Lutticken property off Sheridan Road. The property will be zoned R-1 (single family residential) When at such time a new zoning category is developed, the new zone would be assigned to this parcel, if the zone is compatible with the annexation agreement signed between the City of Pekin and Prudential Cullinan

On roll call vote, all present voted Aye.

Communications, Petitions, Reports

A **PUBLIC HEARING** was opened by Mayor Tebben at 6:35 p.m. for the purpose of considering testimony as to an ordinance authorizing the execution of an Annexation Agreement for approximately 70 acres of land. The legal notice was published in the *Pekin Daily Times* on November 6, 1998. Attorney Sandra Birdsall, and Broker Mary Ann Landendorf, Cullinan Properties, Ltd., 7707 N. Knoxville, and Joe Stutz, Mauer & Stutz, were in attendance to speak in support of Lutticken's Cove, a residential

development project. Ms. Birdsall presented the details to build off Sheridan Road, estate lots subdivision around an open space, natural concept. The drainage and sidewalk variance design issues to preserve the topography were discussed by Council. All interested persons were given an opportunity to be heard. The hearing was closed at 7:00 p.m.

Mayor Tebben opened a second **PUBLIC HEARING** at 7:00 p.m. for the purpose of considering testimony relative to the adoption of the budget for the City of Pekin for Fiscal Year May 1, 1999 through April 30, 2000. Finance Director Bob Reis gave a visual presentation of the revenues and expenditures of the City using pie charts and graphs to explain and compare tax rates, equalized assessed value and individual project funds. The 1998 levy was discussed as part of the budget process. It was reported that this was the fourth consecutive year for the City to decrease the levy. All interested persons were given an opportunity to be heard. No other comments were received. The hearing was closed at 7:15 p.m.

Jan Donahue, representing Tazewell County Board, presented the County's offer to purchase two downtown city blocks for a price not to exceed \$300,000 and paid in three annual payments beginning December 1998. She spoke in support of the County's desire to acquire the property to build a new County jail.

Unfinished Business

ORDINANCE NO. 2131
AN ORDINANCE MAKING LEVYING AND ASSESSING MUNICIPAL TAXES IN THE CITY
OF PEKIN TAZEWELL AND PEORIA COUNTIES ILLINOIS
FOR THE FISCAL YEAR FROM MAY 1, 1998 TO APRIL 30, 1999
AND KNOW AS THE ANNUAL LEVY ORDINANCE

Motion by Com'r. Barra, seconded by Com'r. Orrick, that Ordinance No. 2131 be adopted. On roll call vote, all present voted Aye.

RESOLUTION NO. 362
A RESOLUTION ADOPTING THE FISCAL YEAR MAY 1, 1999 THROUGH APRIL 30, 2000
BUDGET FOR THE CTY OF PEKIN ILLINOIS

Motion by Com'r. Barra, seconded by Com'r. Orrick, that Resolution No. 362 be adopted. On roll call vote, all present voted Aye.

Motion be Com'r. Orrick, seconded by Com'r. Richmond that the Council move to Executive Session to discuss the Sale of Real Estate. On roll call vote, all present voted Aye. Council returned to open session. Motion by Com'r. Orrick, seconded by Com'r. Richmond, that the City not accept the County's offer to purchase property at this time. On roll call vote, all present voted Aye.

ORDINANCE NO. 2132
AN ORDINANCE VACATING THAT PART OF MARGARET STREET LYING BETWEEN
EIGHTH STREET AND NINTH STREET IN THE CITY OF PEKIN, ILLINOIS

Motion by Com'r. Orrick, seconded by Com'r. Barra, that Ordinance No. 2132 be adopted. Mayor Tebben indicated he did not support the adoption of the ordinance that was originally drafted from a request by the School District as an inducement for the sale of West Campus. On roll call vote: Richmond, Orrick, Tebben, Nays; Jones, Aye; Barra, Present. Motion failed.

New Business

ORDINANCE NO. 2133
AN ORDINANCE APPROVING ANNEXATION AGREEMENT
LUTTICKEN AND CULLINAN REAL ESTATE HOLDING, L.L.C.

Motion by Com'r. Barra, seconded by Com'r. Orrick, that Ordinance No. 2133 be adopted including adoption of new paragraph 17. Questions regarding maintenance of grassy areas in accordance with Code were answered. On roll call vote, all present voted Aye.

The Mayor returned to unfinished business. Motion by Com'r. Barra, seconded by Com'r. Orrick, that the **ENGINEERING AGREEMENT WITH MAURER ▲ STUTZ INC.** for Lick Creek Interceptor in the amount of \$115,209.00 be approved. On roll call vote, all present voted Aye.

ORDINANCE NO. 1568-A108
AN ORDINANCE PROVIDING FOR THE ZONING OF CERTAIN PROPERTY
BEEVER/HOWELL B-1

Motion by Com'r. Jones, seconded by Com'r. Orrick, that Ordinance No. 1568-A108 be adopted. On roll call vote, all present voted Aye.

ORDINANCE NO. 1568-A109
AN ORDINANCE PROVIDING FOR THE ZONING OF CERTAIN PROPERTY
LARD/ZESSEN R-2

Motion by Com'r. Jones, seconded by Com'r. Orrick, that Ordinance No. 1568-A109 be adopted. On roll call vote, all present voted Aye.

RESOLUTION NO. 367
SUBORDINATION AGREEMENT HOME HEALTH CARE PLUS INC.

Motion by Com'r. Jones, seconded by Com'r. Orrick, that Resolution No. 367 be adopted. On roll call vote, all present voted Aye.

RESOLUTION NO. 368
TAX ABATEMENT \$173,400 OF ORDINANCE NO. 1867 SERIES 1992

Motion by Com'r. Jones, seconded by Com'r. Richmond, that Resolution No. 368 be adopted. On roll call vote, all present voted Aye.

RESOLUTION NO. 369
TAX ABATEMENT \$130,300 OF ORDINANCE NO. 1606 SERIES 1987-A

Motion by Com'r. Richmond, seconded by Com'r. Barra, that Resolution No. 369 be adopted. On roll call vote, all present voted Aye.

RESOLUTION NO. 370
TAX ABATEMENT \$2,175,532.50 OF ORDINANCE NO. 1889 SERIES 1993-A

Motion by Com'r. Richmond, seconded by Com'r. Jones, that Resolution No. 370 be adopted. On roll call vote, all present voted Aye.

RESOLUTION NO. 371
DOWNSTATE PUBLIC TRANSPORTATION OPERATING ASSISTANCE
GRANT AGREEMENT OP-99-09-IL CONTRACT NO. 2743

Motion by Com'r. Richmond, seconded by Com'r. Barra, that Resolution No. 371 be adopted. On roll call vote, all present voted Aye.

Motion by Com'r. Barra, seconded by Com'r. Richmond, that a special City Council Meeting be set for Monday, November 30, 1998 at 4:30 p.m. It was announced the Council Retreat scheduled for Monday, December 7th would begin with a lunch at 12:00 noon. The Clerk was instructed to properly post the meeting notices. On roll call vote, all present voted Aye.

Other Business

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

Motion by Com'r. Richmond, seconded by Com'r. Orrick, that Council **adjourn**. Motion carried by voice vote.

COUNCIL ADJOURNED AT 7:50 P.M.

Sue E. McMillan
City Clerk