



REGULAR COUNCIL MEETING MONDAY, NOVEMBER 14, 2016
5:30 P.M.

	1	2
1.0 CALL TO ORDER		
2.0 PLEDGE OF ALLEGIANCE <i>Mayor John McCabe</i>		
3.0 ROLL CALL <i>Clerk to Call the Roll</i>		
4.0 APPROVAL OF AGENDA <i>ACTION: Motion to approve the meeting agenda.</i> <i>VOTE REQUIRED</i>		
5.0 APPROVAL OF MINUTES <i>ACTION: Motion to approve minutes of Regular Council Meeting of October 24, 2016; the Special Meeting of November 1, 2016; the Work Session of October 27, 2016 and the work Session of November 3, 2016.</i> <i>VOTE REQUIRED</i>		
6.0 PUBLIC INPUT		
7.0 CONSENT AGENDA		
7.1 Receive and File Monthly Reports and Minutes: Draft Liquor Commission Minutes dated October 27, 2016; Tazewell County Animal Control October Report; and Traffic Safety Minutes dated November 4, 2016.		5
7.2 Proclamations: "North American Indian Heritage Month" November 2016 "Small Business Saturday" November 26, 2016		5
7.3 Receive and File: City of Pekin Police Pension Fund House Bill 5088 – Municipal Compliance Report for Fiscal Year Ended April 30, 2016		5
7.4 Resolution No. 37-16/17 – Mayor's appointment of Bernard Riley as the City of Pekin Representative to the Central Illinois Agency on Aging for an indefinite term is hereby approved.		5
<i>ACTION: Motion to approve all items listed on the Consent Agenda by Omnibus Vote.</i> <i>VOTE REQUIRED TO APPROVE CONSENT AGENDA</i>		
8.0 OLD BUSINESS		

8.1 Ordinance No. 2749-16/17 – Amending Title 4, Chapter 2, Section 10 of the Code of the City of Pekin 1995 Regarding Sidewalk Snow Removal DESCRIPTION: For the requirement for commercial property owners to remove snow and ice from the sidewalk to provide access for people with disabilities and general public to an accessible path. Revised to include the word ice throughout the provision. VOTE REQUIRED	MG	3
9.0 NEW BUSINESS		
9.1 Ordinance No. 2750-16/17 - An Ordinance Authorizing the Execution of the IMLRMA Minimum/Maximum Contribution Agreement DESCRIPTION: Authorizes Illinois Municipal League Risk Management Association agreement of premiums for work comp, liability, and property insurance. Rates are 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. VOTE REQUIRED	AE	5
9.2 Ordinance No. 2751-16/17 – Adopting a Collection Services Agreement DESCRIPTION: Agreement with Municipal Collections of America, Inc. (MCA) to utilize for collection of unpaid parking and local ordinance tickets moving forward in the adjudication process. Shifts burden of enforcement costs to the violator from the tax payer. VOTE REQUIRED	JD	2
9.3 Ordinance No. 2752-16/17 Amending Title 8, Chapter 10, Section 15 Traffic Code of the City of Pekin 1995 Regarding Debt to City. DESCRIPTION: Updates the adjudication ordinance adding language necessary to shift the costs of collection to the violator. Allows the costs by MCA to be added on the fine amount prior to being sent to collection through the IDOP program. VOTE REQUIRED	JD	2
9.4 Ordinance No. 2753-16/17 – Amending Title 1, Chapter 12, Section 9 Administrative Adjudication of Violations of the City Code of the City of Pekin, Illinois, To amend Judgement and Collection DESCRIPTION: Amends Adjudication Ordinance as it pertains to non-vehicular code Violations. Allows the costs by MCA to be added on the fine amount prior to being sent to collection through the IDOP program. VOTE REQUIRED	JD	2
10.0 ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL		
11.0 EXECUTIVE SESSION 5 ILCS 120/2 (c)		
12.0 ADJOURN NO VOTE REQUIRED		

Column 1 Key:

SN Sarah Newcomb Interim City Manager
AE Angie Evans Assistant Finance Director

MG Michael Guerra City Engineer
JD John Dossey Police Chief

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.

**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, OCTOBER 24, 2016 AT 5:30 O'CLOCK P.M.

JOHN MCCABE * MAYOR * PRESIDING

**PRESENT: COUNCIL MEMBERS, GOLDEN, ORRICK, ABEL, RITCHASON, LUFT, DUNN AND
MCCABE**

ABSENT: NONE

The Pledge of Allegiance was led by Mayor John McCabe.

Roll was called. All Council Members were physically present. A quorum was declared.

AGENDA

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

MINUTES

Motion by Council Member Dunn, seconded by Council Member Orrick that the **Minutes of the Regular City Council Meeting of October 10, 2016 The Special Meeting of October 14, and the Special Meeting October 15, 2016 be approved as written.** On roll call vote all present voted Aye.

PUBLIC INPUT

Dale Kuntz distributed to the Council art work which he noted was of a disturbing situation. He asked Council to consider installation first of handicapped ramps and sidewalks from the hospital to the WalMart location. Robert Bramham addressed New Business item for annexation and questioned the boundary of the property on the annexation plat as compared to the approximate drawing on the goggle map. He asked Council not to approve the annexation noting an underlying reason for the adjacent property to connect to City sewer without being in the City. In addressing Policy #21 ADA Transition Plan he told Council the City has neglected the Southside in regards to handicapped ramp installation.

Ann Witzig questioned what City employee would benefit from the approval of the annexation on Valley High. In addressing the update to the ADA Transition Plan, Mrs. Witzig read several dates of the Mayor's Advisory Committee for Persons with Disabilities minutes and voiced the opinion that the members didn't give a hoot.

CONSENT AGENDA

Motion by Council Member Ritchason, seconded by Council Member Abel that the Consent Agenda be approve as presented. The following was read and presented by Mayor McCabe for consideration of the Consent Agenda items by Omnibus Vote.

7.1 Receive and File Monthly Reports and Minutes: Tazewell County Animal Control September Report, Tourism Committee Minutes dated October 11, 2016, Traffic Safety Committee Minutes dated October 7, 2016.

7.2 Proclamation: "International Alpha Delta Kappa Month" October 2016.
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7.3 Receive and File: Zoning Board of Appeals Minutes dated October 12, 2016.
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7.4 Resolution No. 36-16/17 – Mayor's Appointments to the Peoria/Pekin Urbanized Area Transportation Study Committees
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On roll call vote, Ayes, Orrick, Luft, Dunn, Abel, Ritchason, McCabe; Nay, Golden. Motion Carried.

COMMUNICATIONS, PETITIONS, REPORTS

Treasurer Quarterly Report

Treasurer James Wolf presented to the Council the City of Pekin's first quarter financial report. He advised the report was structure the same as in the past with supplemental comments and highlighted noted figures. Council heard the following:

REVENUES AND EXPENSES

- Without a source of funding the storm water department continues to draw down on General Fund recourses.
- Sewer operations now in the black due to new rate structure. However full bond and IEPA loan repayment are in place. Sewer lines throughout the City continue to age, operating costs will be adversely effected.
- Capital Projects Fund numbers indicate the large Veterans Drive expenditures as construction winds down.
- School Bus expenses high as annual bus lease payments \$900,000 plus paid in first quarter.
- Airport operations for year reflect normal loss which is ongoing.

MAJOR REVENUE SOURCES

- Sales taxes below budget due to lower retail sales nationally.
- Restaurant / tavern food and beverage taxes have reach plateau.
- Video gaming taxes continue steady climb month after month
- Garbage and sewer funds higher than budget due bunching of revenue from switch from quarterly to monthly billing both in same quarter.

INVESTMENT EARNINGS

- GENRALLY INVESTMENT DOWN
- Liquidity issue-garbage is taking large amount of the money that could be invested.

Council Member Abel noted the garbage fee of \$12.00 was to be a start to pay for the service other than the General Fund. With annual increases the City would not have the continued short fall.

Public Hearing Annexation

Mayor John McCabe opened a Public Hearing at 6:15 p.m. for the purpose of considering and hearing testimony as to the adoption of an ordinance authorizing the annexation to the City of Pekin of 0.509 acres. Robert Bramham questioned why the property was being annexed and stated he saw problems with others connecting to the City sewer system that don't pay any taxes but also use City streets. He offered property outside the City limits allowed to hook up to City sewer at the previous meeting as an example. Ann Witzig additionally spoke in opposition to Council's adoption of the Annexation Ordinance. There was no other input received and the Mayor closed the hearing at 6:21 p.m.

NEW BUSINESS

ORDINANCE NO. 2748-16/17

PROVIDING FOR THE ANNEXATION AND ZONING OF CERTAIN TERRITORY TO THE CITY OF PEKIN, TAZEWELL COUNTY, ILLINOIS

Part of PIN 10-10-12-200-011 now Part of PIN 10-10-12-200-021

Motion by Council Member Abel, seconded by Council Member Luft that Ordinance No. 2748-16/17 be adopted. A petition was received from Nancy M. Moessner for voluntary annexation to the City of Pekin and Zoning to R-3 (Residential District) for 0.059 acres in Kriegsman Addition. Council was advised in the Request for Council Action that the ordinance was the formal document that approved through State Statutes for the physical expansion of governmental boundaries. The parcel was contiguous to the City by the property owner's house at 68 Grove Place PIN 04-10-01410-008. Pekin Planning Commission conducted an informal hearing at which no public input was received. Procedurally notifications were mailed to all taxing bodies including Cincinnati Township. Both plat and affidavit of mailing were filed with Tazewell County Clerk. Council Member Orrick asked if anyone asked Mrs. Moessner to include all of her property on Valley High and not just the recurved parcel to clarify title to her home property. Council Member Golden upon reading from the ordinance, questioned how annexing ½ acre was in the "best interest" of the City. Mayor McCabe stated it was unfortunate that the intention of the petitioner was misconstrued to imply that a city employee building a new house in the same area would hookup to City services. On roll call vote, Ayes, Ritchason, Abel, Dunn, Luft, Orrick, and McCabe; Nay, Golden. Motion Carried.

Motion by Council Member Abel, seconded by Council Member Dunn that the **COMMUNITY DEVELOPMENT BLOCK GRANT 2014 AND 2015 AMENDMENT** be approved.

Community Development Director Pamela Anderson recommended the amendment for the purpose of funding 14th Street from Broadway Road to Koch Street rehabilitation project. She advised the Council that any change to the allocation of Community Development Block Grant dollars required amendment guidelines be followed. The project was offered in two parts – ADA remaps/sidewalks and exterior rehabilitation on homes. Council heard that the targeted CDBG project would provide additional ADA accessibility and assist in stabilizing the exterior of the residential structures and tax base. Council discussed additional details of the \$385,009.23 allocation intended for an estimated 33 ramps, roofs, porch railings windows, siding and tree trimming. Council was told letters were sent to each property and an assessment walk completed of 78 owner occupied homes and 19 rentals. Council Member Golden questioned completing window and concrete work prior to March timeliness date. Mr. Golden pointed out that the acceptance of federal funding takes on the responsibility for snow removal. Council expressed some preference in considering owner occupied properties and stipulations on length of time between grant received and a sale of the improved property. Council Member Orrick was told 14th and Court Street handicapped ramps were skipped being a state highway plus additional requirements required for state projects. Council asked that they be kept informed as the project progresses. On roll call vote, Ayes, Ritchason, Abel, Dunn, Luft, Orrick, McCabe; Nay, Golden. Motion Carried.

POLICY #21 -16/17

ADA TRANSITION PLAN FOR PUBLIC RIGHT OF WAY 2016 UPDATE

Motion by Council Member Golden, seconded by Council Member Luft that Policy #21-16/17 be adopted. City Engineer Michael Guerra informed the Council of the update to the transition plan proposed for public right of way. The plan outlined how the City would make the public right of way compliant with Americans with Disability Act (ADA) by removing barriers in the right of way. Mr. Guerra advised the Council on the history of a complaint filed in 2014 and the letter of findings from Federal Highway Administration December 2015. In 2016 the City began plans to update the ADA Transition Plan to include public right of way by compiling inventory of all ramp locations, prioritizing locations, and costs for a replacement schedule. The City conducted a public hearing, presented plans to the Mayor's Advisory Committee for Persons with Disabilities, and met with FHA representative to ensure all components were incorporated in the plan. Mr. Guerra addressed questioned posed by Council Member Golden; how a transition plan could overrule a defunct City Code; was 5ft "deep" ramp what was meant which indicated elevation; did \$2,500 per ramp location include 20% adjustment factor. Council Member Golden stated he had previously noted inaccessible feature such as planters and snow that needed to be in the Plan. The Council was told the document presented was a right-of-way attachment to the 1995 ADA Plan and there would be additional code changes in public ways to conform with the Transition Plan. Council Member Orrick was advised that the \$2,500 per ramp location was bid average from recent sidewalk ramp repairs. Council further discussed modifications to wording of 5' deep concrete square, monitoring progress of the Plan annually and spelling corrections page 8. On roll call vote all present voted Aye.

ORDINANCE NO. 2749-16/17

AMENDING TITLE 4, CHAPTER 2, SECTION 10 OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING SIDEWALK SNOW REMOVAL

Motion by Council Member Golden, seconded by Council Member Orrick that Ordinance No. 2749-16/17 be adopted. City Engineer advised the Council of the requirement for commercial property owners to remove snow and ice from the sidewalk to provide access for people with disabilities and general public to an accessible path. It would include public buildings, public and private schools, hospitals, and churches. The provisions outline the requirements, the timeframe for snow to be removed and the fine if necessary. Council Member Golden read from several references of public agencies' maintenance and accessibility obligations. Council Member Golden expressed concern with the measurement of the snow by which National Weather Service and if snow and ice language should be included throughout. Council Member Golden stated the provision was an easy way to shirk responsibility and poorly written. Members were advised enforcement of the provision would be through the police to the owner of the property not the business. Council Member Golden requested to postpone until legible and comprehensive. Motion by Council Member Golden, seconded by Council Member Luft that Ordinance No. 2749-16/17 be tabled until the next regularly

scheduled meeting. On roll call vote, Ayes, Golden, Orrick, Luft Ritchason; Nays, Dunn, Abel, and McCabe. Motion Carried.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

The public was given the opportunity by the Mayor to address the Council. The following individuals voiced their concerns and comments: Bob Bramham – questioned how much money was left for Court Street after Veterans Drive completion; noted violations of gravel parking lots he had submitted to code enforcement. Ann Witzig – Grants given to Disc Golf and Dash to Dusk from Tourism; City Attorney delays on gaming establishments issue; Mayor's Advisory Committee for Persons with Disabilities minutes approval dates and quorum; City mowing railroad property. Jay McNish – no response on questions submitted to Council; no report on North Pekin Update.

Staff reminded the Council that 2 Special Budget/Levy Work Sessions were scheduled for Thursday, October 27, 2016 at 5:00 p.m. and Thursday, November 3, 2016 at 5:00 p.m. Reported County submitted plans for completing parking lots. Administration in the process of moving forward with DACRA code enforcement in the police department and the Accela software program for complaints. Preliminary discussions had taken place on North Pekin wastewater matter and trying to avoid litigation. Nothing illegal regarding the Mayor's Advisory Committee approval of minutes once a quorum was present. The Fire Department did not shut down the 306 Court Street business. The owner was advised of safety issues that needed to be addressed before leasing the property. Appreciation extended for another successful Night Out Against Crime Event. Accomplishments of the Mayor's Advisory Committee for Persons with Disabilities were enumerated. Volunteers were encouraged to apply for city committees.

Council Member Abel extended appreciation to the street department for repair of the catch basin at Pavilion Drive and Court. Noted developers have been allowed to build subdivisions with not completing sidewalks. A lot of talk at the meetings about curb cut ramps yet some areas of the City never have had sidewalks. Reported he had received comments that the northside has had quite a few power outages. Council was advised that Ameren had temporary outages for replacement project. Council Member Golden explained reason for no vote for Consent Agenda which contained references to a new employee Planner position. He recalled discussion that there would be no hiring during interim City Manager's term. He found it hard to accept fee increases for garbage peddled by people who did not live in the City. Recommended Restrictive Covenant were adhered to through the permitting process. Spoke in approval of having budget meetings early but not before the new City Manager was on board. Council Member Luft spoke in favor of waiting for the manager. Council Member Orrick asked Ty Whitford Superintendent of Transportation if CitiLink followed sidewalk snow removal requirements per federal guidelines. Shelters at Brook Meadow and Kroger met requirements by the owners. Mayor McCabe reported that the Liquor Commission had ongoing discussion on licensing video gaming including issues of morality, revenue source, private enterprise.

EXECUTIVE SESSION

Motion by Council Member Orrick, seconded by Council Member Abel that Council move to Executive session at 8:35 p.m. to discuss 5 ILCS 120/2 (c.) 1. The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body. On roll call vote all present voted Aye.

No further business to come before the Council, motion by Council Member Orrick, seconded by Council Member Ritchason that Council adjourn. Motion carried voice vote. Mayor McCabe adjourned the meeting.

COUNCIL ADJOURNED AT 8:55 P.M.

Sue E. McMillan
City Clerk

**PROCEEDINGS OF A SPECIAL MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
PEKIN CITY HALL COUNCIL CHAMBERS
111 SOUTH CAPITOL STREET
PEKIN, ILLINOIS 61554**

ON TUESDAY, NOVEMBER 1, 2016 AT 5:00 O'CLOCK P.M.

JOHN MCCABE, MAYOR PRESIDING

**PRESENT: COUNCIL MEMBERS, GOLDEN, DUNN, ORRICK, RITCHASON, LUFT ABEL, AND
MCCABE**

ABSENT: NONE

On October 28, 2016 Council received notice of a special meeting of November 1, 2016 for the purpose of New Business item City Manager Employment Agreement.

Roll was called. All Council Members were physically present. A quorum was declared.

AGENDA

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

PUBLIC INPUT

None

NEW BUSINESS

Motion by Council Member Dunn, seconded by Council Member Luft that the **EMPLOYMENT AGREEMENT between Anthony J. Carson, Jr. and the City of Pekin as its City Manager effective as of November 28, 2016 through November 27, 2019 be approved.** Mayor McCabe provided an executed Employment Agreement to the members and stated the standard document mirrored provisions contained in previous City Manager contracts. The provisions negotiated through Dr. Karl Nollenberger were in accordance with the hiring of GovHR by the Council on June 13, 2016 for recruitment, evaluations, recommendations and selection process of a manager. Mayor McCabe advised the Council that in his opinion the contract contained what the members were looking for in terms. Council Member Orrick requested the opinion of Corporation Counsel Burt Dancey that the agreement totally protected the City. Attorney Dancey responded that in his review the negotiated provisions did very much so protect the City.

The Mayor asked City Clerk Sue McMillan to call the roll and upon doing so all present vote Aye. Motion carried unanimously.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Mayor McCabe announced he would speak with the Press present at the meeting directly following the adjournment with all questions of the Employment Agreement and Press Release.

No further business to come before the Council motion by Council Member Orrick, seconded by Council Member Ritchason to adjourn. Motion carried viva voce. Mayor McCabe adjourned the meeting.

COUNCIL ADJOURNED AT 5:05 P.M.

Sue E. McMillan
City Clerk

**PROCEEDINGS OF THE BUDGET WORK SESSION
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
CITY HALL COUNCIL CHAMBERS
111 SOUTH CAPITOL STREET
PEKIN, ILLINOIS 61554
ON THURSDAY, OCTOBER 27, 2016 AT 5:00 O'CLOCK P.M.
JOHN MCCABE, MAYOR PRESIDING**

PRESENT: COUNCIL MEMBERS, ORRICK, RITCHASON, ABEL, AND MCCABE

ABSENT: COUNCIL MEMBER GOLDEN, LUFT AND DUNN

Notice of a special City Council Budget Work Session was properly posted and received by the Council on October 25, 2016 for the purpose of holding work session #1 to discuss the Levy Ordinance and the FY17 Budget.

The **Pledge of Allegiance** was led Mayor McCabe.

Roll was called and Council Members were physically present except Council Member Golden, Luft and Dunn. A quorum was declared.

AGENDA

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

COMMUNICATIONS, PETITIONS, REPORTS

Levy and Budget FY17 Work Session #1

Interim City Manager Sarah Newcomb told the Council that the first session would explain the property tax levy but additionally the revenue sources available to the City. The Levy Ordinance is required by State Statute to be filed in both Peoria and Tazewell Counties the last Tuesday in December, December 27, 2016. A public hearing would be required if the levy increases more than 5%. The Council should focus on key revenues in making levy decisions User fees have become an important revenue source and should cover related services costs. There are reoccurring revenues such as property taxes, sales taxes, state income tax, food and beverage taxes and fees for services such as solid waste and wastewater.

A packet of information was distributed to the Council and the staff members present. Information presented included

- History of the City of Pekin Tax Levy 1990 – 2015 breakdown of dollar amounts for each levied item
- Property Tax valuations
- Levy comparisons
- Levy Options
- Revenue Sources
- Fees for Services

Council heard and discussed the following points:

Fee increases and property tax increases were not popular

Having a solid base allows for continual maintenance programs for infrastructure and core city services.

Fees for service should be sufficient to cover costs if not the service is subsidized through reserves in the General Fund.

City Treasurer has reported reserves were dangerously low.

Solid Waste fee was set at \$12.00 in 2014 with intention for minor increases annually. If not increased reserves depleted in 2 years.

Budgeted storm water fee per resolution. Fee has not been enacted. Thus draining the general fund.

Proposed revenue decision options:

- Levy increase with policy to ensure adequate funding

- Storm Water fee implement Resolution 25-15/16. Option of loan for \$1.6 million for infrastructure project
- Solid Waste fee increase monthly rate to cover actual costs of services. Review services provided.
- Sale Tax proposal from EDAC

In closing Mayor McCabe told the Council the information and discussion was blunt but the real facts. The next work session was scheduled for Thursday, November 3, 2016 at 5:00 p.m.

No action was taken.

No further business to come before the Council, motion was made by Council Member Ritchason, seconded by Council Member Abel to adjourn. Motion carried viva voce. Mayor McCabe adjourned the meeting.

COUNCIL ADJOURNED AT 6:38 P.M.

Sue E. McMillan
City Clerk

**PROCEEDINGS OF THE BUDGET WORK SESSION
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
CITY HALL COUNCIL CHAMBERS
111 SOUTH CAPITOL STREET
PEKIN, ILLINOIS 61554
ON THURSDAY, NOVEMBER 3, 2016 AT 5:00 O'CLOCK P.M.
JOHN MCCABE, MAYOR PRESIDING**

PRESENT: COUNCIL MEMBERS, ORRICK, RITCHASON, ABEL, DUNN, AND MCCABE

ABSENT: COUNCIL MEMBER GOLDEN AND LUFT

Notice of a special City Council Budget Work Session was properly posted and received by the Council on October 28, 2016 for the purpose of holding work session #2 to discuss the Levy Ordinance and the FY17 Budget.

The **Pledge of Allegiance** was led Mayor McCabe.

Roll was called and Council Members were physically present except Council Member Golden and Luft. A quorum was declared.

AGENDA

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

COMMUNICATIONS, PETITIONS, REPORTS

Levy and Budget FY17 Work Session #2

Mayor McCabe advised the Council that the members and the staff would be continuing the work started last week at the first work session and turned the presentation over to the Interim City Manager Sarah Newcomb. She informed those present at this work session there would be concentration on the Levy side of questions, comments and discussion. She stated that the levy needed to be in draft form for the new manager's arrival to present to the Council and adopt at the Council Meeting of December 12, 2016 in order to file by statutes the last Tuesday in December. Discussion began on the estimated expenses for FY17-18 budget, which included 4 Teamster Contracts, and summary of fund statuses. Together the 2 reports provided preliminary information to help make the decision on the property tax levy. She asked Council to keep in mind the tax levy revenues was only income for the General Fund and limited Enterprise Funds. Focus would be on those expenses. Questions were received from Council Members on expenses included in the budget that were recommended in the Efficiency Study such as additional personnel. Discussion followed on the department charts provided that described the department's revenue sources and financial impact.

- Code Enforcement
- Public Works – projects cut year after year; delays and postponing make projects cost more.
- Storm Water fees based – inequities of putting expense in levy.
- Solid Waste – included increase fee; City provided cheaper but cannot provide free; need to look at service levels of garbage, yard waste, recycling.
- Borrowing for capital improvements was an option.
- Funding pensions

Ms Newcomb stated the Council had four main sections of revenue to review for consideration in the 2016 levy decision:

Levy increase

Storm Water fee implementation

Solid Waste fee increase

Sales tax proposal

In closing Mayor McCabe thanked the staff for information provided in the 2 work sessions. He reminded Council that they asked for a working budget before action was taken on a levy. He felt it important to be ready to make tough decision in being fiscal responsible. He encouraged the Council to review the information and to set time to sit down with Ms. Newcomb, get questions answered, and provide their individual preference in the 4 options proposed to arrive at a levy decisions,

No action was taken.

No further business to come before the Council, motion was made by Council Member Abel, seconded by Council Member Orrick to adjourn. Motion carried viva voce. Mayor McCabe adjourned the meeting.

COUNCIL ADJOURNED AT 6:25 P.M.

Sue E. McMillan
City Clerk



**LIQUOR COMMISSION MINUTES
THURSDAY, OCTOBER 27, 2016 AT 4:00 P.M.
CITY HALL COUNCIL CHAMBERS
111 SOUTH CAPITOL STREET
PEKIN, ILLINOIS 61554**

Deputy Liquor Commissioner Rick VonRohr called the meeting to order at 4:07 p.m.

PLEDGE of ALLEGIANCE

Liquor Commissioner McCabe

ROLL CALL

The following members were present for roll call: Liquor Commissioner John McCabe, Deputy Liquor Commissioner Rick VonRohr, Police Chief John Dossey, Fire Chief Kurt Nelson, Commission Member Timm Schwartz and Commission Member Rose Hasler.

Also present: Attorney Sue Bosich

APPROVAL OF AGENDA

Motion made by Fire Chief Nelson to amend the agenda for October 27th, 2016, seconded by Police Chief Dossey to remove under New Business; Hearing on license violation – Four Aces Up, Inc. dba Doc's Supper Club, Good Tequilas Pekin, Inc. dba Good Tequilas, and AARAV1121, Inc dba Quickpic Liquor. On roll call vote all present voted Aye. Motion carried.

APPROVAL OF LIQUOR COMMISSION MINUTES

Motion made by Police Chief Dossey to approve the August 25, 2016 Liquor Commission minutes, seconded by Commission Member Rose Hasler. On roll call vote all present voted Aye. Motion carried.

PUBLIC INPUT/COMMENTS/QUESTIONS

Mr. Lippi, citizen asked if the Video Gaming Ordinance will have a moratorium put on liquor licenses.

NEW BUSINESS

New Application:

AARAV1121, Inc. dba Slotspot 1121 – 424 Derby Street – Atul Patel

Discussion: Atul Patel stated they are purchasing the Quick Pic building at 422 and 424 Derby Street, with a closing date November 21st. They have a few small issues to be corrected from the Fire Department side of things. Police Department was fine with their inspections as well as the Inspections Department.

Motion made by Commission Member Schwartz to approve the liquor license, contingent on closing date of purchase, Fire Department issues corrected, Insurance declaration page list City of Pekin as additional insured and with a time restriction of 60 days. Seconded by Police Chief Dossey. On roll call vote all present voted Aye. Motion carried.

New Application:

South Capitol Sports Bar and Grill, Inc. dba South Capitol Sports Bar and Grill – 219 N. Capitol Street – James "Jim" Reames.

Discussion: Jim Reames was present and explained his plans for this new business. Fire Chief Kurt Nelson stated the business needs the push bar doors for exit only and will have limited occupancy when open for business., and part of the parking lot paved for more parking. Mr. Reames will also need to check with the Inspections Department on an occupancy permit and with Mike Guerra, City Engineer for his parking lot. Fire Chief Nelson recommends to approve the liquor license contingent upon the items mentioned.

Police Chief John Dossey made a motion to approve the liquor license, contingent upon installing push bars for exit only and with limited occupancy during business hours. Seconded by Commission Member Schwartz. On roll call vote all present voted Aye. Motion carried.

Discussion: Video Gaming Ordinance

Attorney Bosich made a few corrections on the Ordinance. Liquor Commissioner McCabe stated he has received several different opinions on the Video Gaming Café's. It was decided by the Liquor Commission that we will bring this back to the November 10th Liquor Commission meeting to make any additional changes and possibly present our recommendations to the City Council for the November 14th Council Agenda.

ANY OTHER BUSINESS

Liquor Commissioner McCabe suggested Thursday, November 10th for our next regular meeting, since we will not be meeting on Thursday, November 24th which is Thanksgiving. Police Chief Dossey will be out that day but will send someone in his place. Commission member Schwartz will be out that day, but will call in to meeting.

Motion made by Fire Chief Nelson to adjourn, seconded by Commission Member Schwartz.

Meeting adjourned at 4:59 P.M.

Next Regular Meeting will be Thursday, November 10th, 2016 at 4:00 P.M.

Respectfully submitted

Paula Gensel, Liquor Commission Secretary

Animal Counts Brought in by Wardens between October 1, 2016 and October 31, 2016

City	Warden	Origin	PickUp Site	PickUp Dat	Species	Breed	Disposition	Days	Log #
Pekin									
	HOMERI	City	1605 ARTHUR	10/6/2016	Cat	SIAMESE MIX	A	21	161683
	LOHNES	City	1402 JANSSEN	10/31/2016	Cat	DMH			161852
	HARMS	City	#37 ROSEWOOD	10/17/2016	Other	COON	E	0	161769
	HARMS	City	1411 HILLVIEW	10/28/2016	Cat	dsh			161843
	HARMS	City	1110 MAPLE	10/16/2016	Cat	DSH	REL	11	161764
	LOHNES	City	pekin animal hospital	10/18/2016	Cat	DSH	REL	1	161777
	HOMERI	City	1424 MATILDA	10/1/2016	Dog	PIT MIX	E	2	161638
	LOHNES	City	410 WALNUT	10/18/2016	Cat	DSH	E	6	161774
	LOHNES	City	1205 HIGHLAND	10/17/2016	Cat	DMH	E	4	161768
	LOHNES	City	1007 CHESTNUT	10/17/2016	Other	COON	E	0	161767
	HOMERI	City	729 HILLYRD	10/2/2016	Cat	DSH	REL	8	161640
	LOHNES	City	2113 DOMINION	10/14/2016	Other	RABBIT	E	0	161746
	LOHNES	City	336 PRINCE	10/13/2016	Other	SQUIRREL	REL	1	161745
	LOHNES	City	1402 JANSSEN	10/31/2016	Cat	DMH			161853
	HOMERI	City	PPD	10/6/2016	Cat	DSH	REL	21	161680
	LOHNES	City	4TH & CHARLOTTE	10/20/2016	Other	COON	E	0	161794
	HOMERI	City	1605 ARTHUR	10/6/2016	Cat	SIAMESE MIX	A	22	161684
	LOHNES	City	923 STATE ST	10/11/2016	Cat	DLH	E	1	161727
	LOHNES	City	213 SUNNY RIDGE APT D	10/11/2016	Dog	HEELER			161726
	LOHNES	City	1317 PEORIA	10/9/2016	Dog	PIT	E	1	161698
	LOHNES	City	14TH & VFW	10/8/2016	Other	COON	D	0	161696
	LOHNES	City	100 TAPS LANE	10/6/2016	Dog	LAB MIX	R	0	161677
	LOHNES	City	334 DERBY	10/4/2016	Dog	CHI	A	9	161668
	LOHNES	City	4TH & WASHINGTON	10/4/2016	Other	SQUIRREL	E	0	161667
	LOHNES	City	232 COOPER	10/4/2016	Dog	LAB/PIT	R	3	161661
	LOHNES	City	334 DERBY	10/4/2016	Cat	DSH	REL	14	161660
	HOMERI	City	3RD & CATHERINE	10/23/2016	Dog	PIT			161809
	HOMERI	City	PARKVIEW GOLD COARSE	10/29/2016	Dog	FRENCH BULL	R	2	161849
	HOMERI	City	701 S 7TH	10/29/2016	Cat	DLH			161850
	LOHNES	City	2020 COURT	10/13/2016	Dog	LAB	R	1	161740
	HARMS	City	PEKIN ANIMAL HOSPITAL	10/14/2016	Dog	MALAMUTE			161753
	HARMS	City	1102 CAMBRIDGE	10/11/2016	Dog	PIT	E	10	161741
	HARMS	City	1020 S 4TH	10/14/2016	Dog	PIT	R	3	161748
	HARMS	City	215 HARIETT	10/24/2016	Other	COON	E	0	161821
	LOHNES	City	1402 JANSSEN	10/31/2016	Cat	DSH			161854
	HARMS	City	1113 JANSSEN	10/25/2016	Cat	DSH			161823
	HARMS	City	#30 ROSEWOOD	10/5/2016	Other	COON	E	0	161670
	HARMS	City	FANCY PAWS	10/14/2016	Dog	JACK/DACH	R	12	161752
	HARMS	City	WALMART	10/25/2016	Cat	DLH			161828
	HARMS	City	PEKIN ANIMAL HOSPITAL	10/14/2016	Dog	HEELER			161747
	HARMS	City	1323 JANSSEN	10/26/2016	Dog	PIT			161830
	HARMS	City	1102 MECHANIC	10/24/2016	Cat	DLH			161822
	HARMS	City	406 SHERWOOD	10/3/2016	Dog	MIX	REL	1	161646
	HARMS	City	201 N 8TH	10/3/2016	Cat	DSH	R	0	161641
	LOHNES	City	1118 MARKET	10/31/2016	Dog	HUSKY	R	1	161866
	HARMS	City	1609 WILLOW	10/26/2016	Dog	TERRIER MIX			161832
	HARMS	City	1337 GEORGANNE	10/18/2016	Cat	DLH	R	2	161779
	HARMS	City	901 WASHINGTON	10/26/2016	Other	SQUIRREL	D	0	161833
	HARMS	City	1110 MAPLE	10/15/2016	Cat	DSH	REL	12	161765
	LOHNES	City	1102 S 11TH	10/31/2016	Dog	LAB MIX	R	0	161860
	LOHNES	City	1102 S 11TH	10/31/2016	Dog	DANE	R	0	161859
	LOHNES	City	1402 JANSSEN	10/31/2016	Cat	DSH			161855
	HARMS	City	1525 MARTIN	10/26/2016	Dog	AM BULL	E	0	161829

Total Dogs picked up in Pekin: 21

Total Cats picked up in Pekin: 22

Total Others picked up in Pekin: 10

Animal Counts Brought in by Individuals between October 1, 2016 and October 31, 2016

City	In By	Origin	PickUp Site	PickUp Dat	Species	Breed	Disposition	Days	Log #
Pekin									
	Owner R	City	808 CHARLOTE ST	10/4/2016	Cat	DSH	REL	2	161654
	Individua	County	13860 1ST	10/4/2016	Cat	SIAMESE MIX	REL	21	161657
	Individua	City	920 S 10TH	10/6/2016	Cat	DSH	REL	4	161674
	Individua	City	920 S 10TH	10/6/2016	Cat	DSH	REL	4	161675
	Individua	City	920 S 10TH	10/7/2016	Cat	DSH	E	6	161685
	Individua	City	416 MANOR	10/7/2016	Dog	SHIHTZU	R	4	161694
	Individua	City	1804 PARKFIELD DR	10/10/2016	Cat	DSH	A	15	161700
	Individua	City	407 SOUTH	10/10/2016	Dog	LAB MIX	REL	1	161711
	Individua	City	3287 CATHERINE	10/11/2016	Cat	BLK			161721
	Individua	City	1105 S 11TH	10/12/2016	Cat	DSH	E	8	161732
	Individua	City	3620 SHERIDAN RD	10/25/2016	Cat	DMH			161824
	Individua	City	3620 SHERIDAN RD	10/25/2016	Cat	DMH			161825
	Individua	City	3620 SHERIDAN RD	10/25/2016	Cat	DSH			161826
	Individua	County	8609 N LANCASTER	10/4/2016	Cat	DSH	E	8	161653
	Individua	City	1008 AMANDA ST	10/31/2016	Cat	DSH			161858
	Owner R	City	1510 N. 9TH STREET	10/31/2016	Dog	BLUE HEELER/BO			161865
	Owner R	City	808 CHARLOTTE	10/4/2016	Cat	DSH	REL	2	161655
	Owner R	City	808 CHARLOTTE	10/4/2016	Cat	DSH	REL	2	161656
	Owner R	County	1920 AMERICAN ST	10/6/2016	Cat	SIAMESE	A	12	161676
	Owner R	City	1301 HOWARD CT	10/7/2016	Cat	DMH	REL	20	161689
	Owner R	City	1301 HOWARD CT	10/7/2016	Cat	DSH	E	3	161690
	Owner R	City	1301 HOWARD CT	10/7/2016	Cat	DMH			161719
	Owner R	City	254 COOPER	10/11/2016	Dog	HUSKY	A	8	161724
	Owner R	City	11444 IL RT 9	10/17/2016	Dog	PIT MIX	A	4	161771
	Owner R	City	1402 N 4TH	10/20/2016	Cat	DSH	A	1	161789
	Owner R	City	1600 MATILDA	10/27/2016	Dog	PIT			161838
	Owner R	City	1202 S 7TH	10/28/2016	Dog	PIT	E	0	161846
	Owner R	City	1202 S 7TH	10/28/2016	Dog	PIT	E	0	161847
	Individua	City	29087 SHERIDAN	10/26/2016	Cat	DSH			161834

Total Dogs picked up in Pekin: 8

Total Cats picked up in Pekin: 21

Total Others picked up in Pekin: 0

Tazewell County Animal Control

City: City of Pekin

Date:

Billing for Month of:

October 2016

\$3,753.83

Tazewell Animal Control

Po Box 158

Tremont, IL 61568

City of Pekin

111 S. Capitol Room 242

Pekin, IL 61554

CITY OF PEKIN TRAFFIC SAFETY COMMITTEE MINUTES
NOVEMBER 4, 2016 @ 8:30 a.m.
CITY HALL CONFERENCE ROOM

PRESENT: Bob Shaw, Will Taylor, Dennis Zimmerman, Don Baxter

Also present: Bill Scarcliff, Lee Ann Wrhel.

The meeting was called to order at 8:30 a.m.

Motion by Dennis to approve the agenda, seconded by Will. All in favor.

Motion by Will to approve the October 7, 2016 meeting minutes, seconded by Dennis.
All in favor.

Old Business:

1. Low Speed Vehicle Usage – City Streets

After discussion, it was determined by those in attendance that this not a problem in Pekin at this time. Will made a motion to leave this matter as is. Bob seconded the motion. This could be addressed again in the future if further issues are brought forward to the committee.

New Business:

1. Request for Crosswalk Parkway Dr. Between Willow St. & Broadway Rd.

This request was brought to the committee by Jill Long, 2204 State St. (309-356-6955). Due to pedestrian safety concerns, Will made a motion to leave this area as is. Dennis seconded. All in favor.

2. Request for Street Light at the Intersection of Broadway Rd. and California Rd.

This request was brought to the committee by Leslie Hauk, 110 California Rd. (265-2759). After discussion, it was determined that this area is very dark and a street light in this location is a good idea. Mike was not able to attend the meeting. Mike will be asked to check into what it would take to install a light in this location.

3. Safety of Intersection of Veteran's Dr. & S. 14th St.

Amy Hamann (217-553-3298), Owner of Amy's Country Manor; Keith Hamann, and Debbie Cather (353-4590), Manager of Amy's Country Manor, attended the meeting regarding this item. They are concerned with the traffic at this intersection and are asking for consideration of putting something in place to increase the visibility there. There was discussion that it is a matter of motorists relearning the configuration of the intersection. It was also noted that the State of Illinois will be taking control of this road in the future. Mike was not in attendance at the meeting, but can give a better explanation. The committee will consider the possibility of installing flashing lights to warn motorists of the stop ahead. Enforcement will be stepped up in this location.

Around the Table
Nothing to Report

Respectfully Submitted,
Lee Ann Wrhel

NEXT REGULAR MEETING DECEMBER 2, 2016 @ 8:30 A.M.

Whereas, The history and culture of our great nation have been significantly influenced by American Indians and indigenous peoples; and

Whereas, The contribution of American Indians have enhanced the freedom, prosperity, and greatness of American today; and

Whereas, Their customs and traditions are respected and celebrated as part of a rich legacy throughout the United States; and

Whereas, Native American Awareness Week began in 1976 and recognition was expanded by Congress and approved by President George Bush in August 1990, designating the month of November as National American Indian Heritage Month; and

Whereas, in honor of National American Indian Heritage Month, community celebrations as well as numerous cultural, artistic, educational and historical activities have been planned.

Now Therefore, Be It Resolved that I, John McCabe, Mayor of Pekin, by virtue of the authority vested in me as Mayor of the City of Pekin do hereby proclaim the month of November 2016, as

“National American Indian Heritage Month”

and urge all citizens to observe this month with appropriate programs, ceremonies and activities.

Adopted, this 14th day of November in the Year of Our Lord, Two Thousand and Six.

JOHN MCCABE
Mayor

ATTEST:

SUE E. McMILLAN
City Clerk

***WHEREAS**, the government of Pekin, Illinois, celebrates our local small businesses and the contributions they make to our local economy and community; according to the United States Small Business Administration, there are currently 28.8 million small businesses in the United States, they represent 99.7 percent of all businesses with employees in the United States, are responsible for 63 percent of net new jobs created over the past 20 years; and*

***WHEREAS**, small businesses employ over 49 percent of all businesses with employees in the United States; and*

***WHEREAS**, 89 percent of consumers in the United States agree that small businesses contribute positively to the local community by supplying jobs and generating tax revenue; and*

***WHEREAS**, 87 percent of consumers in the United States agree that small businesses are critical to the overall economic health of the United States; and*

***WHEREAS**, 93 percent of consumers in the United States agree that it is important for people to support the small businesses that they value in their community; and*

***WHEREAS**, Pekin, Illinois supports our local businesses that create jobs, boost our local economy and preserve our neighborhoods; and*

***WHEREAS**, advocacy groups as well as public and private organizations across the country have endorsed the Saturday after Thanksgiving as Small Business Saturday.*

***NOW, THEREFORE, BE IT RESOLVED** that I, John McCabe, Mayor of the City of Pekin, Illinois, do hereby proclaim Saturday, November 26th, 2016, to be*

“SMALL BUSINESS SATURDAY”

And urge the residents of our community, and communities across the country, to support small businesses and merchants on Small Business Saturday and throughout the year in the City of Pekin, Tazewell County, Illinois

***ADOPTED**, this 14th day of November, in the Year of Our Lord, Two Thousand and Six..*

JOHN MCCABE

Mayor

ATTEST:

SUE E. McMILLAN
City Clerk

RECEIVED

OCT 27 2016

CITY CLERK

CITY OF PEKIN, ILLINOIS
POLICE PENSION FUND

HOUSE BILL 5088 - MUNICIPAL COMPLIANCE REPORT

FOR THE FISCAL YEAR ENDED

APRIL 30, 2016

Daniel Brotz
President

Adrian L. Lerner
Secretary

**CITY OF PEKIN, ILLINOIS
POLICE PENSION FUND**

**House Bill 5088 (Public Act 95-950) - Municipal Compliance Report
For the Fiscal Year Ending April 30, 2016**

The Pension Board certifies to the Board of Trustees of the City of Pekin, Illinois on the condition of the Pension Fund at the end of its most recently completed fiscal year the following information:

- 1) The total cash and investments of the fund and their current market value of those assets:

	<u>Current Fiscal Year</u>	<u>Preceding Fiscal Year</u>
Total Cash and Investments	<u>\$ 28,076,333</u>	<u>\$ 28,984,836</u>
Total Net Position	<u>\$ 28,061,923</u>	<u>\$ 28,982,620</u>

- 2) The estimated receipts during the next succeeding fiscal year from deductions from the salaries of police officers and from other sources:

Estimated Receipts - Employee Contributions	<u>\$ 444,000</u>
Estimated Receipts - All Other Sources	
Investment Earnings	<u>\$ 1,965,300</u>
Municipal Contributions	<u>\$ 1,694,720</u>

- 3) The estimated amount required during the next succeeding fiscal year to (a) pay all pensions and other obligations provided in Article 3 of the Illinois Pension Code, and (b) to meet the annual requirements of the fund as provided in Sections 3-125 and 3-127:

(a) Pay all Pensions and Other Obligations	<u>\$ 3,075,400</u>
(b) Annual Requirement of the Fund as Determined by:	
Illinois Department of Insurance	<u>\$ <update></u>
Private Actuary- Lauterbach & Amen, LLP	
Recommended Municipal Contribution	<u>\$ 1,694,720</u>
Statutory Municipal Contribution	<u>\$ 1,207,695</u>

**CITY OF PEKIN, ILLINOIS
POLICE PENSION FUND**

**House Bill 5088 (Public Act 95-950) - Municipal Compliance Report
For the Fiscal Year Ending April 30, 2016**

- 4) The total net income received from investment of assets along with the assumed investment return and actual investment return received by the fund during its most recently completed fiscal year compared to the total net income, assumed investment return, and actual investment return received during the preceding fiscal year:

	<u>Current Fiscal Year</u>	<u>Preceding Fiscal Year</u>
Net Income Received from Investment of Assets	<u>\$ (463,448)</u>	<u>\$ 1,816,276</u>
Assumed Investment Return		
Illinois Department of Insurance	<u>N/A</u>	<u>6.50%</u>
Private Actuary- Lauterbach & Amen, LLP	<u>7.00%</u>	<u>7.00%</u>
Actual Investment Return	<u>(1.61)%</u>	<u>6.63%</u>

- 5) The total number of active employees who are financially contributing to the fund:

Number of Active Members	<u>56</u>
--------------------------	-----------

- 6) The total amount that was disbursed in benefits during the fiscal year, including the number of and total amount disbursed to (i) annuitants in receipt of a regular retirement pension, (ii) recipients being paid a disability pension, and (iii) survivors and children in receipt of benefits:

	<u>Number of</u>	<u>Total Amount Disbursed</u>
(i) Regular Retirement Pension	<u>37</u>	<u>\$ 1,932,093</u>
(ii) Disability Pension	<u>3</u>	<u>\$ 115,810</u>
(iii) Survivors and Child Benefits	<u>10</u>	<u>\$ 322,047</u>
Totals	<u>50</u>	<u>\$ 2,369,950</u>

**CITY OF PEKIN, ILLINOIS
POLICE PENSION FUND**

**House Bill 5088 (Public Act 95-950) - Municipal Compliance Report
For the Fiscal Year Ending April 30, 2016**

7) The funded ratio of the fund:

	<u>Current Fiscal Year</u>	<u>Preceding Fiscal Year</u>
Illinois Department of Insurance	<u>N/A</u>	<u>60.43%</u>
Private Actuary- Lauterbach & Amen, LLP	<u>59.14%</u>	<u>61.93%</u>

8) The unfunded liability carried by the fund, along with an actuarial explanation of the unfunded liability:

Unfunded Liability:

Illinois Department of Insurance	<u>\$ N/A</u>
Private Actuary- Lauterbach & Amen, LLP	<u>\$ 20,633,522</u>

The accrued liability is the actuarial present value of the portion of the projected benefits that has been accrued as of the valuation date based upon the actuarial valuation method and the actuarial assumptions employed in the valuation. The unfunded accrued liability is the excess of the accrued liability over the actuarial value of assets.

9) The investment policy of the Pension Board under the statutory investment restrictions imposed on the fund.

Investment Policy - See Attached.

Please see Notes Page attached.

CERTIFICATION OF MUNICIPAL POLICE
PENSION FUND COMPLIANCE REPORT

RECEIVED

OCT 27 2016

CITY CLERK

The Board of Trustees of the Pension Fund, based upon information and belief, and to the best of our knowledge, hereby certify pursuant to §3-143 of the Illinois Pension Code 40 ILCS 5/3-143, that the preceding report is true and accurate.

Adopted this 21st day of October, 2016

President

Daniel Bohn

Date

10-21-16

Secretary

Robert Bunnese

Date

10-21-16

**CITY OF PEKIN, ILLINOIS
POLICE PENSION FUND**

**House Bill 5088 (Public Act 95-950) - Municipal Compliance Report
For the Fiscal Year Ending April 30, 2016**

INDEX OF ASSUMPTIONS

- 1) Total Cash and Investments - as Reported in the Audited Financial Statements for the Years Ended April 30, 2016 and 2015.

Total Net Position - as Reported at Market Value in the Audited Financial Statements for the Years Ended April 30, 2016 and 2015.

- 2) Estimated Receipts - Employee Contributions as Reported in the Audited Financial Statements for the Year Ended April 30, 2016 plus 4.33% Increase (Actuarial Salary Increase Assumption) Rounded to the Nearest \$100.

Estimated Receipts - All Other Sources

Investment Earnings - Cash and Investments as Reported in the Audited Financial Statements for the Year Ended April 30, 2016, times 7% (Actuarial Investment Return Assumption) Rounded to the Nearest \$100.

Municipal Contributions - Recommended Tax Levy Requirement as Reported by Lauterbach & Amen, LLP, Actuarial Valuation for the Year Ended April 30, 2016.

- 3) (a) Pay all Pensions and Other Obligations - Total Deductions as Reported in the Audited Financial Statements for the Year Ended April 30, 2016, plus a 25% Increase, Rounded to the Nearest \$100.

- (b) Annual Requirement of the Fund as Determined by:

Illinois Department of Insurance - No April 30, 2016 Actuarial Valuation available at the time of this report.

Private Actuary

Recommended Amount of Tax Levy as Reported by Lauterbach & Amen, LLP in the April 30, 2016 Actuarial Valuation.

Statutorily Required Amount of Tax Levy as Reported by Lauterbach & Amen, LLP in the April 30, 2016 Actuarial Valuation.

**CITY OF PEKIN, ILLINOIS
POLICE PENSION FUND**

**House Bill 5088 (Public Act 95-950) - Municipal Compliance Report
For the Fiscal Year Ending April 30, 2016**

INDEX OF ASSUMPTIONS - Continued

- 4) Net Income Received from Investment of Assets - Investment Income (Loss) net of Investment Expense, as Reported in the Audited Financial Statements for the Years Ended April 30, 2016 and 2015.

Assumed Investment Return

Illinois Department of Insurance - Preceding Fiscal Year Interest Rate Assumption as Reported in the April 30, 2015 Actuarial Valuation. No April 30, 2016 Actuarial Valuation available at the time of this report.

Private Actuary - Current and Preceding Fiscal Year Interest Rate Assumption as Reported in the Lauterbach & Amen, LLP, April 30, 2016 and 2015 Actuarial Valuations.

Actual Investment Return - Net Income Received from Investments as Reported Above as a Percentage of the Average of the Beginning and Ending Balances of the Fiscal Year Cash Investments, Excluding Net Investment Income, Gains, and Losses for the Fiscal Year Return Being calculated, as Reported in the Audited Financial Statements for the Fiscal Years Ended April 30, 2016, 2015 and 2014.

- 5) Number of Active Members - Illinois Department of Insurance Annual Statement for April 30, 2016 - Schedule P.
- 6) (i) Regular Retirement Pension - Illinois Department of Insurance Annual Statement for April 30, 2016 - Schedule P for Number of Participants and Expense page 1 for Total Amount Disbursed.
- (ii) Disability Pension - Same as above.
- (iii) Survivors and Child Benefits - Same as above.

**CITY OF PEKIN, ILLINOIS
POLICE PENSION FUND**

**House Bill 5088 (Public Act 95-950) - Municipal Compliance Report
For the Fiscal Year Ending April 30, 2016**

INDEX OF ASSUMPTIONS - Continued

7) The funded ratio of the fund:

Illinois Department of Insurance - Preceding Fiscal Year Net Present Assets as a percentage of Total Assets as Reported in the April 30, 2015 Actuarial Valuation. No April 30, 2016 Actuarial Valuation available at the time of this report.

Private Actuary - Current and Preceding Fiscal Year Net Present Assets as a percentage of Total Assets as Reported in the Lauterbach & Amen, LLP, April 30, 2016 and April 30, 2015 Actuarial Valuations.

8) Unfunded Liability:

Illinois Department of Insurance - Deferred Asset (Unfunded Accrued Liability) - No April 30, 2016 Actuarial Valuation available at the time of this report.

Private Actuary - Deferred Asset (Unfunded Accrued Liability) as Reported by Lauterbach & Amen, LLP in the April 30, 2016 Actuarial Valuation.

37-16/17
RESOLUTION No._____

November 14, 2016
PEKIN, ILLINOIS, _____ 19____

RESOLUTION BY COMMISSIONER _____

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PEKIN, ILLINOIS, THAT:
the Mayor's appointment of Bernard Riley as the City of Pekin representative to the
Central Illinois Agency on Aging for an indefinite term is hereby approved.

SIGNED BY _____

MAYOR.

REQUEST FOR COUNCIL ACTION

To: Council and Interim City Manager

CC: City Clerk

From: Michael Guerra, City Engineer



AGENDA ITEM: SIDEWALK SNOW REMOVAL ORDINANCE

AGENDA DATE REQUESTED: October 24, 2016

ACTION REQUESTED: To adopt the ordinance for removal of snow and ice from public sidewalks

DESCRIPTION: This is an ordinance for the requirement for commercial property owners to remove the snow and ice from the sidewalk to provide access for people with disabilities and general public to an accessible path. Only the commercial properties, public buildings, public and private schools, hospitals, and churches are included in this ordinance since they serve the general public. This ordinance outlines the requirements for the snow removal, the timeframe they need to be accomplished and the fine if necessary.

HISTORY: This ordinance is needed to ensure that there is an accessible path for people with disabilities and the general public after a snow or ice event. This ordinance is in conjunction with the ADA Transition plan to ensure compliance with ADA requirements.

FINANCIAL IMPACT: Fines collected from noncompliance with the ordinance.

NEIGHBORHOOD CONCERNS: Property owners listed are now required to remove snow from the sidewalks in front of their property. While many already did this voluntarily, all will be required to clear the snow or ice in a timely manner.

IMPACT IF APPROVED: The City will have a sidewalk snow removal policy to ensure accessibility for people with disabilities.

IMPACT IF DENIED: The City will not have a sidewalk snow removal policy and will not be in compliance with the ADA requirement. Thus the City will be vulnerable to the consequences of not being compliant.

ALTERNATIVES: none

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. |
| X | A Strong Foundation. To improve and maintain existing infrastructure and leverage opportunities for new infrastructure. |
| X | 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:

A handwritten signature in black ink, appearing to read "M Guerra", written over a horizontal line.

Date: 10/12/16

Finance Department (Certification of Availability of Funds)

Date: 10/12/16

Corporation Counsel:

Date: 10/12/16

Interim City Manager:

Date: 10/11/16

Shirley R. Rusk

revised 11/9/16

4-2-10: Sidewalk Snow Removal Policy.

All commercial property owners must remove snow within 24 hours after the snow stops falling, when accumulations are less than six inches, and within 36 hours after six or more inches of snow accumulates as measured by the National Weather Service. If another snow event occurs, the clock will be reset to the end of the most recent snowfall.

Snow must be removed from the sidewalk to a minimum of four feet wide to accommodate wheelchairs, people with disabilities, strollers, and adults with children in hand.

Noncompliance with this section could result in a civil penalty of \$25.00 for sidewalks less than 200 linear feet in length, or \$75.00 for sidewalks longer than 200 feet.

The city may remove the snow or ice on private property when the owner fails to comply within the designated time period, and charge the cost to the owner.

The areas listed below for snow removal include all corners of all intersections.

All commercial property owners are required to remove snow and ice from public sidewalks adjacent to their property, in accordance with the regulations stated in this section. Commercial property shall be defined as real estate used for retail or wholesale trade, hotel, restaurant, offices, clinics, warehouses, light manufacturing, and other such uses but not for residential purposes. This requirement also includes:

- (1) All public buildings, public and private schools, hospitals, and churches;
- (2) CityLink is responsible for snow removal within a ten-foot radius around bus shelters and benches on marked primary snow routes.

Depositing snow and ice on public streets or sidewalks is prohibited. Such action may result in a fine of \$250.00.

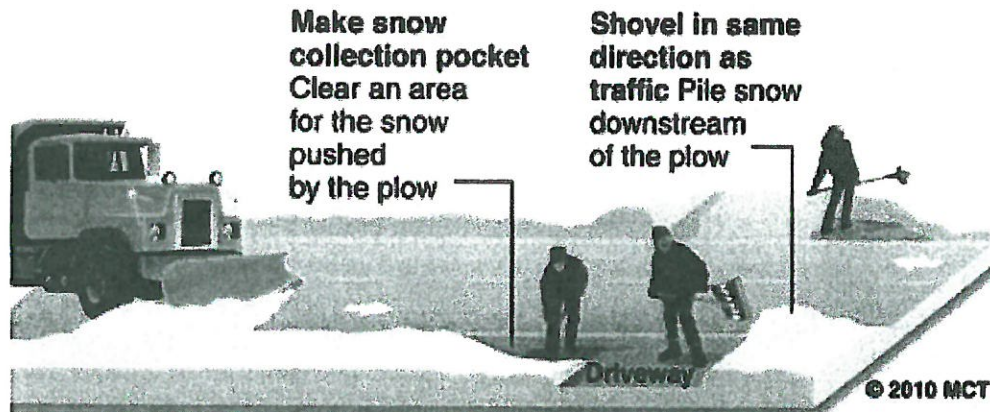
A. Exceptions.

Exceptions include:

- (a) If snow /ice sidewalk adjacent to a driving lane that is narrow and there is no other place for the snowplows to deposit snow.

A smart way to shovel your drive

How to reduce the possibility of getting a huge pile of snow in your driveway opening when snowplows clear your street:



Source: Minnesota Department of Transportation

Graphic: Jim Freltag, Minneapolis Star Tribune

REQUEST FOR COUNCIL ACTION

To: Mayor and Council

CC: City Clerk and Interim City Manager

From: Angie Evans, Asst. Finance Director



AGENDA ITEM: Annual Insurance Contribution

AGENDA DATE REQUESTED: November 14, 2016

ACTION REQUESTED: Approve payment of \$970,763.31 for IMLRMA Min/Max Contribution

DESCRIPTION: IMLRMA (Illinois Municipal League Risk Management Association) provides work comp, liability and property coverage for the City of Pekin. The Min/Max contribution is \$970,763.31 which is \$223,231.69 less than the normal contribution of \$1,193,995.00. The Program offers a lower contribution as an incentive for striving to lower claims. If claims exceed the minimum contribution, the City pays dollar for dollar spend until claims are closed or we meet the cap or maximum contribution. While I did not officially do an RFP, two other companies asked to submit proposals. Arthur J. Gallagher pulled their offer to bid due to market conditions, the fact that we have school bus operations and our loss ratio. Corkhill Insurance Agency submitted a proposal of \$1,160,645. Their proposal is \$33,350 less the IMLRMA's normal contribution, and \$189,881.60 more than the min/max contribution. On average, the last 5 years, total out of pocket, including deductibles, has been \$1,184,039.08, which is \$23,393.08 higher than Corkhill's proposal. IML has a \$500 deductible. Corkhill's deductible is \$1,000 with a \$50,000 deductible on buses.

History: The City has participated in the IMLRMA Min/Max program since 2001. Since 2006, we have exceeded the minimum 5 times. Of those, the cap was met once. Two years are still open and could max out. The other two years closed at 20 and 30% over minimum. Six years', including 2016, claims have stayed substantially below the minimum level. During this time, the City has saved \$123,364.00.

NEIGHBORHOOD CONCERNS: None

FINANCIAL IMPACT: \$970,763.31 with a 1% discount if paid before December 1, with \$500 deductibles.

CORPORATION COUNSEL REVIEW: n/a

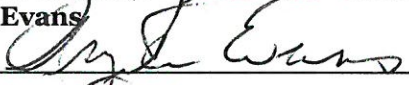
IMPACT IF APPROVED: The City will receive the early pay discount of 1% and continue with the current coverage levels and insurance programs.

IMPACT IF DENIED: The City has the proposal from Corkhill, which could be executed or the City could request additional bids and approve another insurance company prior to December 31 per the Intergovernmental Cooperation Contract with IMLRMA.

ALTERNATIVES: The Council can choose to pay in two installments of \$490,235.47 each for a total of \$980,470.94 with the first payment 11/23/16 and the second 5/12/17 or the full amount of \$980,569 in single payment by 12/16/16; or \$990,374 in two installments, 12/16/16 and 5/12/17. The City Council could also look at other insurance companies to provide coverage to the City of Pekin prior to December 31, 2016.

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:	/s/ Angie Evans  Date: 11/9/16
Finance Department: (Certification of Availability of Funds)	/s/ Angie Evans  Date: 11/8/16
City Manager:	 Date: 11/9/16

ORDINANCE NO. 2750-16/17

**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 12/31/2015 to 12/31/2016 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 12/31/2016 and ending 12/31/17 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 12/31/2015 to 12/31/2016 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 _____, 2016; 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 January 01, 2017 to January 01, 2018 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" -- 75 percent of those dollars set aside for the payment of claims excluding reinsurance and excess premiums and administrative costs.

"Maximum Loss Fund" -- 120 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:

		<u>Minimum Contribution</u>		<u>Maximum Contribution</u>
Reinsurance and Excess Premiums and Administrative Costs		\$ 340,289		\$ 340,289
Loss Fund	@ 75%	<u>\$ 640,280</u>	@ 120%	<u>\$1,024,447</u>
Contribution		\$ 980,569		\$1,364,736

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.

IMLRMA Minimum/Maximum Contribution Agreement
CITY OF PEKIN

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



ILLINOIS MUNICIPAL LEAGUE RISK MANAGEMENT ASSOCIATION

PO BOX 5180, SPRINGFIELD, IL 62705-5180

Ph: 217-525-1220 Fax: 217-525-7438

2017 MIN/MAX CONTRIBUTION: \$980,569

Date: 10/24/2016

\$578,386	Work Comp
\$275,857	Auto Liability & Comprehensive General Liability
\$4,307	Portable Equipment
\$47,791	Auto Physical Damage
\$74,228	Property
\$980,569	TOTAL MIN/MAX CONTRIBUTION

**MEMBER:
CITY OF PEKIN**

Account #: 0461

PAYMENT OPTIONS – Please Check One Box

The signed MIN/MAX agreement must be returned with your payment.

☐	OPTION #1 – BEST VALUE! Early Pay 1% Discount Invoice Amt: \$980,569.00 Minus 1% \$9,805.69 Total due \$970,763.31 Total due by: 11/23/16	☐	OPTION #3 PAY FULL AMOUNT Invoice Amt: \$980,569.00 Total due by: 12/16/16
☐	OPTION #2 – Pay in Two Installments Early Pay 1% Discount (Includes 1% Installment Fee) Invoice Amt \$980,569.00 Minus 1% \$9,805.69 \$970,763.31 1% installment fee \$9,707.63 Total Invoice \$980,470.94 <u>\$490,235.47</u> due by : 11/23/16, and <u>\$490,235.47</u> due by : 5/12/17	☐	OPTION #4 – Pay in Two Installments (Includes 1% Installment Fee) Invoice Amt \$980,569.00 1% Installment Fee \$9,805.69 \$990,374.69 <u>\$495,187.35</u> due by : 12/16/16, and <u>\$495,187.34</u> due by : 5/12/17

PAYMENT ENCLOSED: \$ _____

Please return this invoice with payment.

*** If you select Option 2 or Option 4 for Pay in Two Installments, please read and sign Acknowledgement below before returning invoice.**

Make Check Payable To:

IML Risk Management Association
 PO Box 5180
 Springfield, IL 62705-5180

On behalf of the city/town/village named above ("Member"), I hereby warrant that I have the authority to sign this agreement on the Member's behalf. I acknowledge and understand that the installment option is afforded only as a benefit for budgeting purposes and is not meant to allow for mid-term withdrawal. I acknowledge and understand that Article 5 of the Intergovernmental Cooperation Contract ("Contract") prohibits termination of the Intergovernmental Cooperation Contract prior to the last day of December of any given year. Per Article 5, I warrant that the Member will adhere to the Contract and pay the second installment when due.

 Mayor/Village President or Other Municipal Officer (Please Sign)

 Title

 Date

Premium Summary

Insured: City of Pekin
Carrier: Multiple Carriers
Policy
Term: 1/1/17 – 1/1/18

	Proposed Premiums - \$50,000 SIR Package	Proposed Premiums – First Dollar Package
Package	\$305,000	\$349,579
Umbrella	Included	\$199,750
Excess Property	\$40,000	Included
Auto – Buses	Included	Included
Airport Liability	Included	\$1,500
Workers Compensation	\$519,816	\$519,816
Surplus Lines Taxes	NA	NA
Corkill Fee	\$90,000	\$90,000
Total Premium	\$954,816	\$1,160,645

Corkill Insurance Agency Services – Added Service Offerings:

- MedCor Telephonic Nurse Triage System Included
 - Safety Consultation Services Included
 - Human Resources Included
-

Evans, Angie

From: Mitch Backes <mbackes@corkillinsurance.com>
Sent: Monday, November 07, 2016 6:28 AM
To: Evans, Angie
Subject: Updated Insurance Spreadsheet
Attachments: Total Insurance Cost - Pekin.xlsx

Angie,

I updated the spreadsheet with your insurance options. I've added a column for IMLRMA. I used the IMLRMA price structure for 2016 and applied the loss history from the past 5.5 years. Claim dollars over the minimum loss fund in any one year have been added back into the annual total cost of insurance. Please keep in mind the Allied and Old Republic options include \$10,000,000 liability limits vs the IMLRMA \$8,000,000. We did quote the option to increase liability limits to \$20,000,000 separately. The option to increase to \$20,000,000 liability limits is not included in the attached comparison.

Please call me with any questions.

Thanks,

Mitch Backes

Commercial Lines Producer

Corkill Insurance Agency, Inc. | Website: www.corkillinsurance.com

Direct: 847.427.7759 | Cell: 224.330.9054 | eMail: mbackes@corkillinsurance.com

25 Northwest Point Blvd. Suite 625 | Elk Grove Village, IL 60007

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	Option 1	Option 2		
2011	Old Republic	Allied		IMLRMA
Package –	\$305,000	\$349,579		
Umbrella -	NA	\$199,750		
Excess Property	\$40,000	NA		
Airport Liability	Na	\$1,500		
Workers Compensation	\$519,816	\$519,816		
Agency Fee	\$90,000	\$90,000	Premium	\$342,404
Workers Compensation Claims	\$0	\$0	Min Loss Fund	\$644,261
Property & Casualty Claims	\$124,156	\$0	\$ Over Min Loss Fund	86,990
Total Insurance Cost	\$1,078,972	\$1,160,645	Total Insurance Cost	\$1,073,655

2012				
Package –	\$305,000	\$349,579		
Umbrella -	NA	\$199,750		
Excess Property	\$40,000	NA		
Airport Liability	NA	\$1,500		
Workers Compensation	\$519,816	\$519,816		
Agency Fee	\$90,000	\$90,000	Premium	\$342,404
Workers Compensation Claims	\$0	\$0	Min Loss Fund	\$644,261
Property & Casualty Claims	\$80,560	\$0	\$ Over Min Loss Fund	\$274,845
Total Insurance Cost	\$1,035,376	\$1,160,645	Total Insurance Cost	\$1,261,510

2013				
Package –	\$305,000	\$349,579		
Umbrella -	NA	\$199,750		
Excess Property	\$40,000	NA		
Airport Liability	NA	\$1,500		
Workers Compensation	\$519,816	\$519,816		
Agency Fee	\$90,000	\$90,000	Premium	\$342,404
Workers Compensation Claims	\$0	\$0	Min Loss Fund	\$644,261
Property & Casualty Claims	\$320,957	\$0	\$ Over Min Loss Fund	\$386,557
Total Insurance Cost	\$1,275,773	\$1,160,645	Total Insurance Cost	\$1,373,222

2014				
Package –	\$305,000	\$349,579		
Umbrella -	NA	\$199,750		
Excess Property	\$40,000	NA		
Airport Liability	NA	\$1,500		
Workers Compensation	\$519,816	\$519,816		
Agency Fee	\$90,000	\$90,000	Premium	\$342,404
Workers Compensation Claims	\$0	\$0	Min Loss Fund	\$644,261
Property & Casualty Claims	\$61,800	\$0	\$ Over Min Loss Fund	\$0
Total Insurance Cost	\$1,016,616	\$1,160,645	Total Insurance Cost	\$986,665

2015				
Package –	\$305,000	\$349,579		

Umbrella -	NA	\$199,750		
Excess Property	\$40,000	Na		
Airport Liability	NA	\$1,500		
Workers Compensation	\$519,816	\$519,816		
Agency Fee	\$90,000	\$90,000	Premium	\$342,404
Workers Compensation Claims	\$0	\$0	Min Loss Fund	\$644,261
Property & Casualty Claims	\$81,826	\$0	\$ Over Min Loss Fund	\$0
Total Insurance Cost	\$1,036,642	\$1,160,645	Total Insurance Cost	\$986,665

2016

Package –	\$305,000	\$349,579		
Umbrella -	NA	\$199,750		
Excess Property	\$40,000	NA		
Airport Liability	NA	\$1,500		
Workers Compensation	\$519,816	\$519,816		
Agency Fee	\$90,000	\$90,000	Premium	\$342,404
Workers Compensation Claims	\$0	\$0	Min Loss Fund	\$644,261
Property & Casualty Claims	\$23,876	\$0	\$ Over Min Loss Fund	\$0
Total Insurance Cost	\$978,692	\$1,160,645	Total Insurance Cost	\$986,665

5.5 Year Average

Package –	\$305,000	\$349,579		
Umbrella -	NA	\$199,750		
Excess Property	\$40,000	NA		
Airport Liability	Na	\$1,500		
Workers Compensation	\$519,816	\$519,816		
Agency Fee	\$90,000	\$90,000	Premium	\$342,404
Workers Compensation Claims	\$0.0	\$0	Min Loss Fund	\$644,261
Property & Casualty Claims	\$122,339	\$0	\$ Over Min Loss Fund	\$132,225
Total Insurance Cost	\$1,077,155	\$1,160,645	Total Insurance Cost	\$1,118,890

REQUEST FOR COUNCIL ACTION



To: Mayor and Council

CC: Sue McMillan, City Clerk and Sarah Newcomb, Interim City Manager

From: John Dossey, Chief of Police

AGENDA ITEM: Approve Contract to Utilize MCA As Collection Agent

AGENDA DATE REQUESTED: November 14, 2016

ACTION REQUESTED: Approval of Contract between City of Pekin and MCA for Adjudication Collection.

DESCRIPTION: Municipal Collections of America (MCA) is a collection company that staff recommends we utilize for collection of unpaid parking and local ordinance tickets moving forward in the adjudication process. This company has the ability to work with the new software we were approved to purchase and will streamline the collection process. Further the company will and does work with the debt recovery program that will attach to income tax returns to reclaim debts previously not collected. MCA has a good reputation with other municipalities and fees will be moved from the tax payer to the violator.

NEIGHBORHOOD CONCERNS: None

FINANCIAL IMPACT: No cost to update code, would allow City to shift burden from tax payer to the violator.

CORPORATION COUNSEL REVIEW: November 8, 2016

IMPACT IF APPROVED: Allows us to shift burden of enforcement costs to the violator from the tax payer

IMPACT IF DENIED: We would have to continue utilizing our current collection agency, which we pay for and are losing revenue.

ALTERNATIVES: None

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: /s/ John Dossey

Date: 11/9/16

Finance Department: /s/ Angie Evans
(Certification of Availability of Funds)

Date: 11/9/16

City Manager:

A handwritten signature in cursive script, appearing to read "Sarah Newcomb".

Date: 11/9/16

ORDINANCE NO. 2751-16/17
AN ORDINANCE ADOPTING A COLLECTION SERVICES AGREEMENT

WHEREAS, the City of Pekin is a home rule government pursuant to the 1970 Illinois Constitution, Article VII, Section 6(a); and

WHEREAS, pursuant to its home rule power, the City of Pekin may exercise any power and perform any function relating to its government and affairs including the power to regulate for the protection of the public health, safety, morals, and welfare; and

WHEREAS, the City Council of the City of Pekin hereby finds that it is in the best interest of the City to enter in to an Agreement for collection of fines or other debts owed to the City of Pekin; and

NOW, THEREFORE, BE IT ORDAINED by the City Council for the City of Pekin the following Collection Services Agreement:

COLLECTION SERVICES AGREEMENT
Municipal Collections of America, Inc

This COLLECTION SERVICES AGREEMENT, made this ____ day of _____, 2016 by and between Municipal Collections of America, Inc, (MCOA) an Illinois Corporation, and the City of Pekin, Illinois (hereinafter referred to as CITY).

WHEREAS, MCOA is a duly licensed collection agency in the State of Illinois, and;

WHEREAS, MCOA possesses the personnel, experience, expertise, and equipment to effectively aid CITY in collecting the said fines through an effective collection process and;

WHEREAS, CITY may wish to list certain other debts with MCOA for collection from time to time and MCOA may wish to accept such claims for collection. MCOA retains the right to reject any debt submitted for collection and will provide explanation for such action if taken.

MCOA and CITY do hereby agree as follows:

ARTICLE I

CITY agrees that any debts and/or fines listed for collection with MCOA will be collected and administered pursuant to all the terms and conditions in this Agreement.

All municipal debts and fines listed for collection will be forwarded to MCOA, using the forms and procedures designated by MCOA.

Upon request of MCOA, CITY will provide certified copies of any documentation deemed necessary for use by MCOA in its collection efforts in a timely manner.

MCOA will acknowledge receipt of any violations listed for collection within five days thereof.

ARTICLE II

MCOA agrees to use its best efforts and any lawful means which in its judgment and discretion it believes will result in the collection of the debts/fines which are listed for collections.

ARTICLE III

No fees will be payable to MCOA unless money is collected, at which time MCOA will be paid as follows:

Upon payment, MCOA shall receive thirty-five percent (35%) of the balance paid on each debt. In the event that CITY has added any collection fee per 65 ILCS 5/1-2-1 to the debt before listing it with MCOA, MCOA's fee shall be calculated on the balance paid net of the collection fee.

MCOA's performance of the Local Debt Recovery Program on behalf of CITY shall be performed at no additional cost beyond the standard commission detailed above.

ARTICLE IV

Upon CITY'S listing of the violation for collection, MCOA shall have the exclusive right to collect the amounts owed there under until such time as it determines the debt is uncollectable or CITY requests return of the violation to CITY. Any inquiries concerning any debt listed for collections, including attempts to make payment, shall be referred at the earliest possible time to MCOA.

MCOA will deposit any money collected into a separate bank trust account established for that purpose.

After deduction of the fees allowable by this Agreement, MCOA will forward to CITY, its share of any amounts collected. Remittance to CITY will be made by the 15th of the month for any amounts collected by the last day of the preceding month.

In the event that any funds are paid to CITY for violations which have been listed for collection, CITY will report such collections to MCOA daily for accounting under this Article.

ARTICLE V

CITY hereby authorizes MCOA to accept a negotiated settlement on any violations listed for collection. However, unless otherwise authorized by CITY in writing, any such settlements shall be no less than 100% of the available balance.

Should CITY make any settlement or otherwise takes any action in derogation of MCOA's exclusive right to collect on any violation listed for collection, then MCOA shall be entitled to payment in full, as delineated in Article III hereof, based on the full amount of the violation, as listed. Any such payments which may become due may be deducted from CITY'S next monthly payment from MCOA.

ARTICLE VI

MCOA agrees to indemnify and hold CITY harmless against any and all liability, costs and expenses including attorney fees, occasioned by claims or suits for loss or damages arising out of the acts of the agents, servants or employees of MCOA during the term of this Agreement. MCOA shall defend and indemnify CITY from any claim or action arising out of MCOA's performance or non-performance of its obligations under this agreement, including but not limited to any violation of the Fair Debt Collection Practice Act, any law dealing with the credit rating of any individual, and other applicable laws arising out of the acts or omissions of MCOA or its agents or employees. Conversely, CITY agrees to indemnify and hold MCOA harmless against any and all liability, costs and expenses including attorney fees, occasioned by the claims or suits for loss or damages arising out of the acts of CITY, its servants or employees.

Further, CITY warrants and represents to MCOA that any debt listed for collection will be a legal and valid debt owed to CITY; and in addition to the indemnities listed above, CITY agrees to indemnify and hold MCOA harmless against any and all liability, costs, and expenses including attorneys' fees occasioned by claims or suits under the Federal "Fair Debt Collection Practices Act", due to the breach of warranties and representations of this paragraph.

ARTICLE VII

This Agreement is for a period of 36 months from the date first above written, however, it shall continue under the same terms and conditions for additional one year periods until termination by either party, by notice given in writing to the other party, at least sixty days prior to termination.

However, in the event of termination of the Agreement by either party, THE MUNICIPALITY shall have the option of requesting MCOA to continue any outstanding collection efforts on debts until the debt is either paid or determined to be uncollectible under the same terms of this Agreement.

ARTICLE VIII

At least once per year, MCOA will return to CITY such violations which it determines, in its sole judgment and discretion, to be uncollectible.

ARTICLE IX

Any notices to be given pursuant to this Agreement shall be deemed as served when placed in the United States Mail, with postage prepaid, sent by certified mail, return receipt requested; to the address designated, in writing, by either party. Until such time as a different address is designated notices shall be sent as follows:

If to MCOA,

Municipal Collections of America, Inc.
3348 Ridge Road
Lansing, Illinois 60438

If to CITY,

City of Pekin
Attn: Chief of Police, City Clerk, City Manager
111 South Capitol Street
Pekin, IL 61554

ARTICLE X

This Agreement contains the entire agreement between the parties hereto and supersedes any prior agreements or understandings between the parties. This agreement may only be altered or modified by written instrument signed by both parties.

IN WITNESS WHEREOF, the parties have signed and sealed this Agreement of the date first above written.

Municipal Collections of America, Inc.

BY: _____

TITLE: _____

MAYOR – John McCabe

ATTEST:

CITY CLERK – Sue McMillan

BE IT FURTHER ORDAINED that all other parts of the Code of the City of Pekin 1995 as amended except as modified herein are hereby reaffirmed and ratified and are in full force and effect.

BE IT FURTHER ORDAINED that all Ordinances or parts of ordinances in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

Passed by the City Council of the City of Pekin and approved by the Mayor of said City this _____ day of _____, 2016.

AYES: _____

NAYS: _____

ABSTAIN: _____

APPROVED: _____, 2016

MAYOR – John McCabe

ATTEST:

CITY CLERK – Sue McMillan

REQUEST FOR COUNCIL ACTION



To: Mayor and Council

CC: Sue McMillan, City Clerk and Sarah Newcomb, Interim City Manager

From: John Dossey, Chief of Police

AGENDA ITEM: Amend Administrative Adjudication Ordinance Title 8 Chapter 10 Section 15

AGENDA DATE REQUESTED: November 14, 2016

ACTION REQUESTED: Amend Adjudication Ordinance under Title 8 Chapter 10 Section 15

DESCRIPTION: This updates the adjudication ordinance adding language necessary to shift the costs of collection to the violator. This allows the costs by MCA to be added on to the fine amount prior to being sent to collection through the IDROP program.

NEIGHBORHOOD CONCERNS: None

FINANCIAL IMPACT: No cost to update code, would allow City to shift burden from tax payer to the violator.

CORPORATION COUNSEL REVIEW: November 8, 2016

IMPACT IF APPROVED: Allows us to shift burden of enforcement costs to the violator from the tax payer. Also covers costs as they apply to administrative processes.

IMPACT IF DENIED: We would bear the costs of collection, which would be 35% of the revenue.

ALTERNATIVES: None

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.]

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	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: /s/ John Dossey

Date: 11/9/16

Finance Department: /s/ Angie Evans
(Certification of Availability of Funds)

Date: 11/9/16

City Manager:

A handwritten signature in cursive script, appearing to read "Sarah Newcomb".

Date: 11/9/16

ORDINANCE NO. 2752-16/17

**AN ORDINANCE AMENDING TITLE 8 TRAFFIC CODE OF THE CITY OF PEKIN, ILLINOIS,
CHAPTER 10, SECTION 15, "DEBT TO CITY"**

WHEREAS, the City of Pekin is a home rule government pursuant to the 1970 Illinois Constitution, Article VII, Section 6(a); and

WHEREAS, pursuant to its home rule power, the City of Pekin may exercise any power and perform any function relating to its government and affairs including the power to regulate for the protection of the public health, safety, morals, and welfare; and

WHEREAS, the City Council of the City of Pekin hereby finds that it is in the best interest of the City to amend Title 8, Chapter 10 Section 15, "Debt to City" to the Code of the City of Pekin; and

NOW, THEREFORE, BE IT ORDAINED by the City Council for the City of Pekin as follows:

That Title 8, Chapter 10 Section 15 "Debt to City" be amended by adding language to add costs of collection fees on to fines or debts due to the City prior to the debt due being submitted to collections.

8-10-15: DEBT TO CITY:

In the event a fine or penalty is assessed pursuant to any provision of this Code, a default in the payment of a fine, penalty or any installment of a fine or penalty may be collected by any means authorized for the collection of monetary judgments. The City and City Attorney, Comptroller or designees, may retain attorneys and private collection agents for the purpose of collecting any default in payment of any fine or penalty imposed by the Code, or any installment of a fine or penalty. The City shall add a **35%** cost of collections to any outstanding balance that requires the City to retain the services of a collection agency. This 35% cost includes any default in a fine, penalty or any installment of a fine or penalty that was previously referred to an attorney or private agency and the payment of which remains outstanding.

Any fine, penalty or part of any fine or any penalty assessed in accordance with the provisions of this chapter remaining unpaid after the exhaustion of or the failure to exhaust administrative remedies created under this chapter, and the conclusion of any judicial review procedures, shall be a debt due and owing the City and, as such, may be collected in accordance with the applicable law. Any fees or costs incurred by the City with respect to attorneys or private collection agents retained by the City for the collection of debts pursuant to this chapter shall be charged to the offender. Payment in full of any fine or penalty resulting from a standing, parking, or compliance violation shall constitute a final disposition of that violation.

BE IT FURTHER ORDAINED that all other parts of the Code of the City of Pekin 1995 as amended except as modified herein are hereby reaffirmed and ratified and are in full force and effect.

BE IT FURTHER ORDAINED that all Ordinances or parts of ordinances in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

Passed by the City Council of the City of Pekin and approved by the Mayor of said City this _____ day of _____, 2016.

AYES: _____

NAYS: _____

ABSTAIN: _____

APPROVED: _____, 2016

MAYOR – John McCabe

ATTEST:

CITY CLERK – Sue McMillan

REQUEST FOR COUNCIL ACTION



To: Mayor and Council

CC: Sue McMillan, City Clerk and Sarah Newcomb, Interim City Manager

From: John Dossey, Chief of Police

AGENDA ITEM: Amend Administrative Adjudication Ordinance Title 1 Chapter 12

AGENDA DATE REQUESTED: November 14, 2016

ACTION REQUESTED: Amend Adjudication Ordinance as it pertains to Non Vehicular Code Violations.

DESCRIPTION: Upon entering into agreement with MCA for collection purposes an amendment was made to pass the costs of collection on to the violator. This updated language is necessary so that the collection company fees are added to the fine amount prior to going to the IDROP program for debt recovery. This shifts all costs to the violator.

NEIGHBORHOOD CONCERNS: None

FINANCIAL IMPACT: No cost to update code, would allow City to shift burden from tax payer to the violator.

CORPORATION COUNSEL REVIEW: November 8, 2016

IMPACT IF APPROVED: Allows us to shift burden of enforcement costs to the violator from the tax payer.

IMPACT IF DENIED: The City would lose 35% of the revenue to the collection company.

ALTERNATIVES: None

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.

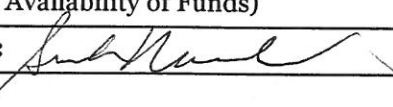
REQUIRED SIGNATURES

Department Director: /s/ John Dossey

Date: 11/9/16

Finance Department: /s/ Angie Evans
(Certification of Availability of Funds)

Date: 11/9/16

City Manager: 

Date: 11/9/16

Ordinance No. 2753-16/17

AN ORDINANCE AMENDING TITLE 1 CHAPTER 12, "ADMINISTRATIVE ADJUDICATION OF VIOLATIONS OF THE CITY CODE" OF THE CITY OF PEKIN, ILLINOIS, TO AMEND CHAPTER 12 SECTION 9, "JUDGMENT AND COLLECTION"

WHEREAS, the City of Pekin is a home rule government pursuant to the 1970 Illinois Constitution, Article VII, Section 6(a); and

WHEREAS, pursuant to its home rule power, the City of Pekin may exercise any power and perform any function relating to its government and affairs including the power to regulate for the protection of the public health, safety, morals, and welfare; and

WHEREAS, the City Council of the City of Pekin hereby finds that it is in the best interest of the City to amend Title 1 Chapter 12 Section 9, "Judgment and Collection" of the Code of the City of Pekin; and

NOW, THEREFORE, BE IT ORDAINED by the City Council for the City of Pekin as follows:

1. That Chapter 12-9 B, be amended by adding subsection B3 as follows:

1-12-9B3

1-12-9: JUDGMENT AND COLLECTION:

3. In the event a fine or penalty is assessed pursuant to any provision of this Code, a default in the payment of a fine, penalty or any installment of a fine or penalty may be collected by any means authorized for the collection of monetary judgments. The City and City Attorney, Comptroller or designees, may retain attorneys and private collection agents for the purpose of collecting any default in payment of any fine or penalty imposed by the Code, or any installment of a fine or penalty. The City shall add a **35%** cost of collections to any outstanding balance that requires the City to retain the services of a collection agency. This 35% cost includes any default in a fine, penalty or any installment of a fine or penalty that

was previously referred to an attorney or private agency and the payment of which remains outstanding.

BE IT FURTHER ORDAINED that all other parts of the Code of the City of Pekin 1995 as amended except as modified herein are hereby reaffirmed and ratified and are in full force and effect.

BE IT FURTHER ORDAINED that all Ordinances or parts of ordinances in conflict herewith are hereby repealed.

BE IT FURTHER ORDAINED that this Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

Passed by the City Council of the City of Pekin and approved by the Mayor of said City this _____ day of _____, 2016.

AYES: _____

NAYS: _____

ABSTAIN: _____

APPROVED: _____, 2016

MAYOR – John McCabe

ATTEST:

CITY CLERK – Sue McMillan