



City of Pekin

AGENDA

REGULAR COUNCIL MEETING OF MONDAY, NOVEMBER 9, 2009
5:30 P.M.

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE
Mayor Rusty Dunn

III. ROLL CALL
Clerk to Call the Roll.

IV. APPROVAL OF AGENDA
ACTION: Motion to approve the meeting agenda.

VOTE REQUIRED

V. APPROVAL OF MINUTES
ACTION: Motion to approve minutes of Regular Council Meeting of Tuesday October 26, 2009.

VOTE REQUIRED

VI. PUBLIC INPUT ON AGENDA ITEMS
Speakers to state name, address, and spell last name. Questions unrelated to agenda items are accepted during "Public Questions" near the end of the meeting. Speakers will be limited to 3 minutes.

VII. CONSENT AGENDA

- 1. Receive and File Monthly Reports and Minutes:** Liquor Commission Minutes Dated October 22 and Special Meeting October 1, 2009.
- 2. Charitable Solicitation:** Boys & Girls Club of Pekin Tag Day Saturday November 14, 2009
- 3. Receive and File Pekin Public Library Fund Financial Statements April 30, 2009** prepared by Willock Warning & Co., P.C.
- 4. Receive and File Fiscal Responsibility Report Card 2008** from State of Illinois Comptroller
- 5. Resolution No. 20-09/10 – Mayor's Appointment of Dale Vonderheide to the Liquor Commission for a term until April 30, 2010 to fill the unexpired term of David Eitenmiller.**

ACTION: Motion to approve all items listed on the Consent Agenda by Omnibus Vote.

VOTE REQUIRED TO APPROVE CONSENT AGENDA

VIII. COMMUNICATIONS, PETITIONS, REPORTS

PRESENTATION

DESCRIPTION: *Year End Financial Report
Treasurer James Wolf*

NO ACTION TO BE TAKEN

PRESENTATION

DESCRIPTION: *2009 Levy Preview
City Manager Dennis Kief*

NO ACTION TO BE TAKEN

PRESENTATION

DESCRIPTION: *Dome Due Diligence
Mayor Rusty Dunn/City Manager Dennis Kief/Treasurer Jim Wolf*

NO ACTION TO BE TAKEN

IX. NEW BUSINESS

1. Ordinance No. 2600-09/10 –Authorizing the Execution of the IMLRMA Minimum / Maximum Contribution Agreement

(AE)

DESCRIPTION: *Renewal of the Illinois Municipal League Risk Assessment min-max program for Calendar Year 12/31/09- 12/31/10. Premiums are based on losses incurred by a pool of municipalities rather than individual claims. \$646,556.13 budgeted in the Insurance Fund if paid by November 20, 2009*

ACTION: *Motion to adopt the ordinance.*

VOTE REQUIRED

X. ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council Members

Staff

Public Questions

Press Time

XI. EXECUTIVE SESSION

5 ILCS 120/2 (c) 5. - *The purchase or lease of real property for the use of the public body.
Land acquisition.*

5 ILCS 120/2 (c) 6. - *The setting of a price for sale or lease of property owned by the public body*

5 ILCS 120/2 (c) 2.- *Collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees.*

5 ILCS 120/2 (c) 11. - *Litigation, when an action against, affecting or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that an action is probable or imminent.*

5 ILCS 120/2 (c) 1. – *Employee hiring, firing, compensation, discipline and performance.*

ACTION: *Motion to move to Executive Session.*

VOTE REQUIRED

XII. ADJOURNMENT

With no further action to come before the Council the Mayor declares meeting closed in open session.

NO VOTE REQUIRED

**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 26, 2009 AT 5:30 O'CLOCK P.M.
RUSTY L. DUNN, MAYOR PRESIDING**

**PRESENT: COUNCIL MEMBERS, ABEL, BLANCHARD, BARRA, KORTKAMP,
SCHMIDGALL, STRAND AND DUNN**

ABSENT: NONE

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

Roll was called and all Council Members were present.

AGENDA

Motion by Council Member Barra, seconded by Council Member Blanchard, that **the agenda be presented.** On roll call vote, all present voted Aye.

MINUTES

Motion by Council Member Blanchard, seconded by Council Member Kortkamp, that the **minutes of the Regular City Council Meeting of October 13th, 2009 be approved as written.** On roll call vote, all present voted Aye.

No **PUBLIC INPUT** received on agenda items.

CONSENT AGENDA

Motion by Council Member Kortkamp, seconded by Council Member Abel, that the Consent Agenda be approved as presented.

Mayor Dunn read and presented the following for consideration of the Consent Agenda items by Omnibus Vote.

1. **Receive and File Monthly Reports and Minutes:** Mayor's Advisory Committee for Person's with Disabilities Minutes dated August 13th, 2009, Building Department reports.
2. **Proclamations:** "International Alpha Delta Kappa Month" October 2009
3. **Charitable Solicitation:** Pekin Kiwanis Club Peanut Days Friday, October 30, 2009
4. **Resolution No. 19-09/10-**Appointment of Norman Bosley to the Mayor's Advisory for Persons with Disabilities to fill a vacancy until the First Monday in May, 2012.
5. **Receive and File** Sewage Fund Financial Statements April 30, 2009 prepared by Willock and Warning & Co. P.C.
6. **Receive and File** Pekin Planning Commission Minutes Dated October 14, 2009
7. **Receive and File Pekin Planning Commission Hearings and Recommendations:**
 - a. Hearing #09-1784-Recommendsd to approve Annexation and Classification of the Estates at Lakeview Subdivision 131.908 acres east of Broadway Road between California Road and Veterans Road.
 - b. Hearing #09-1785-Recommend the approval of the Re-Zoning Assignment of Lots 1-14 to R-1 (Single Family Residential) and Lots 15 & 16 to B-3 (General Business District) for the Estates at Lakeview Subdivision.
 - c. Hearing #09-1786-Recommends the approval of the Preliminary Plat for Estates at Lakeview Subdivision.

On roll call vote, all present voted Aye.

COMMUNICATIONS, PETITIONS, REPORTS

A Public Hearing was opened by Mayor Dunn at 5:34 p.m. for the purpose of presenting information and to take testimony on the proposed amendments and modifications to the Pekin/Tazewell County Enterprise Zone including the zone boundaries. City Manager Dennis Kief presented the amendment to the current 10.71 square mile area. He informed Council that pursuant to the terms of the Rail Splitter Wind Farm project agreement the temporary 0.7336 square mile extension would be eliminated once the project was completed. The territory in the Tazewell County Intergovernmental Agreement with respect to the deduction to 10.15 square miles was amended. There were no additional comments received and the hearing was closed at 5:40 p.m.

UNFINISHED BUSINESS

Motion by Council Member Strand, seconded by Council Member Blanchard, that **Resolution No. 14-09/10 be removed from the table.** On roll call vote, all present voted Aye.

Motion by Council Member Strand, seconded by Council Member Abel, that **Resolution No. 14 A 09/10 – Appointments to the Human Rights Committee be amended by substituting new text and be identified as Resolution No. 14 A-09/10.** On roll call vote, all present voted Aye.

Community Development Director Pam Anderson offered explanation of the process taken to arrive at the recommended appointments to the Human Rights Committee. As directed by Council in August applications were open to the citizens of Pekin. Ms. Anderson read highlights of each of the 9 members to be appointed by the Mayor.

Council Members expressed appreciation for the efforts to bring together a well rounded mix of committee members to advise on public policy issues and promote public awareness, related to diversity, equality and human rights. Council Member Blanchard stated he originally abstained from voting on the resolution, was not satisfied with the goal, mission, or need for such a committee, but would vote affirmative on the Mayor's appointments. Council Member Barra indicated she supported the process and the qualified members but would be consistent in her voting based on her feeling that all appointees needed to be residents of the City.

Motion by Council Member Strand, seconded by Council Member Kortkamp, that **Resolution No. 14 A-09/10 – Appointments to the Human Rights Committee, be adopted.** On roll call vote, Ayes, Strand, Schmidgall, Blanchard, Kortkamp, Abel, Dunn; Nay, Barra. Motion Carried.

NEW BUSINESS

ORDINANCE NO. 2599-09/10

AMENDING TITLE 1, CHAPTER 10 OF THE CODE OF THE CITY OF PEKIN REGARDING THE ENTERPRISE ZONE

Motion by Council Member Schmidgall, seconded by Council Member Strand, that **Ordinance No. 2599-09/10, be adopted.** City Manager Dennis Kief recommended the amendment to decrease the boundary to include only the Horizon Wind Farm permanent Project. On roll call vote, all presented voted Aye.

ORDINANCE NO. 2598-09/10

FRANCHISE AGREEMENT

Motion by Council Member Abel, seconded by Council Member Blanchard, that **Ordinance No. 2598-09/10 be adopted.** Council Member Blanchard expressed concern that Council was made aware of changes to the draft just prior to the meeting and requested vote on the agreement be postponed for 2 weeks.

Motion by Council Member Blanchard, seconded by Council Member Schmidgall, that **Ordinance No. 2598-09/10 be tabled.** On roll call vote, Nays, Strand, Schmidgall, Kortkamp, Barra, Abel, Dunn; Aye, Blanchard. Motion failed.

Council Member Schmidgall asked for explanation of significant difference to the final agreement. Attorney Burt Dancey advised Council that the document contained the terms for which Bitwise Communications, Inc. dba OmniLEC would operate cable business within the City. Provisions of the

Comcast Franchise were incorporated to place Family Video on a level playing field of providers of home video service. There were concerns expressed from Council regarding the benefits of a 25 year term. Public Works Director Joe Wuellner indicated that the City would receive better connectivity between the City owned facilities, faster service to internet, and connections to remotes lift station sites which would improve productivity and reliability. The service at no cost estimated at \$9,000 would be above the franchise fee which may be of little significance as they compete for same customers as Century Tel and Comcast. Michael Schuler Regional Director for OmniLEC / Family Video addressed Council regarding the additional option that would be provided to the community.

Motion by Council Member Schmidgall, seconded by Council Member Abel, that **Ordinance No. 2598-09/10 be amended by substitution Exhibit A as Ordinance No. 2598-09/10**. On roll call vote, all present voted Aye.

Motion by Council Member Abel, seconded by Council Member Barra, that **Ordinance No. 2598-09/10 as amended be adopted**. Ayes, Strand, Schmidgall Barra, Kortkamp, Abel, Dunn; Nay, Blanchard. Motion Carried.

ANY OTHER BUSINESS TO COME BEFORE THE COUNCIL

Council Member Kortkamp offered praise for the success of the Main Street Halloween Parade. Mayor Dunn also acknowledged the events that took place for Astronaut Scott Altman's return to Pekin. Interim Police Chief Ted Miller encourage the public to attend Night Out Against Crime activities at the Dome on Thursday.

Tony Hall, District Manager Illinois American Water Company, responded to the questions in respect to water running in the Sheridan Road/Rainbow Drive area. He explained that pressure relief at hydrants was the best option and least disruption to customers as the company completes maintenance on the water storage tank.

Council Member Blanchard requested report on the savings to the City's energy bills over the period of the agreement with Sempra versus CILCO. Appreciation was extended to workers involved in fighting the Holiday Inn fire. Interim Fire Chief Kurt Nelson briefed Council on the fire response and costs.

City Manager Dennis Kief, referring to the Consent Agenda for receiving the Financial Statement, advised Council the audit supports the savings to the City for in-house operations of the Sewer Treatment Plant.

Garnet Meischner, 1401 Janssen, questioned the objectives of the Human Rights Committee. He also requested that Traffic Safety Committee review the danger he saw in the private property owner's barrier placement at 8th Street and the ATM.

Valerie Umholtz encouraged the community to join in the celebration of the completion of the revitalized James Field on Saturday, October 31 @ 10:00 a.m.

Bill Gilroy, 1311 South 11th Street, addressed Council on his concerns on the term of the discussed franchise.

EXECUTIVE SESSION

Motion by Council Member Barra, seconded by Council Member Blanchard, that **Council move to Executive Session** at 6:40 P.M. to discuss 5 ILCS 120/2 (c.) 5. The purchase or lease of real property for the use of the public body. 5 ILCS 120/2 (c) 6. The setting of a price for sale or lease of property owned by the public body. 5 ILCS 120/2 (c) 2. Collective negotiating matters between the public body and its employees or their representatives. On roll call vote, all present voted Aye.

No further business to come before the Council, in open session, Mayor Dunn called the meeting closed.

COUNCIL ADJOURNED AT 7:30 P.M.

City of Pekin

LIQUOR COMMISSION MINUTES THURSDAY, OCTOBER 22, 2009 4:00 P.M. WEST CONFERENCE ROOM

Deputy Liquor Commissioner Rick VonRohr called the meeting to order at 4:00p.m.

PLEDGE of ALLEGIANCE

Ted Miller

ROLL CALL

The following members were present for roll call: Deputy Liquor Commissioner Rick VonRohr, Fire Chief Kurt Nelson, and Police Chief Ted Miller

Also present: Corporation Counsel Sue Bosich, Public Works Director Joe Wuellner and Economic Development Coordinator Steve Brown

Absent: Liquor Commissioner Rusty Dunn and Holly Brown

Did not have a Quorum - no meeting.

PUBLIC INPUT/COMMENTS/QUESTIONS

Deputy Liquor Commissioner VonRohr informed Daniel Steinbach with Twisted Spoke Saloon, Inc. (new application) that we could not hold a meeting tonight and that we would get back with him after talking with the Liquor Commissioner to find out when the next meeting would be held.

Discussion: VonRohr will speak with Liquor Commissioner Dunn to see when he wants to hold a meeting to review the Liquor application Twisted Spoke Saloon, Inc. If we should call a Special Meeting. Also discussed were the arrests of Daniel Steinbach. There were no convictions through the courts. All alcohol related incidents. Questions arose if we could put conditions on his liquor license.

Attorney Bosich handed out draft copies of the proposed Ordinance changes. Asked Commission to review and then get back with her in a week or so.

Any Other Business

Discussion on when to hold meeting for November and December since Holidays fall on the 4th Thursday. Meeting dates for November would be the 19th and the meeting in December would be the 17th.

Meeting adjourned at 4:40pm Next Meeting: TBA

Respectfully submitted Paula Gensel

City of Pekin

SPECIAL LIQUOR COMMISSION MINUTES THURSDAY, OCTOBER 1, 2009 4:00 P.M. WEST CONFERENCE ROOM

Deputy Liquor Commissioner Rick VonRohr called the meeting to order at 4:00p.m.

PLEDGE of ALLEGIANCE

Ted Miller

ROLL CALL

The following members were present for roll call: Liquor Commissioner Rusty Dunn, Fire Chief Kurt Nelson, Police Chief Ted Miller, and Deputy Liquor Commissioner Rick VonRohr.

Also present: Corporation Counsel Sue Bosich and Ron Sieh

Absent: Dave Eitenmiller and Holly Brown

APPROVAL OF AGENDA

Miller made a motion to accept the Agenda of October 1, 2009, seconded by Nelson. Motion passed.

APPROVAL OF MINUTES

Nelson made a motion to approve the August 27, 2009 minutes as presented, seconded by Dunn. Motion passed.

PUBLIC INPUT/COMMENTS/QUESTIONS

Nothing at this time

OLD BUSINESS

Eagles Lodge: Motion to amend the Agenda and move to New Business. Motion passed.

NEW BUSINESS

The Sports Bar, Inc. – Gerald Hall

Miller made a motion to approve the Liquor License for The Sports Bar, Inc. pending occupancy and being up to Code. Jamie Evan's with the Fire Department will go out with Ron on the final walk-thru to issue the occupancy permit. Seconded by Dunn. Motion passed.

The Hole in the Wall Beer Garden – Louie Eertmoed

Mr. Eertmoed presented his site plan for the proposed Beer Garden. This site plan has been seen and approved by Ron Sieh, Inspections Department. Dunn made a motion to approve the Beer Garden for the Hole in the Wall, seconded by Miller. Motion passed.

Discussion: concerns regarding parking to close to the Beer Garden. Ron stated there would not be enough room for cars to park up next to the Beer Garden and then also get through the lot. Mr. Eertmoed stated cars would not be parking in front of the Beer Garden. He has plenty of parking spaces and also 2 extra lots for parking. Also noted that there will be "clear view" on this Beer Garden. VonRohr and Sieh have spoken with Mr. Eertmoed to let him know the definitions of the Liquor Code regarding Beer Gardens.

Eagles Beer Garden

Discussion: VonRohr stated he had talked with the Eagles Lodge on moving their "key pad" for access into the building to the outside door so no one other than a member could enter the Beer Garden. VonRohr stated Eagles said this would not be a problem with the door or key card. Suggested Eagles Lodge submit a new amended site plan and have Sieh sign off and present this to the Liquor Commission.

Nelson made a motion to approve the Beer Garden contingent on amending the site plan, seconded by Dunn. Motion passed.

Beer Garden Revisions

Discussion: Miller and VonRohr visited several of the City of Pekin's Beer Gardens. There are only a few in compliance. There are 5 that are **not in compliance** with the City of Pekin's Liquor Code on the unobstructed view. Goodfella's, Kouri's and Grumpy Pete's are in compliance.

Question was can we go back now and have the establishments correct their Beer Gardens. It states in the Liquor Code and gives a definition on Beer Gardens and unobstructed views, yes we can. If they were told in our meetings on the "clear view" and if they told the Commission they were building it a certain way and did not, then yes we can have them fix the problem to comply with our Code. If change of ownership, then they would have to comply with the Code.

Commission asked that they would have to hand in a better site plan showing what is being used and how it will look when constructed. Elevations required. Add the elevation site plan to the Check Sheet. All were in agreement.

Suggestions: Amend the Code to state that you have to enter the liquor licensed premises in order to get to the Beer Garden. No live entertainment in the Beer Gardens nor unreasonable noise. If a change in Licensee that is not in compliance they would have 6 months after license is granted or 60 days after renewal whichever is the shorter amount of time.

Discussed having a fee for Beer Gardens. Initial application charge of \$250.00 non-refundable fee. Renewal's amount to be determined after Sue Bosich checks with neighboring communities.

Miller made a motion to have Attorney Bosich amend the Liquor Code on Beer Gardens, seconded by Nelson. Motion passed. Attorney Bosich will draw up a change of the Liquor Code on Beer Gardens and email to the secretary to share with the Liquor Commission.

Liquor Commission Dunn thanked Dave Eitenmiller for serving for 4 years on the Liquor Commission. Also asked the Commission to submit names for a replacement.

Any Other Business

No other business to come before the Liquor Commission.

Nelson made a motion to adjourn, seconded by Dunn. Motion passed.

Meeting adjourned at 5:40pm Next Meeting: Thursday, October 22, 2009 at 4:00pm.

Respectfully submitted Paula Gensel



Boys & Girls Club of Pekin

A Positive Place For Kids!

1101 Veerman ▲ Pekin, Illinois 61554 ▲ (309) 346-5437 (KIDS)

President

Charlie Greer

Vice President

Scott Simon

Secretary

Kyle Gorden

Treasurer

Neal Stimpert

BOARD MEMBERS

Don Bly
Jennifer Bradshaw
Larry Crouch
Angie Flannigan
Dan Hansen
Steve Huey
Bob Johnson
Steve Knight
Jason Massaglia

Executive Director

John Denning

October 20, 2009

Mayor's Office
City of Pekin
111 S Capitol St
Pekin IL 61554

Dear Mayor

The Boys & Girls Club of Pekin would like to request a tag day in Pekin on Saturday, November 14, 2009, for the Boys & Girls Club traveling basketball and cheerleading programs.

If there are any questions, please call me at the club at 309-346-5437. Thank you for considering this request.

Sincerely,

John Denning
C. P. O.



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Pekin AMBUCS

CITY OF PEKIN, ILLINOIS
PEKIN PUBLIC LIBRARY FUND
FINANCIAL STATEMENTS
APRIL 30, 2009

CITY OF PEKIN, ILLINOIS
PEKIN PUBLIC LIBRARY FUND
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Independent Auditor's Report

STATEMENT

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INDEPENDENT AUDITOR'S REPORT

To the Board of Trustees of Pekin Public Library
and To the Honorable Mayor and City Council
City of Pekin, Illinois

We have audited the accompanying financial statements of the Pekin Public Library Fund of the City of Pekin, Illinois as of and for the year ended April 30, 2009, as listed in the table of contents. These financial statements are the responsibility of the City of Pekin, Illinois management. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with generally accepted auditing standards. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

As discussed in Note 1, the financial statements present only the Pekin Public Library Fund and do not purport and do not, present fairly the financial position of the City of Pekin, Illinois as of April 30, 2009, 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.

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of the Pekin Public Library Fund as of April 30, 2009 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.

Willock Warning & Co, PC

Willock Warning & Co., P.C.
September 30, 2009

CITY OF PEKIN, ILLINOIS
PEKIN PUBLIC LIBRARY FUND

BALANCE SHEET

APRIL 30, 2009

ASSETS

Current assets:

Cash-operating	\$ 4,740
Investments-operating	72,785
Investments-endowments	268,493
Investments-capital development	359,549
Receivable-property taxes	<u>1,022,756</u>
Total current assets	<u>1,728,323</u>

Fixed assets:

Land	86,080
Building and improvements	2,485,866
Furniture, fixtures, and equipment	442,248
Books	<u>1,682,219</u>
Total, at cost	4,696,413
Less accumulated depreciation	<u>(2,247,308)</u>
Total fixed assets	<u>2,449,105</u>
Total assets	<u>\$ 4,177,428</u>

LIABILITIES AND FUND BALANCE

Current liabilities:

Accounts payable	\$ 6,640
Accrued wages	20,779
Deferred tax revenue	<u>1,022,756</u>
Total current liabilities	<u>1,050,175</u>

Fund balance:

Reserve for capital development	359,549
Unreserved, designated	268,493
Unreserved, undesignated	<u>2,499,211</u>
Total fund balance	<u>3,127,253</u>
Total liabilities and fund balance	<u>\$ 4,177,428</u>

CITY OF PEKIN, ILLINOIS
PEKIN PUBLIC LIBRARY FUND
STATEMENT OF REVENUES AND EXPENSES
YEAR ENDED APRIL 30, 2009

Operating revenues:	
Real estate taxes	\$ 974,705
Replacement taxes	109,355
State per capita grant	40,960
Other grants	16,842
Charges for services, fees, etc.	39,009
Other	1,629
Total operating revenues	<u>1,182,500</u>
Operating expenditures:	
Salaries	533,988
Payroll taxes	80,197
Group health insurance	55,007
Workers' compensation insurance	3,597
Books, periodicals, cassettes, etc.	138,874
Circulation system	26,687
ISP costs	3,120
Equipment rental, supplies, postage	31,514
Program costs	12,354
Repairs and maintenance	39,888
Utilities	88,325
Telephone	1,614
Insurance	11,666
Dues and subscriptions	1,915
Travel and conferences	5,435
Outside services	3,910
Miscellaneous	5,050
Equipment purchases	16,977
Grant expenditures	15,720
Total operating expenses	<u>1,075,838</u>
Excess of operating revenues over operating expenses	<u>106,662</u>

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

CITY OF PEKIN, ILLINOIS
PEKIN PUBLIC LIBRARY FUND
STATEMENT OF REVENUES AND EXPENSES
YEAR ENDED APRIL 30, 2009

Other revenues (expenses):	
Investment earnings-operations	4,664
Investment earnings-endowments	6,040
Investment earnings-capital development	7,106
Gifts and memorials	28,563
Capital development expenditures	<u>(228,928)</u>
Deficiency of other revenues over other expenses	<u>(182,555)</u>
Deficiency of operating and other revenues over operating and other expenses	(75,893)
Transfer from General Fund	<u>310,000</u>
Excess of operating and other revenues and transfers over operating and other expenditures	<u>234,107</u>
Other adjustments:	
Add capitalization of capital development expenditures	228,928
Add capitalization of books	103,976
Less depreciation of fixed assets	<u>(153,442)</u>
Net excess of operating and other revenues and and over operating and other expenses and other adjustments	<u>\$ 413,569</u>

CITY OF PEKIN, ILLINOIS
PEKIN PUBLIC LIBRARY FUND
STATEMENT OF CHANGES IN FUND BALANCE
YEAR ENDED APRIL 30, 2009

Fund balance, beginning of year	\$ 2,713,684
Net excess of operating and other revenues and transfers over operating and other expenses and other adjustments	<u>413,569</u>
Fund balance, end of year	<u>\$ 3,127,253</u>

CITY OF PEKIN, ILLINOIS

PEKIN PUBLIC LIBRARY FUND

STATEMENT OF REVENUES AND EXPENDITURES-BUDGET AND ACTUAL

YEAR ENDED APRIL 30, 2009

	<u>Budget</u>	<u>Actual</u>	Variance Over (Under)
Operation revenues:			
Real estate taxes	\$ 974,054	\$ 974,705	\$ 651
Replacement taxes	112,906	109,355	(3,551)
State per capita grant	41,424	40,960	(464)
Other grants	3,000	16,842	13,842
Charges for services, etc.	38,550	39,009	459
Other	2,850	1,629	(1,221)
Total operating revenues	<u>1,172,784</u>	<u>1,182,500</u>	<u>9,716</u>
Operating expenditures:			
Salaries	537,256	533,988	(3,268)
Payroll taxes	83,203	80,197	(3,006)
Group health insurance	60,000	55,007	(4,993)
Workers compensation insurance	2,950	3,597	647
Books, periodicals, etc.	155,175	138,874	(16,301)
Circulation system	25,000	26,687	1,687
ISP costs	4,000	3,120	(880)
Equipment rental, supplies, and postage	28,800	31,514	2,714
Program costs	11,100	12,354	1,254
Repairs and maintenance	40,000	39,888	(112)
Utilities	106,700	88,325	(18,375)
Telephone	2,200	1,614	(586)
Insurance	10,400	11,666	1,266
Dues and subscriptions	2,000	1,915	(85)
Travel and conferences	8,000	5,435	(2,565)
Outside services	2,000	3,910	1,910
Miscellaneous	3,500	5,050	1,550
Equipment purchases	10,000	16,977	6,977
Grant expenditures	3,000	15,720	12,720
Total operating expenditures	<u>1,095,284</u>	<u>1,075,838</u>	<u>(19,446)</u>
Excess of operating revenues over operating expenditures	<u>77,500</u>	<u>106,662</u>	<u>29,162</u>

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

CITY OF PEKIN, ILLINOIS
PEKIN PUBLIC LIBRARY FUND
STATEMENT OF REVENUES AND EXPENDITURES
BUDGET AND ACTUAL
YEAR ENDED APRIL 30, 2009

	<u>Budget</u>	<u>Actual</u>	Variance Over <u>(Under)</u>
Other revenues (expenditures):			
Investment earnings-operations	13,000	4,664	(8,336)
Investment earnings-endowments	12,000	6,040	(5,960)
Investment earnings-capital development	5,500	7,106	1,606
Gifts and memorials	12,000	28,563	16,563
Capital development expenditures	<u>(120,000)</u>	<u>(228,928)</u>	<u>108,928</u>
Deficiency of other revenue over other expenditures	<u>(77,500)</u>	<u>(182,555)</u>	<u>105,055</u>
Transfer from General Fund	<u>-</u>	<u>310,000</u>	<u>310,000</u>
Excess of operating and other revenues and transfers over operating and other expenditures	<u>\$ -</u>	<u>\$ 234,107</u>	<u>\$ 234,107</u>

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

CITY OF PEKIN, ILLINOIS
PEKIN PUBLIC LIBRARY FUND
NOTES TO THE FINANCIAL STATEMENTS
APRIL 30, 2009

NOTE 1 - SIGNIFICANT ACCOUNTING POLICIES

Reporting Entity

The Pekin Public Library 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 Library 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.

Operations of the Pekin Public Library (the "Library") are governed by nine officials, appointed by the Mayor and the City of Pekin with approval of the City Council, designated as the Board of Trustees.

Basis of Presentation

For many years, the primary focus of local governmental financial statements has been summarized fund-type information on a current financial resource basis. This approach has been modified by Government Accounting Standards Board (GASB) Statement No. 34 and the City of Pekin's financial statements present two kinds of statements, each with a different view of the City's finances. These changes affect the Pekin Public Library's financial statement in several ways:

1. The balance sheet of the Library no longer reports fixed assets as a separate account group apart from the operating assets;
2. Books purchased within the past ten years have been capitalized and added to the fixed assets. Library books are considered to have a useful life of greater than one year and, therefore, are subject to annual depreciation charges;
3. Accumulated depreciation on previous years' fixed assets has been calculated and recorded on the balance sheet.
4. The Statement of Revenues and Expenses (Statement 2) includes the current year charge for depreciation of fixed assets.

Basis of Accounting

The accrual basis of accounting, under which expenditures are recorded when the liability is incurred and revenues are recorded when earned regardless of the timing of related cash flows, is followed.

CITY OF PEKIN, ILLINOIS
PEKIN PUBLIC LIBRARY FUND
NOTES TO THE FINANCIAL STATEMENTS
APRIL 30, 2009

NOTE 1 - continued

Investments

The Library's investments are in accordance with state statutes. They are comprised of deposits with the State of Illinois Treasurer's Investment Pool. The fair value of the pool is the same as the invested cost.

Fixed Assets

Fixed assets include land, building and improvements, equipment, and books with an initial useful life of one year or greater. Assets are recorded at historical cost. The cost of normal repairs and maintenance that do not add to the value of the asset or materially extend the life of the asset are not capitalized.

Depreciation has been provided using the straight-line method over the estimated useful lives of the respective assets. The estimated useful lives for each fixed asset type are as follows:

Building and improvements	50 years
Furniture, fixtures and equipment	20 years
Books	10 years

Budget

The City of Pekin's annual budget and appropriations ordinances cover all funds of the City, including the Library, and is prepared on the accrual basis. Therefore, the statement of revenues and expenditures-budget and actual has been prepared on a basis consistent with and comparable to the legally adopted budget.

NOTE 2 - PROPERTY TAXES

Property tax revenues are recorded on the "deferred method". Because of the extraordinarily long period of time between the levy date and the receipt of tax distributions from the Tazewell County Treasurer, the property taxes are not "available" to finance current year expenditures. The tax levy for 2008, to be collected in June and September, 2009, is shown on the balance sheet as property taxes receivable with a related credit to deferred tax revenue.

The property taxes for 2007 were collected June through September, 2008 and received by the Library in July, October, and December, 2008. These taxes have been recorded as real estate tax revenue in the financial statements.

CITY OF PEKIN, ILLINOIS
PEKIN PUBLIC LIBRARY FUND
NOTES TO THE FINANCIAL STATEMENTS
APRIL 30, 2009

NOTE 3 - CHANGES IN FIXED ASSETS

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

	Balance <u>4/30/2008</u>	Additions <u>(Retirements)</u>	Balance <u>4/30/2009</u>
Land	\$ 86,080	\$ -	\$ 86,080
Building and improvements	2,265,690	220,176	2,485,866
Furniture, fixtures and equipment	433,496	8,752	442,248
Books	<u>1,578,243</u>	<u>103,976</u>	<u>1,682,219</u>
Total	<u>\$ 4,363,509</u>	<u>\$ 332,904</u>	<u>\$ 4,696,413</u>

NOTE 4 - EXPENDITURES FROM SPECIAL ACCOUNTS

During the year the following expenditures were made from line items not included in the Library's operating budget:

Purchases from gifts and endowment earnings:	
Books, cassettes, and CD's	\$ 3,184
Equipment	8,656
Program costs	3,092
Supplies	2,403
Meeting costs	<u>58</u>
Total	<u>\$ 17,393</u>

NOTE 5 - FUND BALANCE-RESERVE CAPITAL DEVELOPMENT

Pursuant to policy established by the Board of Trustees, a reserve has been established for future capital development projects. The reserve has been divided into three categories. The chart below shows the capital limits and the amount of funding allocated to each category as of April 30, 2009:

<u>Category</u>	Amount of <u>Capital Limit</u>	Funding as <u>of 4/30/2009</u>
Capital Development and Maintenance	\$ 300,000	\$ 257,940
Technology	50,000	14,809
21st Century Library Fund	<u>4,250,000</u>	<u>86,800</u>
Total	<u>\$ 4,600,000</u>	<u>\$ 359,549</u>

CITY OF PEKIN, ILLINOIS
PEKIN PUBLIC LIBRARY FUND
NOTES TO THE FINANCIAL STATEMENTS
APRIL 30, 2009

NOTE 6 - FUND BALANCE UNRESERVED-DESIGNATED

The Library Board has created several endowment funds from the proceeds of bequests received throughout the years. None of the funds placed in the endowment funds have any legal restrictions or conditions imposed on their use. The Board has established certain criteria for the expenditure of the funds.

DANIEL W. HYNES
COMPTROLLER

www.icc.state.il.us

RECEIVED

OCT 20 2009

CITY CLERK

October 27, 2009

Sue E. McMillian, Clerk

Pekin City

111 So. Capitol St.

Pekin, IL 61554

Unit Code: 090/070/30

Dear Clerk McMillian:

Annually, the Office of the Comptroller prepares the Fiscal Responsibility Report Card, assessing the overall fiscal health of local governments in the state of Illinois. One component of the Report Card is an individual Data Summary, which details revenue, expenditure, fund balance, and debt information for each unit of government that has submitted an Annual Financial Report (AFR) to the Office of the Comptroller. Additionally, the Data Summary provides averages and medians, allowing local governments to compare their finances to units of government with similar revenue and/or population.

Enclosed is a DRAFT of your local government's Data Summary and a "How to Read A Data Summary" document to help you understand the data contained on your Data Summary. Please review this document carefully to ensure that:

- 1. It reflects the FY 2008 AFR data that your government submitted to the Office of the Comptroller.*
- 2. The FY 2008 AFR data your government submitted to the Office of the Comptroller is free of mathematical and/or data entry errors.*

If you find errors on the enclosed Data Summary, please call the Local Government Assistance Hotline (877/304-3899) or fax (312/814-2986) your corrections to the Local Government Division. CORRECTIONS THAT AFFECT YOUR TOTALS WILL REQUIRE AN AMENDED AFR. Use our Internet program, 'Comptroller Connect', to expedite your amendments by faxing/emailing a request to reopen your AFR online and then logging in and making your amendments.

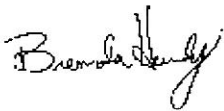
All updated Data Summaries and/or amended AFRs must be submitted to the Office of the Comptroller by FRIDAY, NOVEMBER 6, 2009.

Please DO NOT CONTACT our office if the information presented on your Data Summary "IS CORRECT."

The Fiscal Responsibility Report Card and your Individual Data Summary will be available for public viewing January 2010.

If you have any questions or concerns, please contact the Local Government Division at 877/304-3899.

Sincerely,



Brenda Y. Handy

Deputy Director, Local Government Division

Local Government Division
100 West Randolph, Suite 15- 500
Chicago, IL 60601
877/304-3899 (toll free)
312/814-2986 (fax)
email: Locgov@mail.icc.state.il.us

818 (630) 814-2986 (fax)

FISCAL YEAR 2008

FISCAL RESPONSIBILITY REPORT CARD

DRAFT DATA SUMMARY

MUNICIPALITIES: Population Greater than 25,000

Local Government Profile

Unit Name: **Pekin City**

Unit Code: **090/070/30** County: **TAZEWELL**

Fiscal Year End: **4/30/2008**

Accounting Method: **Modified Accrual**

Appropriation or Budget: **\$46,986,466**

Equalized Assessed Valuation: **\$420,464,771**

Population: **33,500**

Employees:

Full Time: **181**

Part Time: **202**

Salaries Paid: **\$12,290,569**

Blended Component Units

Fiscal Indicators

General and Special Funds

	<u>Amounts</u>	<u>Averages</u>	<u>Medians</u>
Beginning Fund Balance for FY 08:	\$19,961,634	\$20,485,680	\$17,405,612
Per Capita Beginning Fund Balance:	\$596	\$421	\$385
Revenue Collected During FY 08:	\$26,446,498	\$46,610,129	\$34,975,146
Expenditures During FY 08:	\$25,180,904	\$46,141,357	\$33,907,199
Per Capita Revenue:	\$789	\$900	\$883
Per Capita Expenditures:	\$752	\$883	\$880
Revenues over (under) Expenditures:	\$1,265,594	\$468,772	\$370,396
Ratio of Fund Balance to Expenditures:	85.07%	49.72%	45.11%
Ending Fund Balance for FY 08:	\$21,421,599	\$20,006,159	\$17,096,510
Per Capita Ending Fund Balance:	\$639	\$421	\$377

Equity

	<u>Amounts</u>	<u>Averages</u>	<u>Medians</u>
Total Reserved Funds:	\$	\$	\$
Total Unreserved Funds:	\$	\$	\$

Net Assets

	<u>Amounts</u>	<u>Averages</u>	<u>Medians</u>
Total Restricted Net Assets:	\$7,640,277	\$11,523,051	\$6,604,291
Total Unrestricted Net Assets:	\$16,019,734	\$5,449,757	\$9,135,836

FISCAL YEAR 2008

FISCAL RESPONSIBILITY REPORT CARD

DRAFT DATA SUMMARY

Debt

	<u>Amounts</u>	<u>Averages</u>	<u>Medians</u>
Outstanding Debt for FY 08:	\$4,717,847	\$73,429,094	\$47,041,818
Per Capita Debt:	\$141	\$1,317	\$1,069
General Obligation Debt over EAV:	1.05%	3.63%	2.68%

Enterprise Funds

	<u>Amounts</u>	<u>Averages</u>	<u>Medians</u>
Beginning Retained Earnings for FY 08:	\$18,955,822	\$64,944,726	\$42,811,354
Per Capita Beginning Retained Earnings for FY 08:	\$566	\$1,220	\$978
Revenue Collected During FY 08:	\$4,684,162	\$17,122,541	\$9,840,134
Expenditures During FY 08:	\$4,062,273	\$16,274,353	\$9,211,703
Per Capita Revenue:	\$140	\$312	\$235
Per Capita Expenditures:	\$121	\$295	\$238
Operating Income (loss):	\$621,889	\$848,188	\$609,423
Ratio of Retained Earnings to Expenditures:	478.89%	475.54%	433.47%
Ending Retained Earnings for FY 08:	\$19,453,840	\$67,030,289	\$42,983,673
Per Capita Ending Retained Earnings:	\$581	\$1,253	\$999



How to Read a Local Government Data Summary

Pursuant to the Fiscal Responsibility Report Card Act (35 ILCS 200/30-30 and 200/30-31), the Comptroller has prepared a FY 2008 Individual Data Summary for each local government that submitted an acceptable Annual Financial Report. Each individual Data Summary is divided into two sections – the Local Government Profile and Fiscal Indicators.

The top line under the heading indicates the type and dataset in which the individual government is being compared. Following is a list of government types and data sub-sets in which the types are compared.

GOVERNMENT TYPE: Type of government (county, municipality, township, or special purpose district).

DATA SUB-SETS:

County Sub-sets: Counties have been ranked into three sub-sets as follows:

- Small Population under 10,000
- Medium Population between 10,000 and 275,000
- Large Population over 275,000

Municipal Sub-sets: Municipalities have been ranked into three sub-sets as follows:

- Small Populations under 1,000
- Medium Population between 1000 - 25,000
- Large Population over 25,000

Township and Special Purpose Sub-sets: Townships and Special Purpose Districts have been ranked into two sub-sets by total revenues:

- Small Units with total revenues under \$850,000
- Large Units with total revenues over \$850,000

The **Local Government Profile** contains basic information about the local government for which the Individual Data Summary has been prepared. This section includes information from the Comptroller's local government database and the local government's Annual Financial Report. The following is an explanation of each element included in the Local Government Profile.

UNIT NAME: The legal name of the government.

UNIT CODE: The unique identification number assigned to each local government by the Office of the Comptroller.

COUNTY: The County in which all or the majority part of the local government is contained.

FISCAL YEAR END: The local government's fiscal year end date.

ACCOUNTING METHOD: Indicates whether the government uses cash or modified accrual accounting. Governments that have proprietary funds use both methods of accounting.

APPROPRIATION/BUDGET: The amount of money the local government can spend during the fiscal year according to its appropriation or budget ordinance. (If a local government fails to pass an appropriation or budget ordinance, they are instructed to report their expenditures for this question on the Annual Financial Report.)

EQUALIZED ASSESSED VALUATION (EAV): The result of applying the state equalization factor to the assessed value of all property within the governmental unit's boundaries.

POPULATION: Each government is required to report an estimated population. If a local government failed to do so, the most current U.S. Census Bureau figure was used for municipalities and counties; and the Township Officials of Illinois' figures were used for townships. If a special government failed to report its population, a figure could not be included in the Data Summary as there is no reliable reference data available for special governments.

EMPLOYEES: The number of people paid as employees by the local government, i.e., those who receive federal W-2 tax forms from the local government.

SALARIES PAID: The total amount paid to all full-time and part-time employees reported.

BLENDED COMPONENT UNITS: Lists the names and number of dependent governmental units for which elected officials of the primary government are financially accountable. Financial data from blended component units is combined with that of the primary government.

The **Fiscal Indicators** section lists a series of financial "indicators" or measurements designed to assess the basic fiscal position of each unit of government. The data on each individual Data Summary is listed as it was reported to the Comptroller by the local government. Figures used to calculate the averages and medians are those reported by the local governments for each specific measurement included. The Fiscal Indicators are divided into three distinct groupings. An explanation of each grouping and indicator is listed below.

➤ **FISCAL INDICATOR COLUMNS:**

AMOUNTS: The figures for all indicators are represented in whole dollars and exactly as they were reported to the Office of the Comptroller by the local government.

AVERAGES: Sum of values for each indicator divided by the number of governments in the named set. Averages are calculated by data category and sub set of local government.

MEDIANS: The value representing the point at which there are as many values above as there are below. The median has been calculated by data category and sub-set of local government.

➤ **GENERAL AND SPECIAL FUNDS GROUPING:** The general fund is used to account for all financial resources except those required to be accounted for in another fund. Special Funds are legally restricted funds used to pay for specified purposes. Special funds also include the general funds of all blended component units. These two funds indicate the majority of stable operating funds for local governments.

BEGINNING FUND BALANCE FOR FY 2008: The amount of general and special funds the government had at the beginning of the fiscal year. This number should be the same as the Ending Fund Balance for FY 2007 to measure growth.

PER CAPITA BEGINNING FUND BALANCE: The beginning fund balance divided by population.

REVENUE COLLECTED DURING FY 2008: The general and special funds collected, including local government taxes, intergovernmental receipts, and other funding sources such as fees, charges, and interest. This field represents the majority of all-operating revenues and receipts.

EXPENDITURES DURING FY 2008: A total of general and special fund expenditures by function. This field depicts operating expenditures.

PER CAPITA REVENUE: Revenue divided by population – this represents the amount in taxes, fees, and fines paid by each resident. If a population was not provided, this indicator is not calculated.

PER CAPITA EXPENDITURES: Expenditures divided by population – this represents the amount in government services spent for each resident. If a population was not provided, this indicator is not calculated.

REVENUES OVER (UNDER) EXPENDITURES: The total of general and special fund expenditures subtracted from general and special fund revenues. If the figure is a positive number, the government collected enough revenue during the fiscal year to pay for services provided. If the figure is negative, the government did not collect enough revenue to cover expenditures.

RATIO OF FUND BALANCE TO EXPENDITURES: Represents the amount of fund balance divided by the general and special fund expenditures. Each government should have at least a three-month reserve (33% of expenditures) and generally, no more than a two-year reserve (200% of expenditures). Governments carrying a fund balance of more than two years of unreserved (undedicated) funds could face a legal liability.

ENDING FUND BALANCE FOR FY 2008: The general and special fund revenues minus expenditures, plus adjustments, plus the previous year's fund balance. This number should always be positive.

PER CAPITA ENDING FUND BALANCE: The general and special revenues fund balance divided by population. This is the amount in reserve funds each resident paid.

➤ **EQUITY GROUPING:**

TOTAL RESERVED FUNDS: The general and special revenues fund balance legally dedicated for future, short-term, programmatic purposes.

TOTAL UNRESERVED FUNDS: The general and special revenues fund balance that is NOT dedicated for future purposes.

➤ **NET ASSETS GROUPING – GOVERNMENTAL ACTIVITY:**

TOTAL RESTRICTED NET ASSETS: Net assets with limits on their use, externally imposed by creditors, grantors, contributors, or the laws and regulations of other governments.

TOTAL UNRESTRICTED NET ASSETS: Net assets that have no explicit restriction on their use.

➤ **DEBT GROUPING:**

OUTSTANDING DEBT FOR FY 2008: Debt that a government owes for all fund types. Debt instruments include revenue bonds, general obligation bonds, alternate bonds, contractual commitments, and others.

PER CAPITA DEBT: Total debt divided by the population. This represents the amount in debt that each resident represents. If a population was not provided, this indicator is not calculated.

GENERAL OBLIGATION DEBT OVER EAV: Governments are restricted in how much debt they can incur based on their Equalized Assessed Valuation (EAV). This ratio is the percent of debt the unit is carrying.

➤ **ENTERPRISE FUND GROUPING:**

BEGINNING RETAINED EARNINGS: The amount of Enterprise Funds available at the beginning of the year.

PER CAPITA BEGINNING RETAINED EARNINGS: The Enterprise Fund beginning balance divided by population.

ENTERPRISE REVENUES: Includes charges for services, taxes, and other miscellaneous revenues in the Enterprise Fund.

ENTERPRISE EXPENSES: A total of enterprise expenses.

OPERATING INCOME (LOSS): Total enterprise expenses subtracted from enterprise income. Indicates whether the government collected enough funds to pay for services provided during the fiscal year.

RATIO OF RETAINED EARNINGS TO EXPENSES: The enterprise fund expenses divided by the fund balance.

RETAINED EARNINGS FOR FY 2008: The enterprise fund revenues minus expenses, plus adjustments, plus the previous year's fund balance. This number should always be positive.

PER CAPITA RETAINED EARNINGS: Retained earnings divided by the population.

RESOLUTION No. 20-09/10

PEKIN, ILLINOIS, November 9, 2009

RESOLUTION BY COMMISSIONER _____

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PEKIN, ILLINOIS, THAT:
the Mayor's appointment of Dale Vonderheide to the Liquor Commission for a term
until April 30, 2010 to fill the unexpired term of David Eitenmiller is hereby approved.

2005 Alameda Court

Pekin, IL 61554

346-1366



SIGNED BY _____

MAYOR.

LIQUOR COMMISSION

4:00 P.M. FOURTH THURSDAY OF THE MONTH

DALE VONDERHEIDE
2005 ALAMEDA COURT
346-1366 TERM ENDS APRIL 30, 2010

HOLLY BROWN
2001 ALHAMBRA
346-6884 TERM ENDS APRIL 30, 2010
hashbrown@insightbb.com

CHIEF OF POLICE TERM ENDS APRIL 30, 2010
tmiller@ci.pekin.il.us

FIRE CHIEF TERM ENDS APRIL 30, 2010
knelson@ci.pekin.il.us

SUE BOSICH
CORPORATION COUNSEL
sbosich@grics.net

MAYOR RUSTY DUNN
LIQUOR COMMISSIONER
rdunn@ci.pekin.il.us

OFFICER RICK VON ROHR
DEPUTY LIQUOR COMMISSIONER
rcvonrohr@ci.pekin.il.us



City of Pekin
Office Of The
City Manager

Memo

To: City Council

From: Dennis Kief, City Manager

111 South Capitol Street

Pekin, Illinois 61554 – 4108

309 – 477 –2300 (Phone) 309 – 346 – 2095 (Fax)

dkief@ci.pekin.il.us

CC: City Staff

Date: November 4, 2009

Re: 2009 Levy Update

We just received the States Actuarially Determined State Levy in the amount of \$2,066,886 which is significantly higher than the Fire Pensions amount of \$15,589,009. I have assumed that the City Council wants to continue to fund the Fire Pension at a rate of 105% of the Actuary. The similar number for the Police Pension is 103%. We are striving to have the 2009 Levy on the November 23rd City Council agenda. I have attached a spreadsheet that shows 3 possible levies. I have also shown a recommendation on what we actually levy for.

As far back as I can see (well beyond the 1989 that is shown on the attached history), we have levied for the Police and Fire Pension Funds. I have questioned why we levy for only those 2 pensions and not the pension fund that covers our other employees - IMRF (Illinois Municipal Retirement Fund). While the Police and Fire Pensions cover 50 actives in each of those groups as well as their retirees, why not be consistent with the 100+ IMRF eligible employees and those retirees?

I had the City Clerk check with other municipalities to see if they levy for IMRF. Of the 21 that she heard back from, 20 do levy for IMRF and the other (Normal) is considering it. I would recommend that we start levying that amount starting this year, approximately \$474,885.

By including the IMRF Pension along with the Fire Pension, Police Pension and the Library; that would mean that the levy is the primary mechanism for funding those Funds. That leaves the levy that goes to Police and Fire Protection. What has happened through the years is that whatever doesn't go to the other funds, gets put in the Police Protection and Fire Protection departments. Last year that amount was \$860,837 for each. That equates to less than 13% of the cost of operating the Police Department

and less than 16% of the cost of operating the Fire Department. In reality the \$1,721,674 last year went into the General Fund as opposed to the other levied amounts go into those respective funds as revenue.

In the Illinois Municipal Handbook they show a Levy category for "Corporate Fund Property Tax" and in the explanation of the fund they state the following:

"This is the one most frequently levied by municipalities. The proceeds of this tax levy can be used for any corporate purpose."

By levying the amount to the "Corporate Fund", the revenue would go into the General Funds just like it currently does, but this would eliminate any confusion that has occurred when some people believe that the revenue from property tax fully funds the operations of the Police and Fire Departments.

Therefore, the format for this year's Levy would be as follows unless I hear objections from the majority of the City Council.

<u>OLD</u>	<u>NEW</u>
Municipal Library	Municipal Library
Police Pension	Police Pension
Fire Pension	Fire Pension
Police Protection	IMRF Pension
Fire Protection Pension	Corporate

I have also included a history of the past 4 levies showing what they were with the Police and Fire Protection amounts as well as what they would have been with the IMRF and Corporate amounts. I then have shown 3 possible Levies for 2009; the first with the levy remaining the same as 2008, the second +1.7% (amount eligible if we had been covered by PTELL), and the third +2.91% (increase in EAV from 2008 to 2009). If the 2009 Levy remains the same as the 2008 Levy and using the requested amounts for the Police Pension, Fire Pension, and Library; the remaining amount for the IMRF Pension and General Fund would be reduced by \$618,711. If the 2009 Levy increases by 1.7%, the General Fund (including IMRF Pension) is reduced by \$527,137. If the increase is 2.91%, the General Fund (including the IMRF Pension) is reduced by \$463,791. Based on Jim Wolf's projected General Fund Revenue for FY2011, at this point that revenue appears to be nearly \$500,000 less than the budgeted FY 2010 amount.

Please let me know which of the 3 (Levy Same, +1.7% or +2.91%) that you prefer. If you are undecided please let me know and I will gladly review the history and/or derivation of these numbers.

CITY OF PEKIN LEVY DISTRIBUTION

Fund	2005	2006	2007	2008	2009	2009	2009
					Levy Same	Levy +1.7%	Levy +2.91%
Municipal Library	\$900,704.00	\$937,000.00	\$974,054.00	\$1,022,756.00	\$1,022,756.00	\$1,027,756.00	\$1,032,756.00
Police Pension	\$912,833.00	\$980,991.00	\$840,749.00	\$1,116,695.00	\$1,372,247.00	\$1,372,247.00	\$1,372,247.00
Firemen's Pension	\$1,457,738.00	\$1,512,919.00	\$1,457,247.00	\$1,807,071.00	\$2,170,230.00	\$2,170,230.00	\$2,170,230.00
Police Protection	\$859,613.00	\$889,795.00	\$1,045,597.00	\$860,837.00	<i>\$551,481.00</i>	<i>\$597,269.00</i>	<i>\$628,942.00</i>
Fire Protection	\$859,612.00	\$889,795.00	\$1,045,597.00	\$860,837.00	<i>\$551,482.00</i>	<i>\$597,268.00</i>	<i>\$628,941.00</i>
IMRF Pension	<i>\$281,744.00</i>	<i>\$308,694.00</i>	<i>\$307,266.00</i>	<i>\$332,571.00</i>	\$474,885.00	\$474,885.00	\$474,885.00
Corporate	<i>\$1,437,481.00</i>	<i>\$1,470,896.00</i>	<i>\$1,783,928.00</i>	<i>\$1,389,103.00</i>	\$628,078.00	\$719,652.00	\$782,998.00
TOTAL	\$4,990,500.00	\$5,210,500.00	\$5,363,244.00	\$5,668,196.00	\$5,668,196.00	\$5,764,555.00	\$5,833,116.00
EAV	\$376,992,289.00	\$397,027,200.00	\$411,769,960.00	\$448,207,294.00	\$455,865,324.00	\$455,865,324.00	\$455,865,324.00

Police Protection and Fire Protection in Levy Through 2008

IMRF Pension and Corporate in Levy Effective 2009

Pekin Tax Rates 2008

	1989	1990	1991	1992	1993	1994	1995
City of Pekin	\$3.4689	\$3.2943	\$2.8898	\$2.7241	\$2.8111	\$2.8428	\$2.9415
Pekin Park	\$0.4764	\$0.6044	\$0.6107	\$0.5792	\$0.5811	\$0.5711	\$0.5781
Tazewell County	\$0.5854	\$0.5308	\$0.5044	\$0.4885	\$0.4952	\$0.5079	\$0.5417
Pekin Township	\$0.1000	\$0.3354	\$0.2939	\$0.2591	\$0.2454	\$0.2365	\$0.2406
Elementary #108	\$2.6883	\$2.9311	\$2.9098	\$3.0083	\$3.0155	\$3.0032	\$3.0787
High School #303	\$1.7307	\$1.8916	\$1.8793	\$1.8826	\$1.8507	\$1.8653	\$1.9022
Junior College #514	\$0.4025	\$0.4254	\$0.4392	\$0.4354	\$0.4424	\$0.4778	\$0.4761
CITY OF PEKIN	\$9.4522	\$10.0130	\$9.5271	\$9.3772	\$9.4414	\$9.5046	\$9.7589

	1996	1997	1998	1999	2000	2001	2002
City of Pekin	\$2.4921	\$2.0651	\$1.7486	\$1.4722	\$1.3377	\$1.1940	\$1.1174
Pekin Park	\$0.5541	\$0.5291	\$0.5262	\$0.5125	\$0.4886	\$0.4647	\$0.4491
Tazewell County	\$0.5383	\$0.5177	\$0.5288	\$0.5832	\$0.5646	\$0.4605	\$0.4400
Pekin Township	\$0.2267	\$0.2066	\$0.1886	\$0.1869	\$0.1667	\$0.1524	\$0.1320
Elementary #108	\$3.0326	\$3.0212	\$2.9560	\$2.9661	\$2.8780	\$2.7967	\$2.7469
High School #303	\$1.9117	\$2.0204	\$2.0220	\$1.9841	\$1.9900	\$1.9221	\$1.8823
Junior College #514	\$0.4480	\$0.4324	\$0.4345	\$0.4227	\$0.4142	\$0.4324	\$0.4731
CITY OF PEKIN	\$9.2035	\$8.7925	\$8.4047	\$8.1277	\$7.8398	\$7.4228	\$7.2408

	2003	2004	2005	2006	2007	2008	2009
City of Pekin	\$1.0659	\$1.3041	\$1.3316	\$1.3103	\$1.3024	\$1.3024	
Pekin Park	\$0.4370	\$0.4297	\$0.4446	\$0.4317	\$0.4258	\$0.4247	
Tazewell County	\$0.4383	\$0.4396	\$0.4502	\$0.4420	\$0.4537	\$0.4468	
Pekin Township	\$0.0883	\$0.1279	\$0.1355	\$0.1341	\$0.1557	\$0.1540	
Elementary #108	\$2.6485	\$2.6359	\$2.7005	\$2.6805	\$2.6792	\$2.6443	
High School #303	\$1.8548	\$1.8515	\$1.9126	\$1.8370	\$1.8315	\$1.8027	
Junior College #514	\$0.4573	\$0.4771	\$0.4853	\$0.4813	\$0.4841	\$0.4774	
CITY OF PEKIN	\$6.9901	\$7.2658	\$7.4603	\$7.3169	\$7.3324	\$7.2521	\$0.0000



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 9, 2009

ACTION REQUESTED: Membership renewal

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 9 years we have been in the pool, we have gone over one time (2002).

FINANCIAL IMPACT: IMLRMA offers two premium options, the annual membership contribution of \$754,441.38, or the Min/Max contribution of \$646,556.13.

IMPACT IF APPROVED: The Min/Max option will save \$107,885.25.

IMPACT IF DENIED: Costs in excess of \$754,441.38.

ALTERNATIVES: Self Insurance plan where a third party administers the plan and the City pays all expenses directly. We pay a substantial amount on residual claims from the self insured program that ended in April 2001.

REQUIRED SIGNATURES

Department Director

Angel Evans 11-5-09
Date

Finance Department

Angel Evans 11-5-09
(Certification of Availability of Funds) Date

Corporation Counsel

(Certification of Review) Date

City Manager

Date

ORDINANCE NO. _____

**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 12/31/2008 to 12/31/2009 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 12/31/2009 and ending 12/31/10 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 12/31/2008 to 12/31/2009 and all endorsements thereto.

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

PASSED AND APPROVED at a regular meeting of the City Council of the City of Pekin,
this _____ day of _____, 2009; and upon roll call the vote was as follows:

AYES:

NAYS:

ABSENT:

ABSTAINING:

MAYOR

ATTEST:

CITY CLERK

ILLINOIS MUNICIPAL LEAGUE RISK MANAGEMENT ASSOCIATION

P.O. Box 5180, Springfield, Illinois 62705-5180
Phone: 217/525-1220 Fax: 217/525-7438



MIN / MAX 2010 CONTRIBUTION INVOICE/RENEWAL

MEMBER INFORMATION:

Pekin
111 South Capitol Street, Room 242
Pekin, IL 61554-3260

DATE: 10/9/2009
ACCOUNT #: 0461

2010 MIN/MAX CONTRIBUTION: \$653,087

MIN/MAX CONTRIBUTION BREAKDOWN

EFFECTIVE DATES: 12/31/2009 TO 12/31/2010

WC	AL/CGL	IM	APD	PROP	TOTAL
\$422,544	\$188,221	\$2,003	\$19,884	\$20,435	\$653,087

MIN/MAX PAYMENT BREAKDOWN

FULL PAYMENT OPTIONS		INSTALLMENT OPTIONS	
Option #1 (with discount)	Option #2	Option #3 (with discount)	Option #4
*Invoice Amt: \$646,556.13	Invoice Amt: \$653,087.00	*Invoice Amt: \$646,556.13 2% Fee: \$12,931.12 Total Invoice: \$659,487.25	Invoice Amt: \$653,087.00 2% Fee: \$13,061.74 Total Invoice: \$666,148.74
Pay by: 11/20/2009	Pay by: 12/11/2009	1 st Installment Pay by 11/20/2009 \$329,743.63 2 nd Installment Pay by 06/11/2010 \$329,743.62	1 st Installment Pay by 12/11/2009 \$333,074.37 2 nd Installment Pay by 06/11/2010 \$333,074.37

*Payment received on or before 11/20/09 includes 1% discount on 2010 Min/Max Contribution.

You can send this entire page, or cut at the line below and just send the bottom portion of this invoice, to submit when making payment.

CHECK ONE:

- ☐ Option #1 → *Best Value*
☐ Option #2
☐ Option #3
☐ Option #4

Pekin
111 South Capitol Street, Room 242
Pekin, IL 61554-3260
ACCOUNT # 0461

Make check payable to:
IML Risk Management Association
P.O. Box 5180
Springfield, Illinois 62705-5180

TOTAL MIN/MAX
PAYMENT ENCLOSED: \$ _____

The signed Min/Max agreement must be returned with your payment.

IMLRMA MINIMUM/MAXIMUM CONTRIBUTION AGREEMENT

This Agreement is entered into this _____ (Date Signed), 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, 2009 to December 31, 2010 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" -- 80 percent of those dollars set aside for the payment of claims excluding reinsurance and excess premiums and administrative costs.

"Maximum Loss Fund" -- 120 percent of those dollars set aside for the payment of claims excluding reinsurance and excess premiums and administrative costs.

"Paid Claim Dollars" -- Those payments made by IMLRMA on claims including defense costs against the **CITY OF PEKIN** minus recovery from subrogation, deductible or salvage credited against those claim payments.

"Minimum Contribution" -- Minimum Loss Fund including reinsurance and excess premiums and administrative costs.

"Maximum Contribution" -- Maximum Loss Fund including reinsurance and excess premiums and administrative costs.

2. MINIMUM/MAXIMUM CONTRIBUTION BREAKDOWN

The **CITY OF PEKIN** hereby agrees to the following schedule of contributions:

	<u>Minimum Contribution</u>		<u>Maximum Contribution</u>
Reinsurance and Excess Premiums and Administrative Costs	\$ 217,188		\$ 217,188
Loss Fund	\$ 435,899	@ 120%	\$ 653,849
Contribution	\$ 653,087		\$ 871,037

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.



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

CITY OF PEKIN
MAJOR REVENUE SOURCES
SIX MONTHS ENDED OCTOBER 31, 2009

	Annual Budget	Prorated Percent	Prorated Budget	10/31/09 Actual Received 6 Months	Actual as a Percent of Budget	Actual Over(Under) 6 Month Budget	10/31/08 Actual Received 6 Months
<u>General Fund</u>							
Property Taxes	\$1,721,674	90.00%	\$1,549,507	\$1,650,899	106.54%	\$ 101,392	\$ 1,956,669
State Sales Taxes	5,100,000	50.00%	2,550,000	2,178,269	85.42%	(371,731)	2,375,382
Home Rule Taxes	3,900,000	50.00%	1,950,000	1,875,359	96.17%	(74,641)	2,001,977
Income Taxes	2,920,000	50.00%	1,460,000	1,468,682	100.59%	8,682	1,934,292
Replacement Taxes	1,120,000	50.00%	560,000	664,892	118.73%	104,892	777,095
Use Tax	460,000	50.00%	230,000	209,261	90.98%	(20,739)	235,716
Local Use Gas Tax	290,000	50.00%	145,000	166,929	115.12%	21,929	146,485
Food & Beverage Tax	800,000	45.45%	363,600	382,664	105.24%	19,064	-
Package Liquor Tax	200,000	45.45%	90,900	72,569	79.83%	(18,331)	-
Investment Earnings	298,000	50.00%	149,000	148,490	99.66%	(510)	155,757
Fees for Services	2,094,100	50.00%	1,047,050	1,105,579	105.59%	58,529	1,009,409
Fines & Forfeits	640,300	50.00%	320,150	336,587	105.13%	16,437	284,038
SUBTOTAL-General	<u>19,544,074</u>	<u>53.29%</u>	<u>10,415,207</u>	<u>10,260,180</u>	<u>98.51%</u>	<u>(155,027)</u>	<u>10,876,820</u>
<u>Sewerage Fund</u>							
Fees for Services	2,695,000	50.00%	1,347,500	1,253,930	93.06%	(93,570)	1,241,048
Investment Earnings	104,000	50.00%	52,000	66,404	127.70%	14,404	53,434
<u>Motor Fuel Tax Fund</u>							
Motor Fuel Taxes	890,000	50.00%	445,000	415,197	93.30%	(29,803)	434,961
Investment Earnings	78,000	50.00%	39,000	254	0.65%	(38,746)	31,337
<u>TIF Fund</u>							
Property Taxes	566,500	90.00%	509,850	470,630	92.31%	(39,220)	445,875
Sales Taxes-City	240,000	100.00%	240,000	326,266	135.94%	86,266	261,247
Sales Taxes-State Alloc.	190,000	50.00%	95,000	97,802	102.95%	2,802	95,670
Investment Earnings	31,000	50.00%	15,500	11,627	75.01%	(3,873)	10,894
<u>School Bus Fund</u>							
Fees for Services	1,711,503	50.00%	855,752	643,511	75.20%	(212,241)	477,123
Investment Earnings	31,000	50.00%	15,500	32,457	209.40%	16,957	11,415
<u>Vehicle Maint. Fund</u>							
Fees for services	<u>1,334,893</u>	<u>50.00%</u>	<u>667,447</u>	<u>462,666</u>	<u>69.32%</u>	<u>(204,781)</u>	<u>626,561</u>
TOTALS	<u>27,415,970</u>	<u>53.61%</u>	<u>14,697,755</u>	<u>14,040,924</u>	<u>95.53%</u>	<u>(656,831)</u>	<u>14,566,385</u>

CITY OF PEKIN

INVESTMENT EARNINGS

SIX MONTHS ENDED OCTOBER 31, 2009

FUND	ANNUAL BUDGET	6 MONTH BUDGET	ACTUAL 10/31/09	ACTUAL 10/31/08	ACTUAL DIFFERENCE	10/31/09 ACTUAL COMPARED TO BUDGET
General	\$ 298,000	\$ 149,000	\$ 148,490	\$ 155,757	\$ (7,267)	\$ (510)
Sewer	104,000	52,000	66,404	53,434	12,970	14,404
Solid Waste	-	-	4,921	-	4,921	4,921
Motor Fuel Tax	78,000	39,000	254	31,337	(31,083)	(38,746)
TIF	31,000	15,500	11,627	10,894	733	(3,873)
Capital Projects	53,000	26,500	35,164	46,132	(10,968)	8,664
School Bus	31,000	15,500	32,457	11,415	21,042	16,957
Insurance	30,000	15,000	2,532	17,619	(15,087)	(12,468)
Economic Development	165,000	-	-	27,074	(27,074)	-
TOTALS	<u>\$ 790,000</u>	<u>\$ 312,500</u>	<u>\$ 301,849</u>	<u>\$ 353,662</u>	<u>\$ (51,813)</u>	<u>\$ (10,651)</u>
Overall Percentage Actual Over (Under) Budget & Prior Year Actual					<u>-14.66%</u>	<u>-3.42%</u>