

: OFFICIAL PROCEEDINGS :**: OF THE CITY OF PEORIA, ILLINOIS :**

Council Chambers, Peoria, Illinois, January 21, 2003, a Regular Meeting of the City Council was held this date at 6:15 P.M., at City Hall, Council Chambers, 419 Fulton Street, Mayor David P. Ransburg presiding.

ROLL CALL

Roll call showed the following Council Members present: Grayeb, Gulley, Morris, Nichting, Sandberg, Spears (Arrived at 6:18 P.M.), Teplitz, Thetford, Turner, Mayor Ransburg – 10; Absent – Ardis - 1.

INVOCATION & PLEDGE OF ALLEGIANCE

Mayor Ransburg requested a moment of silent prayer and then he led the Pledge of Allegiance.

MINUTES

Council Member Nichting moved to approve Minutes of the Regular City Council Meeting held on January 14, 2003, as printed; seconded by Council Member Turner.

Approved by roll call vote.

Yeas: Grayeb, Gulley, Morris, Nichting, Sandberg, Teplitz, Thetford, Turner,
Mayor Ransburg - 9;

Nays: None.

Council Member Spears arrived at 6:18 P.M.

PETITIONS, REMONSTRANCES & COMMUNICATIONS**CONSIDERATION OF CONSENT AGENDA ITEMS BY OMNIBUS VOTE.**

- (03-030) **PAYMENT ESTIMATE FOR PUBLIC IMPROVEMENT PROJECT: HICKORY GROVE ROAD IMPROVEMENT (Allen Road to +/- 675' West of Columbine Drive) (Excavating existing roadway to the proper grade and constructing 12" aggregate base course, 3" bituminous surface course, and ditch grading. Additional construction includes P.C.C. pavement, sidewalk and combination curb and gutter on the adjacent Brooklyn Place.) P.J. HOERR, INC. – PAY ESTIMATE #3 & FINAL: \$60,943.07; TOTAL AUTHORIZATION APPROVED: \$60,943.07. (For Information Only)**
- (03-031) **Communication from Director of Public Works with JOINT AGREEMENT with IDOT for the Resurfacing of LINCOLN AVENUE from Griswold to Adams and Requesting Authorization for the City Manager to Sign the AGREEMENT, with the City's Portion Estimated to be \$31,050.00.**
- (03-032) **Communication from Corporation Counsel with ORDINANCE Amending**
* **CHAPTER 3 of the Code of the City of Peoria Relating to Alcoholic Beverages Regarding Independence Day Falling on a Friday and Special Event Licensing.**
- (03-033) **Communication from Inspections Director with ORDINANCE NO. 15,425 Amending Chapter 5 of the Code of the City of Peoria Relating to Building and Building Regulations Adopting the 2002 NATIONAL ELECTRICAL CODE (NFPA 70) to Become Effective February 10, 2003.**

- (03-034) Communication from Planning and Growth Management with **ORDINANCE NO. 15,426** Granting a **SPECIAL USE** in a **Class R-4 (Single -Family Residential)** District for **CHURCH FACILITIES** for the Property Located at **1500 S. EASTON AVENUE**, with Condition.
- (03-035) ****** Communication from Planning and Growth Management with **ORDINANCE** Rezoning Property Located at **309, 319, 321 CAROLINE STREET** from the Present **Class R-4 (Single -Family Residential)** District to a **Class I-2 (Railroad/Warehouse Industrial)** District.
- (03-036) **STREET LIGHTING REQUESTS** at **VARIOUS LOCATIONS: 200 Block S. Blaine Street, 1700 Block N. North Street, 1800 Block N. North Street.**
- (03-037) **SITE APPROVAL** for a **CLASS "G" (RESTAURANT, WINE & BEER ONLY)** **LIQUOR LICENSE** for **2601 W. LAKE AVENUE**, with Recommendation of the Liquor Commission to Approve.
- (03-038) **SITE APPROVAL** for a **SUBCLASS 1A (2:00 A.M. HOURS) LIQUOR LICENSE** for **1301 W. PIONEER PARKWAY**, with Recommendation of the Liquor Commission to Approve.
- (03-039) **APPOINTMENTS** by Mayor David P. Ransburg to the **JOINT LABOR/ MANAGEMENT HEALTH CARE COMMITTEE:**
- | | |
|--------------------------------|-----------------------------|
| John D. Morris (Voting) | Term Expires 6/30/05 |
| W. Eric Turner (Voting) | Term Expires 6/30/05 |
- (03-040) Communication from Superintendent of Police, Director of Planning and Growth Management, Director of Inspections, Assistant Corporation Counsel, and Animal Shelter Director Regarding **NEIGHBORHOOD ENHANCEMENT ACTION TEAM (NEAT) REPORT.**

Council Member Nichting moved to approve the Consent Agenda items as outlined in the communications; seconded by Council Member Morris.

Council Member Thetford requested Item No. 03-035 be removed from the Consent Agenda for further discussion.

Council Member Sandberg requested Item No. 03-032 be removed from the Consent Agenda for further discussion.

Item Nos. 03-030 through 03-040 (excluding Item Nos. 03-032 and 03-035 which were removed from the Consent Agenda for further discussion) were approved by roll call vote under the Omnibus Vote Designation.

Yeas: Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner, Mayor Ransburg - 10;

Nays: None.

**(03-032) Communication from Corporation Counsel with ORDINANCE Amending
* CHAPTER 3 of the Code of the City of Peoria Relating to Alcoholic Beverages
 Regarding Independence Day Falling on a Friday and Special Event Licensing.**

In discussion with Council Member Sandberg, Corporation Counsel Randy Ray explained the proposed Ordinance would only affect those events being held on public property and would not affect a charity event held on private property.

Council Member Sandberg expressed concern that this change would increase competition for liquor license holders on the event nights. He indicated that total liquor sales for the local distribution area was down approximately 20% but there were more liquor establishments in the City than there were five years ago. He said he could not support the proposed Ordinance because he felt the City should support existing businesses and not encourage additional liquor events on public property.

Council Member Thetford moved to adopt the Ordinance amending Chapter 3 of the Code of the City of Peoria relating to Alcoholic Beverages regarding Independence Day falling on a Friday and special event licensing; seconded by Council Member Teplitz.

In discussion, it was determined by Council Member Spears that it was not known whether or not the Liquor Association had been contacted about the proposed Ordinance. He said he felt the Liquor Association needed to be aware of the proposed Ordinance prior to adoption.

Council Member Spears moved to defer this item until such time a meeting could be set up with the Liquor Association to review the proposed Ordinance; seconded by Council Member Morris.

Motion to defer this item until such time a meeting could be set up with the Liquor Association to review the proposed Ordinance was approved by roll call vote.

Yeas: Grayeb, Morris, Nichting, Sandberg, Spears, Turner, Mayor Ransburg - 7;

Nays: Gulley, Teplitz, Thetford - 3.

**(03-035) Communication from Planning and Growth Management with ORDINANCE
** Rezoning Property Located at 309, 319, 321 CAROLINE STREET from the Present
 Class R-4 (Single -Family Residential) District to a Class I-2 (Railroad/Warehouse
 Industrial) District.**

Council Member Thetford moved to defer this item for two weeks until the February 4, 2003, Regular City Council Meeting; seconded by Council Member Morris.

Motion to defer this item until February 4, 2003, was approved by roll call vote.

Yeas: Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner,
Mayor Ransburg - 10;

Nays: None.

**(03-041) Communication from Mayor David P. Ransburg Requesting Approval of the
 SEVERANCE AGREEMENT with MICHAEL D. McKNIGHT and Requesting
 Authorization for the Mayor to Execute the Agreement Upon Receipt of the City
 Manager's Letter of Resignation.**

Council Member Turner moved to approve the Severance Agreement with Michael D. McKnight and authorize the Mayor to execute the Agreement upon receipt of the City Manager's letter of resignation; seconded by Council Member Teplitz.

Council Member Sandberg referred to the agreement and said there was reference to a three-month period the City Manager would still be considered an employee. He questioned, during that three-month period, if the City Manager would still be accruing additional personal and vacation time even though he would not be working.

Director of Human Resources Pat Parsons confirmed Council Member Sandberg's assessment to be correct. Director Parsons also indicated that the agreement would not inhibit the City Manager's ability to take part in the Early Retirement Incentive if he chose to do so.

City Manager Michael McKnight said, at this time, he had not made a decision about retirement. He said he did not feel he would decide until he had more time.

Motion to approve the Severance Agreement with Michael D. McKnight and authorize the Mayor to execute the Agreement upon receipt of the City Manager's letter of resignation was approved by roll call vote.

Yeas: Grayeb, Gulley, Morris, Teplitz, Thetford, Turner, Mayor Ransburg - 7;

Nays: Nichting, Sandberg, Spears - 3.

(03-042) Consideration of the Following Communications:

A. Communication from Mayor David P. Ransburg with RESOLUTION Expressing Concurrence in Principle with the PRELIMINARY DRAFT of the CITY OF PEORIA'S STRATEGIC PLAN 2003 – 2008;

Council Member Teplitz moved to approve the Resolution expressing concurrence in principle with the Preliminary Draft of the City of Peoria's Strategic Plan 2003 – 2008; seconded by Council Member Morris.

Council Member Turner said Council Member Ardis, who was absent, had requested that this issue be deferred and discussed in conjunction with Unfinished Business Item No. 02-838 so the two items could be discussed at the same time.

Council Member Sandberg pointed out this particular item was the plan and Council Member Turner's request, on behalf of Council Member Ardis, should be considered under Item B.

Motion to approve the Resolution expressing concurrence in principle with the Preliminary Draft of the City of Peoria's Strategic Plan 2003 – 2008 was approved by roll call vote.

Yeas: Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner, Mayor Ransburg - 10;

Nays: None.

B. Communication from Mayor David P. Ransburg Regarding the NEIGHBORHOODS and CITY SERVICES TASK FORCE FRAMEWORK.

Council Member Teplitz moved to receive and file the Neighborhoods and City Services Task Force Framework; seconded by Council Member Thetford.

Council Member Morris clarified this item did not adopt a new commission by the authority of the Council, but approval was being given for the Mayor to formulate a Task Force. He said he felt the Council would have input on the Task Force.

Council Member Nichting referred to a flow chart in the Council communication and he questioned what budget adjustments would be made in April, 2003.

Mayor Ransburg said, by April, the Council would know the results from the auditors for 2002, there would be a couple more months of actual revenue and expense information, and the 2003 Election would be over. He added he hoped this process would replace the Special Council Meetings scheduled for February, 2003.

Council Member Sandberg expressed concern there were some severe budgetary issues that had evolved and he did not feel the City had the luxury of waiting until September, 2003, to make changes. He said he accepted the proposal made by Mayor Ransburg, and he said he would be supporting Council Member Ardis' proposal to determine the City's core businesses and organizations. He indicated different perspectives were needed. He added that the Council should not abdicate their responsibilities to a Task Force, committee or consultant.

In discussion with Council Member Spears, it was determined the Task Force Meetings would be open to the public and noticed. He suggested limiting the number of Task Force participants to six would streamline the process and would come to quicker results. He added the Council should continue their plan to have the February Special Meetings so the Council could obtain a full grasp of the Budget.

Motion to receive and file the Neighborhoods and City Services Task Force Framework was approved by roll call vote.

Yeas: Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner,
Mayor Ransburg - 10;

Nays: None.

(03-043) Communication from Information Systems Director Requesting Authorization to PURCHASE COMPUTER HARDWARE, in the Amount of \$13,159.08, for the CODE ENFORCEMENT DEPARTMENT MOVE to 456 Fulton, and FAIL OVER SERVER for Information Systems Department.

Council Member Sandberg moved to authorize the purchase of computer hardware, in the amount of \$13,159.08, for the Code Enforcement Department move to 456 Fulton Street, and fail over server for the Information Systems Department; seconded by Council Member Morris.

Approved by roll call vote.

Yeas: Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner,
Mayor Ransburg - 10;

Nays: None.

(03-044) Communication from Director of Public Works Regarding WATER STREET IMPROVEMENTS (Walnut Street to State Street) and Requesting Direction Regarding the Type of FENCING to be Utilized.

Council Member Gulley moved to defer this item for two weeks until the February 4, 2003, Regular City Council Meeting; seconded by Council Member Morris.

Council Member Sandberg said he would be abstaining from the vote because he provided architectural services for an adjacent property owner.

Council Member Grayeb requested, when this item came back to Council, that illustrations of the two types of fencing be provided.

Motion to defer this item until February 4, 2003, was approved by roll call vote.

Yeas: Grayeb, Gulley, Morris, Nichting, Spears, Teplitz, Thetford, Turner,
Mayor Ransburg - 9;

Nays: None;

Abstention: Sandberg - 1.

(03-045) Communication from Director of Planning and Growth Management with Recommendation from the Neighborhood Development Commission for INTERIM CHANGES in the 2003 REHAB PROGRAMS and SCHEDULE.

Council Member Thetford moved to defer this item for one week until the January 28, 2003, Regular Council Meeting; seconded by Council Member Gulley.

Motion to defer this item until January 28, 2003, was approved by roll call vote.

Yeas: Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner,
Mayor Ransburg - 10;

Nays: None.

(03-046) Communication from Director of Planning and Growth Management with Recommendation from the Neighborhood Development Commission to Approve the CDBG FUNDING for NEIGHBORHOOD PROJECTS in 2003, Totaling \$6,000.00 as Outlined.

Council Member Thetford moved to approve the recommendation from the Neighborhood Development Commission to approve the CDBG Funding for Neighborhood Projects in 2003, totaling \$6,000.00, as outlined; seconded by Council Member Gulley.

Approved by roll call vote.

Yeas: Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner,
Mayor Ransburg - 10;

Nays: None.

(03-047) CITY MANAGER REPORT TO CITY COUNCIL.

Council Member Morris moved to receive and file the City Manager Report to City Council; seconded by Council Member Gulley.

Approved by roll call vote.

Yeas: Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Turner,
Mayor Ransburg - 10;

Nays: None.

Council Member Turner left the Council Chambers.

UNFINISHED BUSINESS

(02-836) Communication from Director of Planning and Growth Management with Zoning Commission Recommendation to Adopt the ORDINANCE Amending APPENDIX B of the Code of the City of Peoria Relating to Zoning for Various Text Adjustments Deleting Zoning Certificate Requirements.

Council Member Thetford moved to defer this item for two weeks until the February 4, 2003, Regular City Council Meeting; seconded by Council Member Teplitz.

Motion to defer this item until February 4, 2003, was approved by roll call vote.

Yeas: Grayeb, Gulley, Morris, Sandberg, Spears, Teplitz, Thetford, Mayor Ransburg - 8;

Nays: Nichting - 1.

- (02-838-B) DISCUSSION Regarding the 2003 RESTRUCTURING INITIATIVE and a
*** PROPOSAL to Form an APOLITICAL TASK FORCE Made Up of Private Sector
Business People to Examine City Services and the Budget Process – As Requested
by Council Member Jim Ardis. Clerk's Note: What is Before the City Council is
the Motion to form a Task Force Comprised of Seven Members of the Local
Business Community, with One Member Being a Representative of Labor, with a
Request that the Mayor's Office Assist in Coordination of the Interested Businesses
to Allow the Group to Fulfill Their Mission, and The Task Force Members Would
be Brought Back Before the Council for Approval.**

On behalf of Council Member Ardis, who was absent, Council Member Morris moved to defer this item for one week until the January 28, 2003, Regular City Council Meeting; seconded by Council Member Sandberg.

Motion to defer this item until January 28, 2003, was approved by roll call vote.

Yeas: Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Mayor Ransburg - 9;

Nays: None.

- (03-007) Communication from Director of Planning and Growth Management with
ORDINANCE Reducing the 100-FOOT SETBACK from Centerline Along
SHERIDAN ROAD for Property Addressed at 2503 N. SHERIDAN.
Clerk's Note: What is Before the City Council is the Motion to DENY the
ORDINANCE Reducing the 100-foot setback from centerline along Sheridan Road
for Property addressed as 2503 N. SHERIDAN.**

Council Member Teplitz moved to defer this item for two weeks until the February 4, 2003, Regular City Council Meeting; seconded by Council Member Sandberg.

Motion to defer this item until February 4, 2003, was approved by roll call vote.

Yeas: Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Mayor Ransburg - 9;

Nays: None.

- (02-838-A) CONSIDERATION of a MOTION to CANCEL the SPECIAL MEETINGS OF
THE CITY COUNCIL to Discuss the 2003 RESTRUCTURING INITIATIVE
Scheduled for FEBRUARY 5, 6, 12, 13, 19, 20, 26 and 27, 2003.**

Council Member Teplitz moved to cancel the Special Meetings of the City Council to discuss the 2003 Restructuring Initiative scheduled for February 5, 6, 12, 13, 19, 20, 26 and 27, 2003, in view of the fact a Task Force had been established to make recommendations regarding this issue; seconded by Council Member Thetford.

Council Member Grayeb suggested if a Council Member or a group of Council Members derived a plan to save the City money in some manner, a Special Meeting could be scheduled for discussion or the item could be place on any Council Agenda. He said he would agree to cancel the February meetings with that understanding.

Council Member Sandberg said he would not support the motion. He said he felt it was too late in the Budget process to make good choices, and the interchange of ideas of the present situation and the long term solution should not be deferred. He added there was no time like the present to begin the process.

In discussion with Council Member Nichting, City Manager Michael McKnight indicated he felt the longer the solution was delayed, the deeper the cuts would have to be. He said, with the Early Retirement Incentive, the majority of staff reductions would be in the Public Works Department and Director Van Winkle would need to know what his resources would be in order to schedule work and carry on activities for his Department to perform.

Motion to cancel the Special Meetings of the City Council to discuss the 2003 Restructuring Initiative scheduled for February 5, 6, 12, 13, 19, 20, 26 and 27, 2003, in view of the fact a Task Force had been established to make recommendations regarding this issue was approved by roll call vote.

Yeas: Grayeb, Gulley, Morris, Teplitz, Thetford, Mayor Ransburg - 6;

Nays: Nichting, Sandberg, Spears - 3.

NEW BUSINESS

(03-048) REQUEST for a FULL REPORT BACK Regarding the FIRE at ROGUN MOBIL POWER WASH at 407 N. E. ROCK ISLAND AVENUE.

Council Member Thetford referred to the fire and explosion at the Rogun Mobil Power Wash located on 407 N. E. Rock Island Avenue which occurred just prior to this Council Meeting, and she commended members of the Peoria Fire Department for their efforts.

Council Member Sandberg requested a report back regarding how many people were on vacation or called in sick on the day of this fire. He said an Engine was at the fire that was stationed on Wilhelm Road, which was a far North Station and was dispatched to this fire. He said he wanted the Council to understand the Fire Department staffing and the dynamics of a fire of this magnitude. He said the Fire Department had to have the ability to shift and cover the entire community. He said this information needed to be appreciated and then consider what would happen if there were 22 less Firefighters. He said from an organizational or staffing point of view, he challenged everyone to consider what had to be accomplished on this fire.

Council Member Grayeb pointed out this was a good example of why the Task Force must have representatives from various departments in the City serving on the Task Force to provide this kind of information and make recommendations. He added these discussions should not be held in a vacuum.

Council Member Thetford requested a full report back regarding the fire at Rogun Mobil Power Wash and what caused the fire.

The Council concurred.

CITIZEN REQUESTS TO ADDRESS THE COUNCIL

No citizens came forward to address the Council.

EXECUTIVE SESSION

(03-049) Consideration of a Motion for the City Council to go into EXECUTIVE SESSION to Discuss 2(c)(6) The setting of a price for sale or lease of property owned by the public body.

Council Member Morris moved that the City Council go into Executive Session to Discuss 2(c)(6) The setting of a price for sale or lease of property owned by the public body; seconded by Council Member Sandberg.

Motion that the City Council go into Executive Session to Discuss 2(c)(6) The setting of a price for sale or lease of property owned by the public body was approved by roll call vote.

Yeas: Grayeb, Gulley, Morris, Nichting, Sandberg, Spears, Teplitz, Thetford, Mayor Ransburg - 9;

Nays: None.

ADJOURNMENT

Council Member Morris moved to adjourn the Council Meeting; seconded by Council Member Sandberg.

Approved by viva voce vote.

The Council Meeting adjourned at 7:03 P.M.

Mary L. Haynes, MMC
City Clerk of Peoria, Illinois

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