
**PROCEEDINGS OF THE REGULAR MEETING SPECIAL DAY
OF THE CITY COUNCIL OF THE CITY OF PEKIN, ILLINOIS,
HELD IN THE COUNCIL CHAMBERS OF THE CITY HALL
111 SOUTH CAPITOL STREET
ON TUESDAY, NOVEMBER 12, 2002 AT 5:30 O'CLOCK P.M.
R. DAVID TEBBEN * MAYOR * PRESIDING**

PRESENT: COMMISSIONERS, BARRA, ORRICK, MASSAGLIA, AND RICHMOND

ABSENT: NONE

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

Roll was called and all commissioners were present.

Agenda

Motion by Com'r. Orrick seconded by Com'r. Massaglia, that the **agenda be approved as presented**. On roll call vote, all present voted Aye.

Motion by Com'r. Orrick, seconded by Com'r. Massaglia, that the **Minutes of the Regular City Council Meeting of October 28, 2002 be approved as written**. On roll call vote, all present voted Aye.

Consent Agenda

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

1. Receive and File Monthly Reports: Police, Fire, Zoning and Inspections (Building, Code Enforcement, Sewer & Plumbing, Electrical, HVAC), Tourism, Finance Cash Position Report, and Traffic Safety Committee
2. Proclamation: Great American Smokeout November 21, 2002
3. Receive and File Right of Way Dedication Mt. Vernon Drive Marigold Estates 9
4. Receive and File Bids Moving Houses

109 SUSANNAH	121 SABELLA
\$1,000.00	No bid
Lori Bland	
5. Receive and File Municipal Bus Fund Financial Statements June 30, 2002
Prepared by Willock Warning & Co. P.C.
6. Resolution No. 203 – Reappointment of Louis E. Miller to the Loan Review Committee
7. Resolution No. 204 – Reappointment of Richard Kriegsman and John Fordham to the Riverway Business Park Review Committee

On roll call vote all present voted Aye.

Communications, Petitions, Reports

A **PUBLIC HEARING** for the purpose of discussing the sale of Lot 16 in Block 72 in the Original Town to Terry Karnes was opened at 5:34 p.m. The Chair noted bids were opened on September 3, 2002 and received and filed by Council at the September 9th meeting for the sale of the old City Hall buildings. The Chair asked that the hearing for the sale of Lots 1,2 and 3 in Block 72 of Original Town, to Randy Price be conducted at the same time. Corporation Counsel gave the opinion that it was acceptable to receive input concurrently on the question of both sales. Notice was given to the public on the sales of 401 Court Street and 400 Margaret Street and confirmed by the Clerk that the legal was published in the *Pekin Times* on October 25, 2002. No persons having interest appeared and there were no comment filed or heard. The hearings were closed at 5:35 p.m.

New Business

ORDINANCE NO. 2305

ACCEPTING AN OFFER TO PURCHASE AND AUTHORIZING THE SALE OF MUNICIPALLY OWNED REAL PROPERTY WITHIN THE CITY OF PEKIN, ILLINOIS / 401 COURT STREET TO TERRY KARNES

Motion by Com'r. Barra, seconded by Com'r. Orrick that Ordinance No. 2305 be adopted. The Mayor noted the ordinance contained a purchase agreement which contained acknowledgement that the buyer was purchasing "as-is" and obligation to open a commercial or retail business within 12 months of closing. Council agreed to the sale for \$80,000.00. On roll call vote, all present voted Aye.

ORDINANCE NO. 2306

ACCEPTING AN OFFER TO PURCHASE AND AUTHORIZING THE SALE OF MUNICIPALLY OWNED REAL PROPERTY WITHIN THE CITY OF PEKIN, ILLINOIS / 400 MARGARET STREET TO RANDY PRICE

Motion by Com'r. Barra, seconded by Com'r. Richmond that Ordinance No. 2306 be adopted. The buyer had presented a proposal to purchase the old City Hall building to relocate Enviro-Safe Refrigerants, Inc. from 100 Caroline Street. Plans were to house offices, retail lobby, conference and seminar rooms and an International Office Center. Buyer obligated by agreement to occupy at least 25% of usable floor space within 12 months and the City to provide 7 parking spaces across Margaret at market rate. Com'r. Orrick was supportive of the plans that the structure would remain as part of the downtown heritage. Com'r. Massaglia spoke in opposition to sell for \$50,000.00 without receiving an appraisal he had requested. On roll call vote, Ayes, Orrick, Barra, Richmond, Tebben; Nay, Massaglia. Motion carried.

ORDINANCE NO. 2307

AUTHORIZING THE EXECUTION OF THE MINIMUM/MAXIMUM CONTRIBUTION AGREEMENT

Motion by Com'r. Massaglia, seconded by Com'r. Orrick that Ordinance No. 2307 be adopted. Mayor Tebben presented the recommendation of Mr. Hierstein who was absent. Council accepted the recommendation which allows additional savings if the City's experience is good. Direction was given to renew the Illinois Municipal League Risk Management Association policy at a minimum premium of \$377,529/maximum exposure of \$520,134. On roll call vote, all present voted Aye.

ORDINANCE NO. 2308

AMENDING TITLE 6, CHAPTER 8, 6-8a-6-2 AND 6-8A-6-3C OF THE CODE OF THE CITY OF PEKIN 1995 REGARDING NUMBER OF MEMBERS OF THE FIRE DEPARTMENT

Motion by Com'r. Massaglia, seconded by Com'r. Orrick that Ordinance No. 2308 be adopted. Fire Chief John Janssen explained that he was suggesting the traditional title of Assistant Fire Chief replace the present code language using "shift commanders". The amendment also cleaned up the title Chief of Fire Operations that had expired according to Ordinance No. 2242 on March 1, 2002. On roll call vote, all present voted Aye.

RESOLUTION NO. 205

AMENDING FINAL PLAT OF LAKE KENNEDY SECTION 2

Motion by Com'r. Massaglia, seconded by Com'r. Orrick that Resolution No. 205 be adopted. Joe Wuellner explained the developer requested the lots extend into the lake, which was not shown on original. On roll call vote, all present voted Aye.

Motion by Com'r. Richmond, seconded by Com'r. Barra, that the **BID IN THE AMOUNT OF \$1,000.00 TO MOVE HOUSE AT 109 SUSANNAH STREET** be approved and the contract be awarded to Lori R. Bland. On roll call vote, all present voted Aye.

Other Business

Com'r. Richmond announced that Kiwanis had their cleanup day on Parkway Drive over the weekend. Women of the Moose are now in charge of cleanup of Sheridan from parkway to Lick Creek Hill. He encouraged other service clubs to adopt a roadway or street by contacting the Street Department. Com'r. Massaglia requested that maximum fines be impose for violations and requested that the Corporation Counsel's work in revising enforcement of the litter ordinance be completed.

Motion was made by Com'r. Richmond, seconded by Com'r. Barra at 5:50 p.m., that Council move to **Executive Session** to discuss, Collective Bargaining and Acquisition of Real Estate. On roll call vote, all present voted Aye.

No further business to come before the Council, a motion was made by Com'r. Richmond, seconded by Com'r. Barra that Council adjourn. Motion carried by voice vote.

COUNCIL ADJOURNED AT 6:15 P.M.

Sue E. McMillan
City Clerk