City of Pekin

REGULAR COUNCIL MEETING TUESDAY, NOVEMBER 12, 2013
5:30 P.M.

	1	2
1.0 CALL TO ORDER		
2.0 PLEDGE OF ALLEGIANCE *Mayor Laurie Barra*		
3.0 ROLL CALL *Clerk to Call the Roll*		
4.0 APPROVAL OF AGENDA ***ACTION:*** *Motion to approve the meeting agenda.* ***VOTE REQUIRED***		
5.0 APPROVAL OF MINUTES ***ACTION:*** *Motion to approve minutes of the Regular Council Meeting October 28, 2013.* ***VOTE REQUIRED***		
6.0 PUBLIC INPUT ON AGENDA ITEMS *Speakers to state name, address, and spell last name. Speakers will be given 5 minutes to address the Council. Comments unrelated to agenda items are accepted during "Public Comments" near the end of the meeting.*		
7.0 CONSENT AGENDA		
7.1 Receive and File Monthly Reports: Building, Inspections, & Zoning Reports September 2013; and Human Rights Committee Minutes September 25, 2013.		
7.2 Receive and File Financial Statements April 30, 2013 prepared by Willock Warning & & Co., P.C.**:** Tazewell/Pekin Consolidated Communication Center Fund; Sewerage Fund; and Tax Increment Financing – Central Business District Fund		
ACTION: *Motion to approve all items listed on the Consent Agenda by Omnibus Vote.* ***VOTE REQUIRED TO APPROVE CONSENT AGENDA***		
8.0 COMMUNICATIONS, PETITIONS, REPORTS		
9.0 NEW BUSINESS		
9.1 Library Addition and Renovation Project **DESCRIPTION:** Consensus of Council to move forward with Addition and Renovation Project. **ACTION:** Motion to back the expansion and renovation plan for the library contingent upon finals plans, costs estimates being available for a not to exceed figure of $6 million. **VOTE REQUIRED**	JB	4

9.2 Ordinance No. 2691-13/14 - 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. **ACTION:** Motion to adopt the Ordinance. **VOTE REQUIRED**	AE	5
9.3 Local Share Agreement Sheridan Road Bridge **DESCRIPTION:** IDOT agency agreement for federal participation 80/20% up to $600,000.00 funding to replace the bridge over Lick Creek on Sheridan Road. **ACTION:** Motion to approve the Agreement. **VOTE REQUIRED**	MG	3
9.4 Resolution No. 80-13/14 – IDOT Resolution for Maintenance of Streets and Highways for Municipality – Motor Fuel Tax Fund **DESCRIPTION:** MFT resolution appropriating $600,000.00 for Midwest Design Agreement Phase II engineering services for Veterans Drive from Sheridan Road to Fischer Road. **ACTION:** Motion to adopt the Resolution. **VOTE REQUIRED**	MG	3
9.5 Resolution No. 81-13/14 – In Support of PPUATS Project South Fifth Street Widening **DESCRIPTION:** City's written support for the widening project and obtaining funding for PPUATS funding year 2018-2020. **ACTION:** Motion to adopt the Resolution. **VOTE REQUIRED**	MG	3
10.0 ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL **10.1** Staff **10.2** Council **10.3** Five Minute Public Comments **10.4** Press Time		
11.0 EXECUTIVE SESSION 65 ILCS 120/2 (c)		
12.0 ADJOURN **No Vote Required**		

Column 1 Key:

JW Joseph Wuellner City Manager
MG Michael Guerra City Engineer
AE Angie Evans Finance Director
DG Darin Girdler Assistant City Manager
JB Jeff Brooks Director Pekin Library

 3

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.

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PROCEEDINGS OF THE REGULAR MEETING
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF CITY HALL
111 SOUTH CAPITOL STREET
ON MONDAY, OCTOBER 28, 2013, AT 5:30 O'CLOCK P.M.
LAURIE L. BARRA * MAYOR * PRESIDING

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

ABSENT: NONE

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The **Pledge of Allegiance** was led by Council Member Timothy Gillespie.

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

AGENDA

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

MINUTES

Motion by Council Member Gillespie, seconded by Council Member Abel, that the **minutes of the Regular City Council Meeting of October 15, 2013 and the Special Council Meeting of October 8, 2013, be approved as written.** On roll call vote all present voted Aye.

PUBLIC INPUT ON AGENDA ITEMS

John Hadsall 1220 El Camino Drive, addressed the Council regarding the rezoning ordinance on El Camino Drive. He stated that he originally opposite the construction of the units but since the 4 unit buildings were scaled down to 6 duplex units the change would allow the residents to support the project. He voiced concern about the drainage of the complex, the fencing, and the garbage receptacles. He presented photos of his concerns for the record. Mr. Hadsall asked that Council continue to scrutinize all development in the future..

CONSENT AGENDA

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

7.1 Receive and File Monthly Reports: Mayor's Advisory Committee for People with Disabilities Minutes dated April 11, 2013 and August 8, 2013.
7.2 Receive and File Pekin Planning Commission Minutes dated October 9, 2013
7.3 Receive and File Pekin Planning Commission Hearings and Recommendations: a. Hearing #10-1872 recommends approval of the Rezoning of property from B-3 (General Business District) to RM-1 (Multiply Family Residential) located on El Camino Drive with a Legal Description of Sec 11 T24N R5W Tract 3 in S ½ of W ½ SE ¼ 1.10 AC with the following PIN #10-10-11-400-041 and including an additional 40' to the East of Said property to be re-platted in Tazewell County, Illinois to the City of Pekin Council. b. Hearing #10-1873 recommends approval of the Site Plan for property located on El Camino Drive with a Legal Description of Sec 11 T24N R5W Tract 3 in S ½ of W ½ SE ¼ 1.10 AC with the following PIN #10-10-11-400-041 and including an additional 40' to the East of Said property to be re-platted in Tazewell County, Illinois to the City of Pekin Council.

On roll call vote all present voted Aye.

COMMUNICATIONS, PETITIONS, REPORTS

LIBRARY IMPROVEMENTS BOND ISSUE PRESENTATION

Director of the Pekin Public Library, Jeff Brooks, distributed the presentation brochure prepared by the proposed architect, Dewberry. He next introduced Michael Mackey who addressed the Council regarding the addition, renovation, the company's research and observation of the facility, and generally the 21st Century library designs. Mr. Brooks advised the Council on the 2008 project proposal that was not funded. He stated that the board had taken the conceptual plan, identified current ADA compliances, improved access, safety matters, better services for children, and lower maintenance costs. He requested that the City Council consider approving a levy increase for a $5.6 million bond repayment. The library would be able to contribute an additional $400,000.00. Each Council Member was given the opportunity to comment and ask questions. Council Member Golden asked if the library had applied for state construction funding. Council Member McCabe expressed concern that the one-way traffic pattern in accessing the Library still needed to be addressed before final design. Council Member Hendricks felt it important to have input from the youth of the community for services and design. Mayor Barra was informed that a $5.6 million bond sale would increase the library levy 4% resulting in an addition to the tax bill of $29-$35 per $100,000 house.
No action was taken by the Council.

NEW BUSINESS

ORDINANCE NO. 1568-A198-13/14
PROVIDING FOR THE REZONING OF CERTAIN PROPERTY
PIN 10-10-11-400-041 & PART OF 10-10-11-400-042 & 10-10-11-400-0043

Motion by Council Member Orrick, seconded by Council Member Abel that Ordinance No.1568-A198-13/14 be adopted. Code Enforcement Officer Ron Sieh presented the ordinance and site plan from the recommendation of the Planning Commission. The ordinance provided for the request of Jeffrey L. Horneker and Cynthia E. Hornecker as purchasers of the Gaylord Trust property portion and 10-10-11-400-041 to rezone 1.33 acre parcel of land adjacent and west of the Gingoteague general store from B-3 (General Business) district to RM-1 (Multiple Family Residential) District. Mr. Sieh addressed the questions and concerns from Council Members regarding a retention pond, the difference in zero lot line duplex and condo. He stated that it was not the intention to have Section 8 Housing units and that toter verses dumpster garbage collection met code requirements. On roll call vote, all present voted Aye.

Motion by Council Member Orrick, seconded by Council Member Gillespie that the **SITE PLAN FOR PROPERTY ON EL CAMINO DRIVE adjacent to Gingoteague general store** be approved. On roll call vote, all present voted Aye.

Motion by Council Member McCabe, seconded by Council Member Orrick that the **FEDERAL AVIATION ADMINISTRATION AGREEMENT for Terms and Conditions of Accepting Airport Improvement Program Grants** be approved. City Engineer Michael Guerra asked that Council approve the agreement for the terms and conditions of accepting the Airport Improvement Program grant money. He advised Council that the agreement had been approved October 9, 2012, however the FAA change some language regarding the financial invoicing for FAA grantees to utilize the Delphi eInvoicing System for the Department of Transportation. Mr. Guerra answered Council Member Golden's questions specific to the terms of the contract. He stated that the Airport had a 5 year retainer agreement for engineering projects so there was not competitive bidding on the latest improvement projects. Discussion followed regarding monitoring fuel pricing. Council Member Hendricks advised that he had requested an extensive business plan of the airport department. On roll call vote; Ayes, Golden, Orrick, Gillespie, McCabe, Abel, and Barra; Nay, Hendricks. Motion Carried.

ORDINANCE NO. 1462-A328-13/14
AMENDING TITLE 8 TRAFFIC CODE OF THE CITY OF PEKIN 1995
REGARDING SPEED ZONES

Motion by Council Member Golden, seconded by Council Member Orrick that Ordinance No.1462-A328-13/14 be adopted. Police Chief Greg Nelson presented the recommendation of the Traffic Safety Committee to adjust the speed limits on South Fifth Street between Koch Street and VFW Road (Veterans Drive). He stated the reduced speed to 30 mph, statutory urban speed, would accommodate the growth in the Deerfield area and that the inconsistent speed limit signs for northbound and southbound traffic would be changed. Fifth Street Hanna Drive to VFW would be 45 mph. On roll call vote, all present voted Aye.

ANY OTHER BUSINESS BEFORE THE COUNCIL

City Engineer Michael Guerra advised the public of the 2 month detour at VFW Road and N. 14th Street to remove a box culvert for Lost Creek just west of the VFW Hall.

Chief Greg Nelson thanked the planners and the public for a very successful Nite Out Against Crime sponsored by the police department. Council Member McCabe noted he and his grandson attended the Halloween theme event and praised it as a very good learning experience.

Mayor Barra announced that the City does not set the hours for Trick-or-Treat on Halloween. She also alerted the public to a Veterans Day remembrance on Monday November 11, 2013 on the Court House lawn.

Council Member Hendricks asked what economic development impact to the City has been tracked for the airing of the City segment last July on the FOX television station. He asked that consideration be given to increasing the 40 mph speed limit on Parkway Drive to Route 98 and was told that the segment of road was under County jurisdiction.

Council Member Gillespie expressed appreciation for the Police Department photo, something not done since the 1970's.

Council Member Golden questioned why the City could not enforce a maintenance code regarding street repair issues on Sara Lane. The Council was informed that the lane that occupies more than 150 apartments is a private drive and the City does not have the authority to fix it.

Attorney Burt Dancey addressed any concerns that Council had regarding the City's role as conduit for the transfer of the West Campus property from owner Merl Huff to the Chicago Title Land Trust Co. Attorney Dancey stated that the ownership by the City would take 10 seconds or time it takes to record both the deed and the donation agreement.

Phillis Myers, 2500 Court Street, addressed the Council regarding her passion that the proper protocol and attention that was needed in displaying the United States flag at the riverfront.

John Hadsall, 1220 El Camino Drive expressed appreciation for Council's consideration of the zoning change and the development plans for new duplexes on El Camino Drive.

EXECUTIVE SESSION

Motion by Council Member Abel, seconded by Council Member McCabe, that the Council move to Executive Session at 7:05 p.m. to discuss 65 ILCS 120/2 (c) (5) Acquisition of Property. On roll call vote, all present voted Aye.

No further business to come before the Council, motion by Council Member Abel, seconded by Council Member Hendricks that Council adjourn. Motion carried voice vote. Mayor Barra adjourned the meeting.

COUNCIL ADJOURNED AT 7:20 P.M.

Sue E. McMillan
City Clerk

City of Pekin
Human Rights Committee
Meeting Minutes
September 25, 2013

I. Welcome and introductions – Meeting began at 7:30am. Present: Pamela Anderson, Melinda Figge, Bill Fleming, Roger Goodson, Becky Saban, Linda Seth, and Carol Shields.

II. Approval of agenda – Approved on a motion by Figge, second by Saban.

III. Approval of minutes – Minutes of the August 28th meeting were approved as distributed on a motion by Figge, second by Goodson.

IV. Correspondence and feedback – none.

V. Old Business

A. Murals (Pekin High School) / Brush with Diversity logo discussion – We will need IDOT's permission to pain the mural under the bridge. We would also need their approval to close a lane of traffic if we ever decided to paint a mural on the wall owned by the homeowners along Court Street. Anderson will write a letter to IDOT to get their approval. We agreed to use the latest version of the Brush With Diversity logo on the mural. We still have time, or could always go back and change that part of the mural if needed.

B. 50th Anniversary Display at Pekin Library (recap) – About 40 people attended the event. The I Have A Dream video was well received and is still available on line and linked from the YWCA and Library's sites.

C. Executive gathering (update) – While the Pekin Area Chamber of Commerce might be interested in forming a CEO roundtable, the consensus so far was that the topics would be more focused on business issues, not community issues. We again discussed a city update as a possible discussion forum opportunity. We then discussed taking our message to the service organizations, which could lead into a Q&A and discussion. We will discuss an outline of that presentation at the October meeting.

D. Community read project (update) – The Pekin Public Library would like to partner with us on this project. In order to plan it properly, we are thinking about the fall of 2014. We discussed several titles, and whether the book should focus on racial or class diversity. The committee will read a couple books this fall and make a decision. The October meeting might include the books to read.

E. City of Pekin discussion (update) – At last month's meeting Anderson was looking for input from the committee on an internal issue at City Hall. Someone had distributed/posted "Pekin Chinks" sticky-notes on office doors. Some committee members did find appropriate language in their personnel manuals. However, it was discovered the City has appropriate language in their employee handbook, and the issue was resolved.

VI. New Business

A. November and December 2013 meetings – due to the holidays and the need for us to meet, the November meeting will be on the 20th and the December meeting will be on the 18th.

VII. Other business to come before the committee

A. Committee members – Figge distributed information about an upcoming diversity program sponsored by the McLean County YWCA, the Pekin Women's Leadership Network, and Bradley University's plans for the 50th anniversary of the passage of the Civil Rights Act.

B. Committee advisory members – none

C. City staff – none

D. Public – none

E. Press - none

IV. Adjournment – The meeting adjourned at 8:38am.

Next meeting: October 23, 2013

BUILDING DEPARTMENT REPORTS
INSPECTIONS & ZONING
September '2013

	PERMITS	VALUE	FEES
BUILDING DEPT	47	$ 911,806.00	$ 11,388.00
ELECTRIC DEPT	15	$ 12,221.00	$ 2,402.00
HVAC DEPT	27	$ 79,600.00	$ 2,811.00
PLUMBING DEPT	24		$ 705.00
STORM SEWER PERMITS	0		$ .00
STORM WATER PERMITS	3		$ 60.00
SEWER PERMITS	6		$ 375.00
SEWER TAP RES	2		$ 3,200.00
SEWER TAP COMM	0		$ .00
DEPARTMENT TOTAL	**124**	**$ 1,003,627.00**	**$ 20,941.00**

TOTAL CODE ENFORCEMENT COMPLAINTS - 135

Respectfully submitted,

Ronald Sieh, Building Inspector

Mark O. Reeder

Mark Reeder, Electrical Inspector

Dave VanDyke

Dave VanDyke, HVAC Inspector

Morris Sunkel, Plumbing & Sewer Inspector

David Shallenberger

Dave Shallenberger, Deputy Code Enforcement Officer

BUILDING REPORT 2013

MONTH	DWELLINGS 1		GARAGES 2		MULTI-FAMILY 3		COMMERCIAL 4		COMMERCIAL REMODELING 5		RESIDENTIAL REMODELING 6		MISC. 7		RESIDENTIAL DEMOLITIONS 8		COMMERCIAL DEMOLITIONS 9		BUILDING DOLLARS	BLDG PERMITS
JANUARY			2.00	$12,285					6.00	$314,380	7.00	$77,525	4.00	$6,200	3.00	$0			$410,390	22.00
FEBRUARY	1.00	$160,080							4.00	$308,000	8.00	$100,780	6.00	$6,000	1.00	$0			$574,860	20.00
MARCH	3.00	$525,850	3.00	$100,000					9.00	$83,136	7.00	$59,636	13.00	$47,742			1.00	$0	$816,364	36.00
APRIL	2.00	$421,935							6.00	$3,144,300	17.00	$81,727	39.00	$75,266					$3,723,228	64.00
MAY	1.00	$173,635	3.00	$35,500 #	4.00	$305,840			1.00	$4,000	24.00	$228,750	103.00	$83,786	1.00	$0	1.00	$0	$831,511	138.00
JUNE	2.00	$498,188	3.00	$22,000	2.00	$152,920			5.00	$1,157,119	18.00	$143,154	37.00	$66,278					$2,039,659	67.00
[redacted]																				
JULY	4.00	$758,263	2.00	$4,500					11.00	$1,057,718	29.00	$160,149	26.00	$57,911	1.00	$0			$2,038,541	73.00
AUGUST	5.00	$952,562	2.00	$3,500					12.00	$2,478,565	20.00	$178,923	26.00	$61,955	1.00	$0			$3,675,505	66.00
SEPTEMBER	3.00	$719,979	4.00	$29,600					7.00	$34,858	9.00	$91,485	23.00	$35,884			1.00	$0	$911,806	47.00
OCTOBER																			$0	0.00
NOVEMBER																			$0	0.00
DECEMBER																			$0	0.00
[redacted]																				
YEAR	21	$3,552,224	19.00	$185,385	6.00	$305,840	0.00	$0	61.00	$7,116,957	139.00	$878,195	277.00	$368,744	7.00	$0	3.00	$0	$14,447,004	513.00

WILLOCK WARNING & CO., P.C.
CERTIFIED PUBLIC ACCOUNTANTS

23 OLT AVENUE
PEKIN, ILLINOIS 61554

TELEPHONE (309) 347-3152
FAX (309) 347-3153

INDEPENDENT AUDITOR'S REPORT

To the Board of Directors
Tazewell/Pekin Consolidated
Communications Center

Report on the Financial Statements
We have audited the accompanying financial statements of the Tazewell/Pekin Consolidated Communications Center, a component unit of the City of Pekin, Illinois as of and for the year ended April 30, 2013, as listed in the table of contents.

Management's Responsibility for the Financial Statements
Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditor's Responsibility
Our responsibility is to express opinions on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Opinion

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of the Tazewell/Pekin Consolidated Communications Center as of April 30, 2013 and the changes in financial position and cash flows thereof for the year then ended in conformity with accounting principles generally accepted in the United States of America.

Our audit was made for the purpose of forming an opinion on the financial statements taken as a whole. The schedules of revenues and expenditures listed in the table of contents are presented for purposes of additional analysis and are not a required part of the financial statements of the Tazewell/Pekin Consolidated Communications Center. Such information has been subjected to the auditing procedures applied in the audit of the financial statements and, in our opinion, is fairly presented in all material respects in relation to the financial statements taken as a whole.

Emphasis of Matter

As discussed in Note 1, the financial statements present only the Tazewell/Pekin Consolidated Communications Center and do not purport and do not, present fairly the financial position of the City of Pekin, Illinois as of April 30, 2013, and the changes in its financial position and cash flows for the year then ended in conformity with accounting principles generally accepted in the United States of America. Our opinion is not modified with respect to this matter.

Willock Warning & Co, PC

Willock Warning & Co., PC
Pekin, Illinois
October 23, 2013

TAZEWELL/PEKIN CONSOLIDATED COMMUNICATIONS CENTER

STATEMENT OF NET POSITION

APRIL 30, 2013

ASSETS	
Current assets:	
Cash	$ 413,500
Capital assets:	
Leasehold improvements	44,357
Office equipment	63,057
Communications center	119,279
Communications equipment	1,420,602
Less accumulated depreciation	(1,547,166)
Net capital assets	100,129
Total assets	$ 513,629
LIABILITIES	
Current liabilities:	
Accounts payable	$ 13,936
Accrued wages	44,042
Payments received in advance	202,800
Total current liabilities	260,778
NET POSITION	
Net investment in capital assets	100,129
Unrestricted	152,722
Total net position	$ 252,851

The notes to the financial statements are an integral part of this statement.

STATEMENT 2

TAZEWELL/PEKIN CONSOLIDATED COMMUNICATIONS CENTER

STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND NET POSITION

YEAR ENDED APRIL 30, 2013

OPERATING REVENUES:	
City of Pekin	$ 776,272
Tazewell County	433,341
Other governmental entities	307,665
Private businesses	45,812
Intergovernmental grant	5,967
Other revenues	5,617
Total operating revenues	1,574,674
OPERATING EXPENSES:	
Salaries and employees benefits	1,302,575
Administrative and equipment costs	220,312
Depreciation	33,539
Total operating expenses	1,556,426
Operating income	18,248
NON-OPERATING REVENUE:	
Interest earnings	2,372
Change in net position	20,620
Net position, beginning of year	232,231
Net position, end of year	$ 252,851

The notes to the financial statements are an integral part of this statement.

STATEMENT 3

TAZEWELL/PEKIN CONSOLIDATED COMMUNICATIONS CENTER

STATEMENT OF CASH FLOWS

YEAR ENDED APRIL 30, 2013

Cash flows from operating activities:	
Receipts from services	$ 1,583,406
Payments for personal services	(877,352)
Payments to vendors and suppliers	(601,875)
Net cash provided by operating activities	104,179
Cash flows from investing activities:	
Interest received	2,372
Net increase in cash	106,551
Cash, beginning of year	306,949
Cash, end of year	$ 413,500
Reconciliation of operating income to net cash provided by operating activities:	
Operating income	$ 18,248
Adjustments to reconcile operating income to net cash provided by operating activities:	
Depreciation	33,539
Increase in accounts payable	4,634
Increase in accrued wages	39,026
Increase in advanced payments	8,732
Net cash provided by operating activities	$ 104,179

The notes to the financial statements are an integral part of this statement.

TAZEWELL/PEKIN CONSOLIDATED COMMUNICATIONS CENTER

NOTES TO THE FINANCIAL STATEMENTS

APRIL 30, 2013

NOTE 1 - **NATURE AND PURPOSE OF ORGANIZATION**

Tazewell/Pekin Consolidated Communications Center (the "Center") is a non-profit corporation formed under the General Not-for-Profit Corporation Act of the State of Illinois and primarily organized for the purpose of providing a centralized public safety communications system for the mutual benefit of the County of Tazewell and the City of Pekin, Illinois. For financial statement reporting purposes, the City of Pekin considers the Center a discrete component unit and is reported on the City's combined financial statements.

NOTE 2 - **SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES**

a) Basis of Accounting

The accrual basis of accounting, under which expenditures are recorded when the liability is incurred and revenues are recorded when received or when measurable and available to finance the Center's operations is followed.

b) Fixed Assets

All fixed assets are valued at historical cost. Communications equipment is being depreciated over an estimated useful life of ten years. Office equipment is being depreciated over an estimated useful life of twenty years. Leasehold improvements are being depreciated over an estimated life of thirty years.

c) Budget

The Center's budget is prepared on the modified accrual basis as required by generally accepted accounting principles. Therefore, the schedules of revenues and expenditures budget and actual (Schedule A and B) have been prepared on a basis consistent with and comparable to the legally adopted budget.

NOTE 3 - **CHANGES IN FIXED ASSETS**

The following is a summary of the changes in general fixed assets during the current year:

	Balance 4/30/12	Additions	Balance 4/30/13
Communications equipment	$ 1,420,602	$ -	$ 1,420,602
Office equipment	63,057	-	63,057
Communications center	119,279	-	119,279
Leasehold improvements	44,357	-	44,357
Total	$ 1,647,295	$ -	$ 1,647,295

SCHEDULE A

TAZEWELL/PEKIN CONSOLIDATED COMMUNICATIONS CENTER

SCHEDULE OF REVENUES-BUDGET AND ACTUAL

YEAR ENDED APRIL 30, 2013

	Budget	Actual
City of Pekin	$ 773,473	$ 776,272
Tazewell County	421,700	433,341
Other governmental entities	305,566	307,665
Private businesses	46,258	45,812
Intergovernmental grant	-	5,967
Interest earnings	1,500	2,372
Other revenues	1,500	5,617
Total revenues	$ 1,549,997	$ 1,577,046

The notes to the financial statements are an integral part of this statement.

SCHEDULE B

TAZEWELL/PEKIN CONSOLIDATED COMMUNICATIONS CENTER

SCHEDULE OF EXPENDITURES-BUDGET AND ACTUAL

YEAR ENDED APRIL 30, 2013

	Budget	Actual
Salaries and employees benefits:		
Salaries	$ 928,883	$ 916,378
Payroll taxes and unemployment benefits	141,000	110,531
Group and workers compensation insurance	300,000	275,005
Medical costs	600	661
Total salaries and employee benefits	1,370,483	1,302,575
Administrative costs:		
Liability insurance	9,000	10,019
Training and education	7,500	22,753
Small tools, supplies and postage	4,600	4,842
Maintenance and repairs	10,800	17,228
Telephone	68,000	76,578
Utilities	15,000	13,104
Equipment and facilities rental	13,200	10,948
Dues and subscriptions	2,500	3,459
Travel	2,900	2,834
Professional fees/contractual services	34,300	26,880
Public relations	1,000	2,385
Computer expenses	300	9,272
Miscellaneous	500	1,484
Total administrative costs	169,600	201,786
Fixed assets expenditures:		
Communications and office equipment	9,000	18,526
Total expenditures	$ 1,549,083	$ 1,522,887

The notes to the financial statements are an integral part of this statement.

WILLOCK WARNING & CO., P.C.
CERTIFIED PUBLIC ACCOUNTANTS

23 OLT AVENUE
PEKIN, ILLINOIS 61554

TELEPHONE (309) 347-3152
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October 17, 2013

Mayor Laurie Barra and City Council
City of Pekin
111 South Capitol St.
Pekin, Illinois 61554

Re: Sewer User Rates

Dear Mayor and Council Members:

Section 2.01 of Sewer User Ordinance No. 1611 requires an annual review of the City's sewer user rates at the same time and as a part of the annual audit of the Sewerage Fund financial statements.

COMMENTS ON REVIEW OF RATES
The Sewerage Fund Statement of Net Position at April 30, 2013 reports current assets of $3,030,817 and current liabilities of $1,267,527, resulting in net working capital of $1,763,290. The working capital increased $42,280 from the previous year.

Construction and other capital costs to the sewerage system for fiscal year 2013 totaled $21,423,831. These costs were financed through new loans from the IEPA and accumulated cash.

The net position of the Sewerage Fund decreased $240,910 in fiscal year 2013.

Operating revenues increased $203,847 primarily as a result of the increased user rate fee that went into effect May 1, 2011 and will increase annually over the next four years.

Total operating costs were $2,990,023, an increase of $498,024 from the previous year. Sewer operation costs increased $131,092, employees wages, payroll taxes, and benefits increased $118,618, maintenance and repairs increased $169,149, and depreciation charges on capital assets increased $142,211. During the year the City discontinued contracting the building and collection process and began utilizing City personnel to perform those functions.

In August, 2010 the City Council approved increases in the volumetric rate and surcharge rate to residential and commercial users of the wastewater treatment facility. The new rates are intended to cover operating costs of the plant, maintain sewer lines throughout the City, and accumulate sufficient funds for the debt service obligations of the new bond issue and the IEPA loans.

COPY

The new rates, effective May 1, 2011, are as follows:

A minimum charge of $3.00 for each user of the wastewater facility;
A user rate of $2.39 per thousand gallons of water used effective May 1, 2011;
A user rate of $2.87 per thousand gallons of water used effective May 1, 2012;
A user rate of $3.44 per thousand gallons of water used effective May 1, 2013;
A user rate of $4.20 per thousand gallons of water used effective May 1, 2014;
A user rate of $5.24 per thousand gallons of water used effective May 1, 2015;
An increase of the surcharge rate to $.40 per pound of BOD (biochemical oxygen demand) and $.25 per pound of SS (suspended solids).

Note 3 of the financial statements shows annual debt service requirements for the General Obligation Bonds, Series 2010 of slightly less than $500,000. Note 4 of the financial statements reports that the annual debt service requirements on the IEPA loans are not known at the current time.

It is incumbent for City staff to monitor the cash balances and operations of the Sewerage Fund and to report to the Council on the adequacy of the current user rate structure and to make any necessary changes to insure the adequacy of sufficient cash requirements for current operating expenses and future debt service requirements.

Attached is a summary of selected financial data for the past ten years.

Please contact us if there are questions on these matters.

Yours truly,

WILLOCK WARNING & CO., P.C.

By James Warning

James Warning, CPA

JW/dl
Enclosures, as above
cc: City Manager
Assistant City Manager
City Corporation Counsel
City Clerk
Assistant Finance Director
City Treasurer

CITY OF PEKIN, ILLINOIS
SEWERAGE FUND
SELECTED FINANCIAL DATA - ASSETS AND LIABILITIES
FOR THE TEN YEARS 2004-2013

Year Ended April 30,	Unrestricted Cash	Investments	Receivables	Additions to Capital Assets	Total Assets	Current Liabilities	Long-Term Liabilities	Net Position
2013	$2,196,174	$ 240,000	$ 594,643	$21,423,831	$47,058,383	$1,267,527	$ 29,586,900	$ 16,203,956
2012	2,402,413	240,000	253,025	9,799,683	26,368,138	1,174,428	8,748,844	16,444,866
2011	4,967,211	480,267	272,162	3,394,526	23,834,885	856,453	6,825,000	16,153,432
2010	2,100,895	2,240,000	244,742	302,718	16,185,130	44,158	-	16,140,972
2009	32,090	4,001,651	200,624	429,967	16,151,392	75,415	-	16,075,977
2008	179,637	3,673,487	189,293	522,300	16,142,663	231,926	-	15,910,737
2007	543,035	2,612,985	58,332	192,377	15,377,269	32,567	-	15,344,702
2006	484,834	1,812,376	58,616	19,415	14,891,439	79,186	-	14,812,253
2005	652,444	540,271	183,821	162,258	14,470,967	162,358	-	14,308,609
2004	322,173	-	210,372	77,324	14,040,437	114,698	-	13,925,739
2003	36,659	-	35,406	720,829	14,079,777	33,324	-	14,046,453

Information taken from Sewerage Fund Annual Reports, 2004-2013.

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CITY OF PEKIN, ILLINOIS
SEWERAGE FUND
SELECTED FINANCIAL DATA - REVENUES AND EXPENSES
FOR THE TEN YEARS 2004-2013

Year Ended April 30,	Total Operating Revenues	Service Fees	Other Fees	Investment Income	Total Operating Expenses	Sewer Operating Costs	Maintenance and Repairs	Depreciation	Billing and Collection Costs	Other Costs	Transfer to City General Fund	Net Income (Loss)
2013	$3,048,626	$2,916,536	$132,090	$ 19,961	$2,990,023	$ 874,263	$ 410,315	$ 868,965	$ 23,037	$ 813,443	$ 114,648	$(240,910)
2012	2,808,732	2,712,689	96,043	73,275	2,491,999	743,171	241,166	726,754	119,906	661,002	114,648	291,434
2011	2,433,420	2,335,873	97,547	118,890	2,542,050	853,269	244,323	594,248	123,315	726,895	114,648	12,460
2010	2,451,896	2,325,089	126,807	107,842	2,380,095	663,708	362,157	620,252	127,197	606,781	114,648	64,995
2009	2,578,471	2,402,996	175,475	57,120	2,355,703	584,407	423,706	613,186	121,930	612,474	114,648	165,240
2008	2,722,762	2,591,804	130,958	113,883	2,191,511	608,924	338,061	584,970	123,689	535,867	143,099	502,035
2007	2,727,070	2,596,757	130,313	113,765	2,108,386	683,154	212,408	565,073	129,493	518,258	200,000	532,449
2006	2,464,639	2,338,119	126,520	29,445	1,890,440	572,654	172,360	578,233	124,082	443,111	100,000	503,644
2005	2,754,059	2,632,061	121,998	5,470	2,276,659	1,102,770	272,793	575,719	132,322	193,055	100,000	382,870
2004	2,233,265	2,094,460	138,805	22	2,234,001	1,059,101	161,213	577,144	155,563	280,980	120,000	(120,714)
2003	1,713,051	1,519,552	193,499	283	2,138,826	1,008,171	236,590	567,353	77,072	250,449	175,000	(600,492)

Information taken from Sewerage Fund Annual Reports, 2004-2013.

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CITY OF PEKIN, ILLINOIS

SEWERAGE FUND

FINANCIAL STATEMENTS

APRIL 30, 2013

CITY OF PEKIN, ILLINOIS

SEWERAGE FUND FINANCIAL STATEMENTS

APRIL 30, 2013

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WILLOCK WARNING & CO., P.C.
CERTIFIED PUBLIC ACCOUNTANTS

23 OLT AVENUE
PEKIN, ILLINOIS 61554

TELEPHONE (309) 347-3152
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INDEPENDENT AUDITOR'S REPORT

The Honorable Mayor and City Council
City of Pekin, Illinois

Report on the Financial Statements
We have audited the accompanying financial statements of the Sewerage Fund of the City of Pekin, Illinois as of and for the year ended April 30, 2013, as listed in the table of contents.

Management's Responsibility for the Financial Statements
Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditor's Responsibility
Our responsibility is to express opinions on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Opinion
In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of the Sewerage Fund of the City of Pekin, Illinois as of April 30, 2013 and the changes in financial position and cash flows thereof for the year then ended in conformity with accounting principles generally accepted in the United States of America.

Emphasis of Matter
As discussed in Note 1, the financial statements present only the Sewerage Fund of the City of Pekin, Illinois and do not purport and do not, present fairly the financial position of the City of Pekin, Illinois as of April 30, 2013, and the changes in its financial position and cash flows for the year then ended in conformity with accounting principles generally accepted in the United States of America. Our opinion is not modified with respect to this matter.

Willock Warning & Co, PC

Willock Warning & Co., PC
Pekin, Illinois
October 13, 2013

CITY OF PEKIN, ILLINOIS

SEWERAGE FUND

STATEMENT OF NET POSITION

APRIL 30, 2013

ASSETS	
Current assets:	
Cash and cash equivalents	$ 2,196,174
Investments	240,000
Accounts receivable	594,643
Total current assets	3,030,817
Capital assets:	
Land	73,000
Sewer plants and equipment	31,298,094
Construction in progress	24,742,913
Less accumulated depreciation	(12,086,441)
Net capital assets	44,027,566
Total assets	$ 47,058,383
LIABILITIES	
Current liabilities:	
Accounts payable	$ 1,169,270
Accrued wages	48,064
Accrued interest	50,193
Noncurrent liabilities:	
Portion payable within one year:	
General obligation bonds	290,000
Portion payable after one year:	
General obligation bonds	6,250,000
IEPA loans	23,046,900
Total liabilities	30,854,427
NET POSITION	
Net investment in capital assets	14,440,666
Unrestricted	1,763,290
Total net position	$ 16,203,956

The notes to the financial statements are an integral part of this statement.

CITY OF PEKIN, ILLINOIS

SEWERAGE FUND

STATEMENT OF REVENUES, EXPENSES, AND CHANGES IN FUND NET POSITION

YEAR ENDED APRIL 30, 2013

OPERATING REVENUES:	
Charges for services:	
Wastewater service fees	$ 2,916,536
Sewer treatment fees	57,565
Sewer connection fees	41,600
Licenses and permits	13,225
Other	19,700
Total operating revenues	3,048,626
OPERATING EXPENSES:	
Sewer operation costs	874,263
Wages and payroll taxes	637,119
Employee benefits	97,836
Professional fees	6,021
Insurance	35,602
Maintenance and repairs	410,315
Billing and collection costs	23,037
Postage, office, and administration	36,865
Depreciation	868,965
Total operating expenses	2,990,023
Operating income	58,603
NONOPERATING REVENUE (EXPENSES):	
Interest income	19,961
Interest expense	(204,826)
Transfers to City's General Fund	(114,648)
Total nonoperating expenses	(299,513)
Change in net position	(240,910)
Net position, beginning of year	16,444,866
Net position, end of year	$ 16,203,956

The notes to the financial statements are an integral part of this statement.

CITY OF PEKIN, ILLINOIS
SEWERAGE FUND
STATEMENT OF CASH FLOWS
YEAR ENDED APRIL 30, 2013

Cash flows from operating activities:	
Receipts for services and fees	$ 2,707,008
Payments to vendors and suppliers	(689,966)
Payments for employees and benefits	(1,052,309)
Net cash provided by operating activities	964,733
Cash flows from noncapital financing activities:	
Transfers to General Fund	(114,648)
Cash flows from capital activities:	
Proceeds from capital loans	20,838,056
Purchase and construction of capital assets	(21,423,831)
Principal paid on capital debt	(285,000)
Interest paid on capital debt	(205,510)
Net cash used by capital activities	(1,076,285)
Cash flows from investing activities:	
Interest income	19,961
Net decrease in cash	(206,239)
Cash balance, beginning of year	2,402,413
Cash balance, end of year	$ 2,196,174
Reconciliation of operating income to net cash provided by operating activities:	
Operating income	$ 58,603
Adjustments to reconcile operating income to net cash provided by operating activities:	
Depreciation	868,965
Increase in accounts receivable	(341,618)
Increase in accounts payable	333,794
Increase in accrued wages	44,989
Net cash provided by operating activities	$ 964,733

The notes to the financial statements are an integral part of this statement.

CITY OF PEKIN, ILLINOIS

SEWERAGE FUND

NOTES TO THE FINANCIAL STATEMENTS

APRIL 30, 2013

NOTE 1 - **SIGNIFICANT ACCOUNTING POLICIES**

The Sewerage Fund is a separate accounting fund within the City of Pekin's fund accounting system which is designed to account for and report upon specific activities or certain objectives. It is included in the business-type activities in the Statement of Net Position and Statement of Activities of the City of Pekin's financial statements. These financial statements present only the Sewerage Fund and are not intended to present fairly the financial position and results of operations of the City of Pekin in conformity with accounting principles generally accepted in the United States of America.

The fund is an Enterprise Fund and, accordingly, employs the accrual basis of accounting wherein revenues are recognized in the period in which they are earned and expenses are recognized in the period in which they are incurred.

Fixed assets used in the operations of the sewerage system are stated at cost where historical records are available and at estimated historical cost where no historical record exist. Depreciation expense is recorded as a charge against income and is computed using the straight-line method based upon the estimated useful lives of the fixed assets, generally 5-40 years.

NOTE 2 - **TRANSFER TO GENERAL FUND**

The City allocates a portion of its administrative expenses to more accurately reflect costs of sewer operations. City officials have estimated General Fund expenses applicable to the Sewerage Fund to be $9,554 per month.

NOTE 3 - **ISSUANCE OF GENERAL OBLIGATION BONDS, SERIES 2010**

On August 23, 2010, The Pekin City Council passed Ordinance No. 2625-10/11, providing for the issuance of $7,110,000 in general obligation bonds to pay for a portion of the costs of construction of improvements to the City's wastewater treatment plant and other improvements to the sanitary sewer system. The bonds are payable over an eighteen year period beginning in 2011 and ending in 2030. Annual principal payments range from $285,000 to $475,000. The interest rates range from 1.0% to 6.15%. The bonds qualify under Internal Revenue Code Section 54AA ("Qualified Build America Bonds") which provides for a 35% reduction in interest costs to the City.

Debt Service

The annual debt service requirements applicable to the Series 2010 bonds for the principal and interest payments outstanding at April 30, 2013 are as follows:

Year Ended	Principal	Interest	Total
2014	$ 290,000	$ 202,235	$ 492,235
2015	300,000	198,010	498,010
2016	300,000	192,891	492,891
2017	300,000	186,894	486,894
2018	315,000	179,889	494,889
2019-2023	1,685,000	765,868	2,450,868
2024-2028	1,975,000	464,139	2,439,139
2029-2031	1,375,000	83,648	1,458,648
Total	$ 6,540,000	$ 2,273,574	$ 8,813,574

CITY OF PEKIN, ILLINOIS

SEWERAGE FUND

NOTES TO THE FINANCIAL STATEMENTS

APRIL 30, 2013

NOTE 4 - **CAPITAL LOANS - STATE OF ILLINOIS WATER POLLUTION CONTROL LOAN PROGRAM**

On July 11, 2011 the City Council passed Ordinance Number 2641-11/12 authorizing the City to borrow funds from the State of Illinois Water Pollution Control Loan Program Fund for the purpose of improving the City's sewerage system. The maximum approved amount to be borrowed was $37,700.00. On November 28, 2011 the maximum loan amount was raised to $40,616,000. As of April 30, 2013, $23,046,900 of the loans had been disbursed to the City for construction costs to the sewerage system.

The following schedule shows the provisions of four loan agreements with the Illinois Environmental Protection Agency. The annual debt service requirements for each loan has not been made available.

Wastewater Project Number	Loan Balance at 4/30/13	Interest Rate	Terms of Loan	Date Interest Accrued	First Payment Date
L-17-3081	$ 19,234,380	1.25%	20-years	9/1/13	3/1/14
L17-4856	3,812,520	2.295	20-years	1/23/15	7/23/15
Total	$ 23,046,900				

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CITY OF PEKIN, ILLINOIS

TAX INCREMENT FINANCING - CENTRAL BUSINESS DISTRICT FUND

FINANCIAL STATEMENTS

APRIL 30, 2013

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CITY OF PEKIN, ILLINOIS

TAX INCREMENT FINANCING-CENTRAL BUSINESS DISTRICT FUND

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INDEPENDENT AUDITOR'S REPORT

To the City Council
City of Pekin, Illinois

Report on the Financial Statements
We have audited the accompanying financial statements of the Tax Increment Financing-Central Business District Fund of the City of Pekin, Illinois as of and for the year ended April 30, 2013, as listed in the table of contents.

Management's Responsibility for the Financial Statements
Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditor's Responsibility
Our responsibility is to express opinions on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Opinion

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of the Tax Increment Financing-Central Business District Fund of the City of Pekin, Illinois as of April 30, 2013 and the changes in financial position thereof for the year then ended in conformity with accounting principles generally accepted in the United States of America.

Emphasis of Matter

As discussed in Note 1, the financial statements present only the Tax Increment Financing-Central Business District Fund and do not purport and do not, present fairly the financial position of the City of Pekin, Illinois as of April 30, 2013, and the changes in its financial position for the year then ended in conformity with accounting principles generally accepted in the United States of America. Our opinion is not modified with respect to this matter.

Willock Warning + Co, PC

Willock Warning & Co., PC
Pekin, Illinois
October 18, 2013

CITY OF PEKIN, ILLINOIS

TAX INCREMENT FINANCING-CENTRAL BUSINESS DISTRICT FUND

BALANCE SHEET

APRIL 30, 2013

ASSETS

Current assets:	
Cash	$ 3,591,262
Taxes receivable	69,734
Due from other funds	20,473
Total current assets	3,681,469
Noncurrent assets:	
Economic development loans receivable	68,146
Total assets	$ 3,749,615

LIABILITIES AND FUND BALANCE

Liabilities:	
Accounts payable	$ 26,993
Fund balance:	
Restricted for noncurrent loans receivable	68,146
Restricted for project development	3,654,476
Total fund balance	3,722,622
Total liabilities and fund balance	$ 3,749,615

The notes to the financial statements are an integral part of this statement.

CITY OF PEKIN, ILLINOIS

TAX INCREMENT FINANCING-CENTRAL BUSINESS DISTRICT FUND

STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE

YEAR ENDED APRIL 30, 2013

Revenues:		
Sales tax increments-state		$ 287,973
Sales tax increments-city		299,991
Real estate tax increments		486,217
Investment earnings		19,147
Sale of property		15,011
Other income		20
Total revenues		1,108,359
Expenditures:		
Administration		9,444
Redevelopment:		
Property costs	$ 23,693	
Redevelopment grants	193,466	
Property improvements and maintenance	54,564	
Redevelopment consulting fees	14,644	286,367
Debt service:		
Principal		195,000
Interest		7,118
Total expenditures		497,929
Excess of revenues over expenditures		610,430
Fund balance, beginning of year		3,112,192
Fund balance, end of year		$ 3,722,622

The notes to the financial statements are an integral part of this statement.

CITY OF PEKIN, ILLINOIS

TAX INCREMENT FINANCING-CENTRAL BUSINESS DISTRICT FUND

NOTES TO THE FINANCIAL STATEMENTS

APRIL 30, 2013

NOTE 1 - **SIGNIFICANT ACCOUNTING POLICIES**

a) Reporting Entity

The Tax Increment Financing-Central Business District Fund (the TIF-CBD Fund) is a separate fund of the City of Pekin, Illinois. It is included in the governmental activities in the Statement of Net Assets and Statement of Activities of the City of Pekin's financial statements. These financial statements present only the TIF-CBD Fund and are not intended to present fairly the financial position and results of operations of the City of Pekin in conformity with accounting principles generally accepted in the United States of America.

The City of Pekin established the TIF-CBD Fund by Ordinances dated November 11, 1986 pursuant to the Illinois Tax Allocation Redevelopment Act. The purpose of the fund is to account for resources and expenditures arising in connection with redevelopment of a certain designated project area pursuant to a plan for redevelopment. The Fund was due to expire in 2009. In 2005 the State of Illinois, through the legislative process, extended the real estate tax exemption to the year 2021. On June 28, 2004 the City of Pekin passed an ordinance extending the sales tax provisions through the year 2013. The additional time is needed to complete the redevelopment project and retire the debt obligations used to finance the project costs.

b) Basis of Accounting

The modified accrual basis of accounting, under which expenditures are recorded when the liability is incurred and revenues are recorded when received in cash unless susceptible to accrual or of a material amount and not received at the normal time of receipts, is followed.

NOTE 2 - **RECEIVABLES/DUE FROM AND DUE TO OTHER FUNDS**

Taxes Receivable - At April 30, 2013 the TIF/CBD Fund was owed $69,734 by the State of Illinois for state incremental sales taxes earned in the quarter ending March 31, 2013.

Due from Other Funds - At April 30, 2013 the TIF/CBD Fund was owed the following money from other municipal funds:

$ 15,556	TIF/Southside Industrial Park Fund for legal and consulting fees involved in the creation of a new TIF fund.
4,917	Capital Projects Fund for environmental inspection fees paid from the incorrect fund.
$ 20,473	

NOTE 3 - **LONG-TERM DEBT**

The following is a summary of changes in long-term debt for the year ended April 30, 2013:

	Balance 4/30/12	Additions	Retirements	Balance 4/30/13
General Obligation Bonds:				
Refunding Series 2004	$ 195,000	$ -	$ (195,000)	$ -

CITY OF PEKIN, ILLINOIS

TAX INCREMENT FINANCING-CENTRAL BUSINESS DISTRICT FUND

NOTES TO THE FINANCIAL STATEMENTS

APRIL 30, 2013

NOTE 4 - **REDEVELOPMENT LOAN/GRANT PROGRAMS**

During fiscal year 2011 the City began a redevelopment loan program for buildings located within the TIF/CBD boundaries. The program involves matching loans for viable commercial retail use on first and upper story floors. Principal and interest payments are forgiven if the property owner meets certain requirements related to upkeep and maintenance of the property.

The City also began a building façade and interior revitalization grant program whereby property owners may receive a grant to fund a portion of the costs of improvements to a building. The property must be located within the TIF/CBD boundaries.

The following activities took place involving the loan and grant programs during fiscal year 2013:
Loan program:

Loan Balances 4/30/12	Loans Made in FY 13	Partial Loan Forgiveness in FY 13	Loan Balances 4/30/13
$ 67,853	$ 37,124	$ (36,831)	$ 68,146

Grant program:

Façade and interior grants made in FY 13	Forgiveness of loans charged to grants FY 13	Total grant expenditures in FY 13
$ 156,635	$ 36,831	$ 193,466

SCHEDULE A

CITY OF PEKIN, ILLINOIS

TAX INCREMENT FINANCING-CENTRAL BUSINESS DISTRICT FUND

OPERATING CASH ANALYSIS

YEAR ENDED APRIL 30, 2013

Operating cash balance, beginning of year		$ 2,979,123
Deposits:		
Sales tax increments-state and city	$ 586,760	
Real estate tax increments	486,217	
Investment earnings	19,147	
Sale of property	15,011	
Other income	20	
Receipt of funds owed from other funds	4,490	1,111,645
Expenditures:		
Administrative and redevelopment expenses	202,231	
Debt service payments	202,118	
Economic development loans granted	37,124	
Property improvements and maintenance	54,564	
Disbursement of funds due to other funds	3,469	(499,506)
Operating cash balance, end of year		$ 3,591,262
Ending operating cash balance by source:		
Sales tax increments, prior years		$ 223,404
Transfer from investment account, prior year		1,724,928
Sales tax increments, current year		586,760
Real estate tax increments, prior year		501,609
Real estate tax increments, current year		19,147
Investment earnings, prior year		34,166
Investment earnings, current year		486,217
Sale of property current year		15,011
Other income		20
Total		$ 3,591,262

The notes to the financial statements are an integral part of this statement.

WILLOCK WARNING & CO., P.C.
CERTIFIED PUBLIC ACCOUNTANTS

23 OLT AVENUE
PEKIN, ILLINOIS 61554

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INDEPENDENT AUDITOR'S REPORT ON COMPLIANCE

We have audited the financial statements of the City of Pekin, Illinois for the year ended April 30, 2013, and have issued our report thereon dated October 18, 2013.

We have also audited the City of Pekin's compliance with the provisions of subsection (q) of Section 11-74.4-3 of the Illinois Tax Increment Redevelopment Allocation Act (Illinois Public Act 85-1142) as it relates to the eligibility of expenditures for costs incurred incidental to the implementation of the City of Pekin/Central Business District Amended Area Tax Increment Redevelopment Plan and Project. The management of the City of Pekin, Illinois is responsible for the City's compliance with those requirements. Our responsibility is to express an opinion on compliance with those requirements.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and Government Auditing Standards issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether material noncompliance with the requirements referred to above occurred. An audit includes examining, on a test basis, evidence about the City of Pekin, Illinois' compliance with those requirements. We believe that our audit provides a reasonable basis for our opinion.

In our opinion, the City of Pekin, Illinois complied, in all material respects, with the requirements of subsection (q) of Section 11-74.4-3 of the Illinois Tax Increment Redevelopment Allocation Act (Illinois Public Act 85-1142) as it relates to the eligibility of expenditures for costs incurred incidental to the implementation of the City of Pekin/Central Business District Amended Area Tax Increment Redevelopment Plan and Project.

Willock Warning & Co, PC

WILLOCK WARNING & CO., P.C.
October 18, 2013

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REQUEST FOR COUNCIL ACTION

To: Mayor & Council Members

CC: City Manager & City Clerk

From: Angie Evans

AGENDA ITEM: IL Municipal League Risk Management Association contribution for Work Comp, Liability and Property Insurance.

AGENDA DATE REQUESTED: November 12, 2013

ACTION REQUESTED: Membership renewal in IMLRMA's min/max program

BACKGROUND: We have been members of IMLRMA since April, 2001. Premiums are based on claim history of a pool of municipalities, rather than our individual claims. This alone has proven to be a substantial cost savings. The Min/Max option allows us to pay a lower premium as long as costs stay at or below the minimum amount allowed. If claims go over the minimum, we pay dollar for dollar until we reach a cap of the maximum premium amount. In the 11 years we have been in the pool, we have gone over twice. The City accepted bids from four other insurance companies two years ago to ensure that we are not overspending for insurance. The min/max program with IMLRMA came in low bidder.

FINANCIAL IMPACT: IMLRMA offers two premium options, the annual membership contribution of $1,051,002.88, or the Min/Max contribution of $938,282.43.

IMPACT IF APPROVED: The Min/Max option will save $112,720.45.

IMPACT IF DENIED: Costs in excess of $1,051,002.88.

ALTERNATIVES: Higher premiums.

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REQUIRED SIGNATURES		
Department Director	Angela Evans	10-31-13 Date
Finance Department	Angela Evans (Certification of Availability of Funds)	10-31-13 Date
Corporation Counsel	(Certification of Review)	Date
City Manager	J Wheeler	10/31/13 Date

ORDINANCE NO. 2691-13/14

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 12/31/2012 to 12/31/2013 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 12/31/2013 and ending 12/31/14 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 12/31/2012 to 12/31/2013 and all endorsements thereto.

SECTION THREE: That this Ordinance shall be effective immediately upon its passage and approval as required by law.

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PASSED AND APPROVED at a regular meeting of the City Council of the City of Pekin, this ______ day of ______________________, 2013; and upon roll call the vote was as follows:

AYES:

NAYS:

ABSENT:

ABSTAINING:

____
MAYOR

ATTEST:

____
CITY CLERK

Educate. Advocate. Empower.

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 December 31, 2013 to December 31, 2014 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" -- 85 percent of those dollars set aside for the payment of claims excluding reinsurance and excess premiums and administrative costs.

"Maximum Loss Fund" -- 130 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:

		Minimum Contribution		Maximum Contribution
Reinsurance and Excess Premiums and Administrative Costs		$ 304,097		$ 304,097
Loss Fund	@ 85%	$ 648,474	@130%	$ 991,784
Contribution		$ 952,571		$1,295,881

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.

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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**

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ILLINOIS MUNICIPAL LEAGUE RISK MANAGEMENT ASSOCIATION

PO BOX 5180, SPRINGFIELD, IL 62705-5180
Ph: 217-525-1220 Fax: 217-525-7428

2014 MIN/MAX CONTRIBUTION: [redacted] **Date: 10/4/2013**

[redacted]

Included	Work Comp
Included	Auto Liability & Comprehensive General Liability
Included	Portable Equipment
Included	Auto Physical Damage
Included	Property
$952,571	TOTAL MIN/MAX CONTRIBUTION

PAYMENT OPTIONS – Please Check One Box

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

OPTION #1 – BEST VALUE!
Early Pay 1.5% Discount

Invoice Amt	$952,571.00
Minus 1.5%	$14,288.57
Total due	$938,282.43

Total due by: 11/25/13

OPTION #3

PAY FULL AMOUNT

Invoice Amt:	$952,571.00

Total due by: 12/13/13

OPTION #2 – Pay in Two Installments
Early Pay 1.5% Discount
(Includes ½ % Installment Fee)

Invoice Amt	$952,571.00
Minus 1.5 %	$14,288.57
	$938,282.43
½ % installment fee	$4,691.41
Total Invoice	$942,973.84

$471,486.92 due by : 11/25/13, and
$471,486.92 due by : 5/16/14

OPTION #4 – Pay in Two Installments
(Includes ½ % Installment Fee)

Invoice Amt	$952,571.00
½ % Installment Fee	$4,762.86
	$957,333.86

$478,666.93 due by : 12/13/13, and
$478,666.93 due by : 5/16/14

PAYMENT ENCLOSED: $_______________

Please return this invoice with payment.

[redacted]

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

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 ____________

Date Issued: 10/24/2013

IMLRMA CONTRIBUTION BREAKDOWN
BREAKDOWN YEAR 2013/2014
MINIMUM/MAXIMUM

Municipality Pekin **Client #** 0500695

[redacted]

BOND		$0
BUS		$1,053
GARAGE		$149
INSPECTION		$172
PUBLIC PROPERTY		$312
PUBLIC WORKS		$66
SCHOOLS		$17,814
SEWER		$14,847
STREET		$5,621
WWTP		$363
YARDWASTE		$1,352
STREET CONSTRUCTION / PAVING / REPAVING	5506	$61,564
BUS CO / EMPLOYEES & DRIVERS *	7382	$81,215
AIRPORT OPERATION *	7403	$3,177
SEWAGE DISPOSAL PLANT	7580	$20,949
MUNICIPAL FIRE DEPT - FULL TIME***	7710	$381,623
POLICEMEN and DRIVERS	77208	$206,340
RECYCLING	8264	$9,206
AUTO REPAIR SHOP MECHANICS	8380	$24,166
PARKING METER COLLECTORS	8742	$2,035
ADMIN	88103	$56,892
JANITORS	9015	$5,070
GARBAGE and DRIVERS	9403	$36,503
MUNICIPAL EMPLOYEES, NOC	9410	$25,085

[redacted]

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Pekin
ILLINOIS

REQUEST FOR COUNCIL ACTION

To: Mayor and Council

CC: City Clerk & City Manager

From: Michael Guerra, City Engineer

AGENDA ITEM: Local Agency Agreement with IDOT

AGENDA DATE REQUESTED: November 12, 2013

ACTION REQUESTED: To approve the Local Agency Agreement for Federal Participation with IDOT for the Sheridan Road Bridge over Lick Creek

DESCRIPTION: This is an agreement with IDOT in regards to utilizing federal funding for the Sheridan Road Bridge project. This project is utilizing federal bridge funding to replace the bridge over Lick Creek on Sheridan Road. Per this agreement the City will receive 80% funding for construction up to $600,000 and requires a minimum 20% match. By approving this agreement it states that the City will cover the local share and any additional funding that may be required for total cost of the project. This agreement is required before the project can go out for bids.

The Sheridan Road Bridge project is scheduled for a January letting. Construction of the bridge will start after school dismissal in May and will be completed before school starting in August.

I recommend that the agreement be approved so the Sheridan Road Bridge will be let for bids.

FINANCIAL IMPACT: Funding for the local share which is project specific and budgeted

NEIGHBORHOOD CONCERNS: This bridge is nearing insufficient rating for structural integrity and needs to be replaced. Sheridan Road is a local collector street and is a connection to the City from the northeastern subdivisions so it is important to maintain this route for traffic, school bus routes, and protective services for the future. During construction Sheridan Road will be closed to traffic at the bridge location.

IMPACT IF APPROVED: The project can be released for bids and the project can be completed

IMPACT IF DENIED: The City will not receive federal bridge funds for this project

ALTERNATIVES: Use 100% of City Funding for improvements

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

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	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: Date: 11/1/13	
Finance Department (Certification of Availability of Funds): Date:	
Corporation Counsel: Date:	
City Manager: Date:	

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Illinois Department of Transportation

Local Agency Agreement for Federal Participation

Local Agency	State Contract	Day Labor	Local Contract	RR Force Account
City of Pekin	X			
Section	**Fund Type**		**ITEP and/or SRTS Number**	
07-00176-00-BR	STP-Br			

Construction		Engineering		Right-of-Way	
Job Number	Project Number	Job Number	Project Number	Job Number	Project Number
C-94-049-08	M-5093(132)				

This Agreement is made and entered into between the above local agency hereinafter referred to as the "LA" and the state of Illinois, acting by and through its Department of Transportation, hereinafter referred to as "STATE". The STATE and LA jointly propose to improve the designated location as described below. The improvement shall be constructed in accordance with plans approved by the STATE and the STATE's policies and procedures approved and/or required by the Federal Highway Administration hereinafter referred to as "FHWA".

Location

Local Name Sheridan Road Bridge over Lick Creek Route FAU 6759 Length 215.2 ft(.04 mi

Termini Approximately 150 feet east of Lick Creek to approximately 100 feet west of Lick Creek

Current Jurisdiction City of Pekin Existing Structure No 090-5012

Project Description

Structure replacement and collateral approach roadway work on FAU 6759 (Sheridan Road) over Lick Creek.

Division of Cost

Type of Work	STP	%	STATE	%	LA	%	Total
Participating Construction	600,000	(*)		( )	150,000	(BAL)	750,000
Non-Participating Construction		( )		( )		( )	
Preliminary Engineering		( )		( )		( )	
Construction Engineering		( )		( )		( )	
Right of Way		( )		( )		( )	
Railroads		( )		( )		( )	
Utilities		( )		( )		( )	
Materials							
TOTAL	$ 600,000		$		$ 150,000		$ 750,000

* 80% STP-Br funds NTE $600,000

NOTE: The costs shown in the Division of Cost table are approximate and subject to change. The final LA share is dependent on the final Federal and State participation. The actual costs will be used in the final division of cost for billing and reimbursment.

If funding is not a percentage of the total, place an asterisk in the space provided for the percentage and explain above.

Local Agency Appropriation

By execution of this Agreement, the LA is indicating sufficient funds have been set aside to cover the local share of the project cost and additional funds will be appropriated, if required, to cover the LA's total cost.

Method of Financing (State Contract Work)

METHOD A---Lump Sum (80% of LA Obligation) ______________

METHOD B--- ______________ Monthly Payments of ______________

METHOD C---LA's Share Balance divided by estimated total cost multiplied by actual progress payment.

(See page two for details of the above methods and the financing of Day Labor and Local Contracts)

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Agreement Provisions

THE LA AGREES:

(1) To acquire in its name, or in the name of the state if on the state highway system, all right-of-way necessary for this project in accordance with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, and established state policies and procedures. Prior to advertising for bids, the **LA** shall certify to the **STATE** that all requirements of Titles II and III of said Uniform Act have been satisfied. The disposition of encroachments, if any, will be cooperatively determined by representatives of the **LA**, and **STATE** and the **FHWA**, if required.

(2) To provide for all utility adjustments, and to regulate the use of the right-of-way of this improvement by utilities, public and private, in accordance with the current Utility Accommodation Policy for Local Agency Highway and Street Systems.

(3) To provide for surveys and the preparation of plans for the proposed improvement and engineering supervision during construction of the proposed improvement.

(4) To retain jurisdiction of the completed improvement unless specified otherwise by addendum (addendum should be accompanied by a location map). If the improvement location is currently under road district jurisdiction, an addendum is required.

(5) To maintain or cause to be maintained, in a manner satisfactory to the **STATE** and **FHWA**, the completed improvement, or that portion of the completed improvement within its jurisdiction as established by addendum referred to in item 4 above.

(6) To comply with all applicable Executive Orders and Federal Highway Acts pursuant to the Equal Employment Opportunity and Nondiscrimination Regulations required by the U.S. Department of Transportation.

(7) To maintain, for a minimum of 3 years after the completion of the contract, adequate books, records and supporting documents to verify the amounts, recipients and uses of all disbursements of funds passing in conjunction with the contract; the contract and all books, records and supporting documents related to the contract shall be available for review and audit by the Auditor General and the department; and the **LA** agrees to cooperate fully with any audit conducted by the Auditor General and the department; and to provide full access to all relevant materials. Failure to maintain the books, records and supporting documents required by this section shall establish a presumption in favor of the **STATE** for the recovery of any funds paid by the **STATE** under the contract for which adequate books, records and supporting documentation are not available to support their purported disbursement.

(8) To provide if required, for the improvement of any railroad-highway grade crossing and rail crossing protection within the limits of the proposed improvement.

(9) To comply with Federal requirements or possibly lose (partial or total) Federal participation as determined by the **FHWA**.

(10) (State Contracts Only) That the method of payment designated on page one will be as follows:

Method A - Lump Sum Payment. Upon award of the contract for this improvement, the **LA** will pay to the **STATE**, in lump sum, an amount equal to 80% of the **LA**'s estimated obligation incurred under this Agreement, and will pay to the **STATE** the remainder of the **LA**'s obligation (including any nonparticipating costs) in a lump sum, upon completion of the project based upon final costs.

Method B - Monthly Payments. Upon award of the contract for this improvement, the **LA** will pay to the **STATE**, a specified amount each month for an estimated period of months, or until 80% of the **LA**'s estimated obligation under the provisions of the Agreement has been paid, and will pay to the **STATE** the remainder of the **LA**'s obligation (including any nonparticipating costs) in a lump sum, upon completion of the project based upon final costs.

Method C - Progress Payments. Upon receipt of the contractor's first and subsequent progressive bills for this improvement, the **LA** will pay to the **STATE**, an amount equal to the **LA**'s share of the construction cost divided by the estimated total cost, multiplied by the actual payment (appropriately adjusted for nonparticipating costs) made to the contractor until the entire obligation incurred under this Agreement has been paid.

(11) (Day Labor or Local Contracts) To provide or cause to be provided all of the initial funding, equipment, labor, material and services necessary to construct the complete project.

(12) (Preliminary Engineering) In the event that right-of-way acquisition for, or actual construction of the project for which this preliminary engineering is undertaken with Federal participation is not started by the close of the tenth fiscal year following the fiscal year in which this agreement is executed, the **LA** will repay the **STATE** any Federal funds received under the terms of this Agreement.

(13) (Right-of-Way Acquisition) In the event that the actual construction of the project on this right-of-way is not undertaken by the close of the twentieth fiscal year following the fiscal year in which this Agreement is executed, the **LA** will repay the **STATE** any Federal Funds received under the terms of this Agreement.

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(14) (Railroad Related Work Only) The estimates and general layout plans for at-grade crossing improvements should be forwarded to the Rail Safety and Project Engineer, Room 204, Illinois Department of Transportation, 2300 South Dirksen Parkway, Springfield, Illinois, 62764. Approval of the estimates and general layout plans should be obtained prior to the commencement of railroad related work. All railroad related work is also subject to approval be the Illinois Commerce Commission (ICC). Final inspection for railroad related work should be coordinated through appropriate IDOT District Bureau of Local Roads and Streets office.

Plans and preemption times for signal related work that will be interconnected with traffic signals shall be submitted to the ICC for review and approval prior to the commencement of work. Signal related work involving interconnects with state maintained traffic signals should also be coordinated with the IDOT's District Bureau of Operations.

The **LA** is responsible for the payment of the railroad related expenses in accordance with the **LA**/railroad agreement prior to requesting reimbursement from IDOT. Requests for reimbursement should be sent to the appropriate IDOT District Bureau of Local Roads and Streets office.

Engineer's Payment Estimates in accordance with the Division of Cost on page one.

(15) And certifies to the best of its knowledge and belief its officials:

(a) are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from covered transactions by any Federal department or agency;

(b) have not within a three-year period preceding this Agreement been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements receiving stolen property;

(c) are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, local) with commission of any of the offenses enumerated in item (b) of this certification; and

(d) have not within a three-year period preceding the Agreement had one or more public transactions (Federal, State, local) terminated for cause or default.

(16) To include the certifications, listed in item 15 above and all other certifications required by State statutes, in every contract, including procurement of materials and leases of equipment.

(17) (State Contracts) That execution of this agreement constitutes the **LA**'s concurrence in the award of the construction contract to the responsible low bidder as determined by the **STATE**.

(18) That for agreements exceeding $100,000 in federal funds, execution of this Agreement constitutes the **LA**'s certification that:

(a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress or any employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any cooperative agreement, and the extension, continuation, renewal, amendment or modification of any Federal contract, grant, loan or cooperative agreement;

(b) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress or an employee of a Member of Congress, in connection with this Federal contract, grant, loan or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying", in accordance with its instructions;

(c) The **LA** shall require that the language of this certification be included in the award documents for all subawards at all ties (including subcontracts, subgrants and contracts under grants, loans and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

(19) To regulate parking and traffic in accordance with the approved project report.

(20) To regulate encroachments on public right-of-way in accordance with current Illinois Compiled Statutes.

(21) To regulate the discharge of sanitary sewage into any storm water drainage system constructed with this improvement in accordance with current Illinois Compiled Statutes.

(22) That the **LA** may invoice the **STATE** monthly for the **FHWA** and/or **STATE** share of the costs incurred for this phase of the improvement. The **LA** will submit supporting documentation with each request for reimbursement from the **STATE**. Supporting documentation is defined as verification of payment, certified time sheets, vendor invoices, vendor receipts, and other documentation supporting the requested reimbursement amount.

(23) To complete this phase of the project within three years from the date this agreement is approved by the **STATE** if this portion of the project described in the Project Description does not exceed $1,000,000 (five years if the project costs exceed $1,000,000).

(24) Upon completion of this phase of the improvement, the **LA** will submit to the **STATE** a complete and detailed final invoice with all applicable supporting supporting documentation of all incurred costs, less previous payments, no later than one year from the date of completion of this phase of the improvement. If a final invoice is not received within one year of completion of this phase of the improvement, the most recent invoice may be considered the final invoice and the obligation of the funds closed.

(25) (Single Audit Requirements) That if the **LA** expends $500,000 or more a year in federal financial assistance they shall have an audit made in accordance with the Office of Management and Budget (OMB) Circular No. A-133. **LA**'s that expend less than $500,000 a year shall be exempt from compliance. A copy of the audit report must be submitted to the **STATE** with 30 days after the completion of the audit, but no later than one year after the end of the **LA**'s fiscal year. The CFDA number for all highway planning and construction activities is 20.205.

(26) That the **LA** is required to register with the Central Contractor Registration (CCR), which is a web-enabled government-wide application that collects, validates, stores, and disseminates business information about the federal government's trading partners in support of the contract award and the electronic payment processes. If you do not have a CCR number, you must register at https://www.uscontractorregistration.com. If the **LA**, as a sub-recipient of a federal funding, receives an amount equal to or greater than $25,000 (or which equals or exceeds that amount by addition of subsequent funds), this agreement is subject to the following award terms: http://edocket.access.gpo.gov/2010/pdf/2010-22705.pdf and http://edocket.access.gpo.gov/2010/pdf/2010-22706.pdf.

THE STATE AGREES:

(1) To provide such guidance, assistance and supervision and to monitor and perform audits to the extent necessary to assure validity of the **LA**'s certification of compliance with Titles II and III requirements.

(2) (State Contracts) To receive bids for the construction of the proposed improvement when the plans have been approved by the **STATE** (and **FHWA**, if required) and to award a contract for construction of the proposed improvement, after receipt of a satisfactory bid.

(3) (Day Labor) To authorize the **LA** to proceed with the construction of the improvement when Agreed Unit Prices are approved and to reimburse the **LA** for that portion of the cost payable from Federal and/or State funds based on the Agreed Unit Prices and Engineer's Payment Estimates in accordance with the Division of Cost on page one.

(4) (Local Contracts) That for agreements with Federal and/or State funds in engineering, right-of-way, utility work and/or construction work:

(a) To reimburse the **LA** for the Federal and/or State share on the basis of periodic billings, provided said billings contain sufficient cost information and show evidence of payment by the **LA**;

(b) To provide independent assurance sampling, to furnish off-site material inspection and testing at sources normally visited by **STATE** inspectors of steel, cement, aggregate, structural steel and other materials customarily tested by the **STATE**.

IT IS MUTUALLY AGREED:

(1) Construction of the project will utilize domestic steel as required by Section 106.01 of the current edition of the Standard Specifications for Road and Bridge Construction.

(2) That this Agreement and the covenants contained herein shall become null and void in the event that the **FHWA** does not approve the proposed improvement for Federal-aid participation or the contract covering the construction work contemplated herein is not awarded within three years of the date of execution of this Agreement.

(3) This Agreement shall be binding upon the parties, their successors and assigns.

(4) For contracts awarded by the **LA**, the **LA** shall not discriminate on the basis of race, color, national origin or sex in the award and performance of any USDOT – assisted contract or in the administration of its DBE program or the requirements of 49 CFR part 26. The **LA** shall take all necessary and reasonable steps under 49 CFR part 26 to ensure nondiscrimination in the award and administration of USDOT – assisted contracts. The **LA**'s DBE program, as required by 49 CFR part 26 and as approved by USDOT, is incorporated by reference in this Agreement. Upon notification to the recipient of its failure to carry out its approved program, the department may impose sanctions as provided for under part 26 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and/or the Program Fraud Civil Remedies Act of 1986 (31U.S.C. 3801 et seq.). In the absence of a USDOT – approved **LA** DBE Program or on State awarded contracts, this Agreement shall be administered under the provisions of the **STATE**'s USDOT approved Disadvantaged Business Enterprise Program.

(5) In cases where the **STATE** is reimbursing the **LA**, obligations of the **STATE** shall cease immediately without penalty or further payment being required if, in any fiscal year, the Illinois General Assembly or applicable Federal Funding source fails to appropriate or otherwise make available funds for the work contemplated herein.

(6) All projects for the construction of fixed works which are financed in whole or in part with funds provided by this Agreement and/or amendment shall be subject to the Prevailing Wage Act (820 ILCS 130/0.01 et seq.) unless the provisions of that Act exempt its application

ADDENDA

Additional information and/or stipulations are hereby attached and identified below as being a part of this Agreement.

Number 1 Location Map

(Insert addendum numbers and titles as applicable)

The LA further agrees, as a condition of payment, that it accepts and will comply with the applicable provisions set forth in this Agreement and all exhibits indicated above.

APPROVED

Local Agency

Laurie Barra

Name of Official (Print or Type Name)

Mayor

Title (County Board Chairperson/Mayor/Village President/etc.)

(Signature) Date

The above signature certifies the agency's TIN number is 376002169 conducting business as a Governmental Entity.

DUNS Number 030228832

NOTE: If signature is by an APPOINTED official, a resolution authorizing said appointed official to execute this agreement is required.

APPROVED

State of Illinois
Department of Transportation

Ann L. Schneider, Secretary of Transportation Date

By:
Aaron A. Weatherholt, Deputy Director of Highways Date

Omer Osman, Director of Highways/Chief Engineer Date

Michael A. Forti, Chief Counsel Date

Matthew R. Hughes, Director of Finance and Administration Date

Pekin
ILLINOIS

REQUEST FOR COUNCIL ACTION **To: Mayor and Council** **CC: City Clerk & City Manager** **From: Michael Guerra, City Engineer**
AGENDA ITEM: Resolution for Phase II Engineering Services for Veterans Drive
AGENDA DATE REQUESTED: November 12, 2013
ACTION REQUESTED: Approve Resolution for expenditure of MFT Funds for Phase II Engineering Services for Veterans Drive in the amount of $600,000
DESCRIPTION: This is the resolution for the expenditure of MFT Funds for Phase II Engineering Services for Veterans Drive from Sheridan Road to Fischer Road. This will allow for MFT funds to cover the cost of the engineering agreement that was entered into with Midwest Engineering on October 15th. Originally it was thought the Capitol Funds would cover the cost of the agreement but after reviewing the budgets for this past year and projecting into next fiscal year it would be more beneficial to utilize MFT funding. This will not affect the scope of the agreement with Midwest. I recommend that this resolution be approved.
FINANCIAL IMPACT: $600,000 of MFT Funds
NEIGHBORHOOD CONCERNS: None
IMPACT IF APPROVED: The engineering agreement with Midwest will be paid with MFT Funds
IMPACT IF DENIED: The engineering agreement with Midwest will not be paid with MFT Funds
ALTERNATIVES: Use Capitol Funds or General Funds to cover the cost of the Engineering Agreement
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.

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REQUIRED SIGNATURES
Department Director: **Date:** 1φ/1/13
Finance Department (Certification of Availability of Funds):   **Date:**
Corporation Counsel: **Date:**
City Manager: **Date:**

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Illinois Department of Transportation

Resolution for Improvement by Municipality Under the Illinois Highway Code

BE IT RESOLVED, by the Council of the
Council or President and Board of Trustees
City of Pekin Illinois
City, Town or Village
that the following described street(s) be improved under the Illinois Highway Code:

Name of Thoroughfare	Route	From	To
Veterans DRiver		Sheridan	Fischer Road

BE IT FURTHER RESOLVED,
1. That the proposed improvement shall consist of completing the preliminary Engieering in the Design Report. This work shall include finalizing the horizontal and vertical alignments, determing the preliminary construction limits to determine Right-of-Way which will be used to develop the Right-of-Way plats. Aslo inculded will be the development of the hydr

and shall be constructed ______ wide

and be designated as Section 02-00169-00-EG

2. That there is hereby appropriated the (additional ☒ Yes ☐ No) sum of six hundred thousand and zero cents Dollars ($600,000.00) for the improvement of said section from the municipality's allotment of Motor Fuel Tax funds.

3. That work shall be done by Midwest Engineering Associates ; and,
Specify Contract or Day Labor

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit two certified copies of this resolution to the district office of the Department of Transportation.

Approved

______
Date

Department of Transportation

______
Regional Engineer

I, Sue McMillan Clerk in and for the City of Pekin
City, Town or Village
County of Tazewell , hereby certify the foregoing to be a true, perfect and complete copy of a resolution adopted by the Council
Council or President and Board of Trustees
at a meeting on November 12, 2013
Date

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this ______ day of ______

(SEAL)

______
City, Town, or Village Clerk

Pekin
ILLINOIS

REQUEST FOR COUNCIL ACTION

To: Mayor and Council

CC: City Clerk & City Manager

From: Michael Guerra, City Engineer

AGENDA ITEM: Resolution for Local Support of PPUATS Project	
AGENDA DATE REQUESTED: November 12, 2013	
ACTION REQUESTED: Approve Resolution for Support of the proposed 5th St. Project for PPUATS Application	
DESCRIPTION: This is the resolution for the support of the submission of the 5th Street Reconstruction and Widening project to PPUATS for the proposed funding period of 2018 to 2020. In order for our application for 2018-2020 STU funding from PPUATS to be submitted, a resolution regarding the City council support for the project needs to be passed. This is to ensure that if the City of Pekin is awarded funding for the project that the City will follow through with the obligations of the funding. Currently the City is submitting an application for the reconstruction and widening of 5th St. from Koch St. to VFW Road. I recommend that this resolution be approved.	
FINANCIAL IMPACT: None	
NEIGHBORHOOD CONCERNS: None	
IMPACT IF APPROVED: The application can be submitted	
IMPACT IF DENIED: The application will not be submitted	
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:	

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Date: 11/11/13
Finance Department (Certification of Availability of Funds): **Date:**
Corporation Counsel: **Date:**
City Manager: **Date:**

RESOLUTION NO.__________

RESOLUTION IN SUPPORT OF PPUATS PROJECT
(SOUTH FIFTH STREET WIDENING)

WHEREAS, the Pekin City Council has reviewed various road projects; and

WHEREAS, the Pekin City Council desires to express its support for the South Fifth Street Widening Project; and

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE COUNCIL MEMBERS OF THE CITY OF PEKIN, Tazewell County, Illinois, as follows:

1. That the City hereby expresses its support for a PPUATS (Peoria – Pekin Urbanized Area Transportation Study) project and to apply for FAU funding for the South Fifth Street Widening Project.

2. That it is desired that funding be obtained in funding years 2018-2020.

BE IT FURTHER RESOLVED that this Resolution shall be in force and effect upon its passage and approval.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Pekin, Tazewell County, Illinois, this __________ day of _______________, 2013; and upon roll call the vote was as follows:

AYES:

NAYES:

ABSENT:

ABSTAINING:

ADOPTED AND APPROVED at a regular meeting of the City Council of the City of Pekin, this 12th day of November 2013.

____
MAYOR

ATTEST:

____
CITY CLERK